

RESOLUTION NUMBER R- 297057

ADOPTED ON SEP 16 2002

WHEREAS, the Santa Fe Irrigation District (SFID) desires to construct and install a new subsurface pipeline to replace the aging Lake Hodges Flume, which will be decommissioned by the SFID. Once construction is completed, SFID will transfer ownership of the new pipeline, from Lake Hodges Dam west to a proposed blow-off structure, to the City as required by the California Department of Water Resources, Division of Safety of Dams. SFID will need to retain a permanent easement from the blow-off structure west to the City Westerly property line; and

WHEREAS, this action provides for the transfer of the existing easement (0.65 acres) across City property for the existing Lake Hodges Flume from SFID to the City, which will be replaced with a new easement (0.34) to be granted from the City to SFID for the new subsurface pipeline; and

WHEREAS, the easements being acquired and relinquished are of comparable size and utility and are considered an equal exchange between the parties; and

WHEREAS, the portion of the project within the City's jurisdiction requires issuance of a Site Development Permit (SDP) by the City due to impacts to Environmentally Sensitive Lands, as defined by the City's Land Development Code. Because the project occurs within the Lake Hodges Cornerstone Lands Multi-Habitat Planning Areas, a SDP is also required to confer Third Party Beneficiary Status, and easements are City discretionary actions that require environmental

review under the California Environmental Quality Act (CEQA). Therefore, the City is a Responsible Agency under CEQA; and

WHEREAS, the SFID certified a Final Environmental Impact Report (FEIR) for the project on April 16, 2001, but the FEIR did not identify the above-mentioned City discretionary actions nor was the City identified as a CEQA Responsible Agency. As such, the City determined that a Supplemental Environmental Impact Report (SEIR) is necessary to address the deficiencies in the previous FEIR. The SEIR is also required to address certain other changes to the project. The SEIR was certified at a public hearing held on July 25, 2002. The final SEIR was reviewed and considered by the City Planning Commission on August 1, 2002, where the SDP was granted; NOW, THEREFORE

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

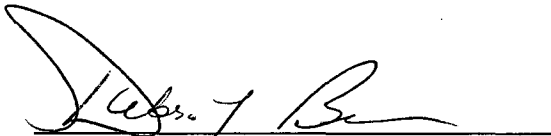
1. That the City Manager, or his designee, is authorized to execute an Easement Deed and Temporary Construction Easement Deed conveying permanent and temporary property rights to the Santa Fe Irrigation District for the construction of a water pipeline and access road, as more particularly described in the respective deeds on file in the office of the City Clerk as Document No. RR- 297057-1 and Document No. RR- 297057-2

2. That the City Manager, or his designee, is authorized to accept a Quitclaim Deed, executed by the Santa Fee Irrigation District, conveying back to the City the existing water pipeline easement, which is as more particularly described in said deed, a copy of which is on file in the office of the City Clerk as Document No. RR- 297057-3

3. That it is stated for the record that the City of San Diego, as Responsible Agency under CEQA, has reviewed and considered the final Supplemental Environmental Impact Report prepared by the Santa Fe Irrigation District prior to approving the project, and that the City Clerk is hereby directed to file a Notice of Determination.

APPROVED: CASEY GWINN, City Attorney

By



Debra J. Bevier
Deputy City Attorney

DJB:mm
08/22/02
Or.Dept:REA
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