

RESOLUTION NUMBER R- 297783

ADOPTED ON MAR 25 2003

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO CERTIFYING THAT THE COUNCIL HAS REVIEWED AND CONSIDERED INFORMATION CONTAINED IN THE MASTER ENVIRONMENTAL IMPACT REPORT FOR THE CENTRE CITY REDEVELOPMENT PROJECT, THE SUBSEQUENT ENVIRONMENTAL IMPACT REPORT TO THE MEIR FOR THE PROPOSED BALLPARK AND ANCILLARY DEVELOPMENT PROJECTS, AND ASSOCIATED PLAN AMENDMENTS, AND THE SECONDARY STUDY WITH RESPECT TO THE DEVELOPMENT OF THE MUSEUM OF CONTEMPORARY ART/SAN DIEGO, SANTA FE DEPOT; AND MAKING CERTAIN FINDINGS AND DETERMINATIONS REGARDING ENVIRONMENTAL IMPACTS OF THE DEVELOPMENT.

WHEREAS, the Redevelopment Agency of the City of San Diego [Agency] is engaged in activities necessary to carry out and implement the Redevelopment Plan for the Centre City Redevelopment Project [Project]; and

WHEREAS, the Agency has previously prepared, and the Agency (Resolution No. 2081) and the City Council (Resolution No. R-279875) have certified the Final Master Environmental Impact Report for the Centre City Redevelopment Project [MEIR]; and

WHEREAS, the Agency has also previously prepared, and the Agency (Resolution No. R-03058) and the City Council (Resolution No. R-292363) have certified the Final Subsequent Environmental Impact Report to the MEIR for the Proposed Ballpark and Ancillary Development Projects, and Associated Plan Amendments [SEIR]; and

WHEREAS, the MEIR, as supplemented by the SEIR, for the Project is sometimes referred to collectively as the MEIR/SEIR; and

WHEREAS, the Council proposes to approve Centre City/Coastal Development Permit No. 41-0560 for adaptive reuse of the historic Baggage Building for a 13,700 square foot art exhibition facility by the Museum of Contemporary Art, San Diego, and building a new three-story building for Museum offices, classroom, art handling, and Amtrak use on a non-historic REA Site in the Project area; and

WHEREAS, the Centre City Development Corporation, Inc., acting on behalf of the Agency, has prepared a Secondary Study in accordance with and pursuant to the California Environmental Quality Act of 1970 [CEQA], the adopted State and local regulations and guidelines, and the Agency's amended "Procedures for Implementation of CEQA and the State Guidelines" (adopted July 17, 1990), and the Secondary Study assesses the environmental impacts of the development of the Museum and related activities; and

WHEREAS, the Council has considered the environmental effects of the proposed development as shown in the MEIR/SEIR and the Secondary Study; NOW, THEREFORE,

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

1. The Council certifies that the Secondary Study of environmental impacts with respect to the proposed development of the Museum Project has been prepared and completed in compliance with the California Environmental Quality Act of 1970 [CEQA], the adopted State and local regulations and guidelines, and the Agency's amended "Procedures for Implementation of CEQA and the State Guidelines" (adopted July 17, 1990), and the Secondary Study assesses the

environmental impacts of the development of the Museum Project and related activities.

2. The Council further certifies that the MEIR/SEIR for the Centre City Redevelopment Project, and the Secondary Study, were presented to the members of the Council, and that the information contained in the Secondary Study, and the MEIR/SEIR, has been reviewed and considered by the Council members.
3. The Council finds and determines that:
 - a. No substantial changes are proposed in the Centre City Redevelopment Project, or with respect to the circumstances under which the Project is to be undertaken, as a result of the development of the Museum Project, which will require major revisions in the MEIR/SEIR for the Project, due to the involvement of new significant environmental effects, or a substantial increase in the severity of previously identified significant effects, not covered in the MEIR/SEIR; and
 - b. No new information of substantial importance to the Project has become available which was not known or could not have been known with the exercise of reasonable diligence at the time the MEIR/SEIR for the Project was certified as complete, and which shows that the Museum Project will have any significant effects not discussed previously in the MEIR/SEIR, or that any significant effects previously examined will be substantially more severe than shown in the MEIR/SEIR, or that any mitigation measures or alternatives previously found not to be feasible or not previously

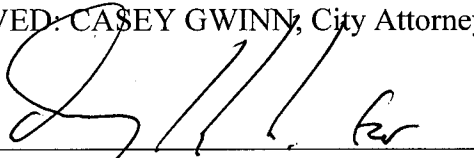
considered would substantially reduce or lessen any significant effects of the Museum Project on the environment; and

- c. No negative declaration, or subsequent environmental impact report, or supplement or addendum to the MEIR/SEIR is necessary or required; and
- d. The development of the Museum Project will have no significant effect on the environment, except as identified and considered in the MEIR/SEIR for the Project.

- 4. The activity specific Mitigation Monitoring and Reporting Program with respect to the development under the Agreement, Attachment A to the Secondary Study, is approved and adopted.

APPROVED: CASEY GWINN, City Attorney

By: _____


Elisa A. Gusato
Deputy City Attorney

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