

RESOLUTION NUMBER R- 298653

ADOPTED ON DEC 01 2003


BE IT RESOLVED, by the Council of the City of San Diego, that it is certified that Mitigated Negative Declaration LDR No. 14584 on file in the Office of the City Clerk, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 21000 et seq.), as amended, and the State guidelines thereto (California Code of Regulations section 15000 et seq.), that the declaration reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by this Council in connection with the approval of the Skyline Hills Branch Library Project.

BE IT FURTHER RESOLVED, that the City Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and therefore, that the Mitigated Negative Declaration, a copy of which is on file in the office of the City Clerk and incorporated by reference, is approved.

BE IT FURTHER RESOLVED, that pursuant to California Public Resources Code section 21081.6, the City Council adopts the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the project as required by this body in order to mitigate or avoid significant effects on the environment, a copy of which is attached hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED, that the City Clerk is directed to file a Notice of Determination [NOD] with the Clerk of the Board of Supervisors for the County of San Diego regarding the above project.

APPROVED: CASEY GWINN, City Attorney

By   
Catherine M. Bradley  
Deputy City Attorney

CMB:jab  
11/18/2003  
Or.Dept: Library  
R-2004-572

## EXHIBIT A

### MITIGATION MONITORING AND REPORTING PROGRAM

PTS NO. 14584

This Mitigation Monitoring and Reporting Program is designed to ensure compliance with Public Resources Code Section 21081.6 during implementation of mitigation measures. This program identifies at a minimum: the department responsible for the monitoring, what is to be monitored, how the monitoring shall be accomplished, the monitoring and reporting schedule, and completion requirements. A record of the Mitigation Monitoring and Reporting Program will be maintained at the offices of the Land Development Review Division, 1222 First Avenue, Fifth Floor, San Diego, CA 92101. All mitigation measures contained in the Mitigated Negative Declaration (PTS No. 14584 ) shall be made conditions of approval as may be further described below.

#### Human Health and Public Safety

1. Prior to the Preconstruction meeting, the Project Engineer of the Engineering and Capital Projects Department shall submit to EAS for review and approval a Phase I: Site Assessment Report (SAR). The report shall include an analysis and discussion of existing soil conditions within the vicinity of and on the proposed expansion site and shall determine the presence or absence of petroleum hydrocarbons or other contaminants which may adversely affect Human Health and Public Safety. If contaminated soils are present, the SAR shall recommend specific measures to reduce the human health and public safety risk to below a level of significance, including but not limited to, site remediation, on-site monitoring facilities, and/or special engineering controls. Such measures shall be clearly noted on the construction and/or grading plans and submitted to EAS for review.
  - A. Prior to the Preconstruction Meeting, a copy of the SAR shall be forwarded to the Underground Storage Tank (UST) Program of the City's Environmental Services Department (ESD) for review and approval. A letter from ESD-UST program shall be submitted to EAS to confirm concurrence with the findings and/or recommendations of the SAR. The letter may include recommendations for additional mitigation measures if deemed necessary by ESD-UST Program staff. If ESD-UST recommends further measures to reduce the potential risk to Human Health and Public Safety, the conditions shall be incorporated into the project and shown on the grading plans.
  - B. Prior to the Preconstruction meeting, a copy of the SAR and grading plans shall be forwarded to the County of San Diego Department of Environmental Health (DEH) - Site Assessment and Mitigation (SAM) Program for review and approval. A copy of a letter from the DEH-SAM Program from the Project Engineer shall be submitted to the Environmental Review Manager (ERM) of LDR to confirm that the SAR has been reviewed and that the proposed use of the project site would not result in a significant risk to Human Health and Public Safety. The letter may include recommendations for additional mitigation measures which shall be incorporated into the project design and/or grading plans if required by DEH-SAM Program staff.

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- C. Sixty (60) days prior to the export of any spoils associated with site remediation activities, a letter shall be forwarded to the ERM of LDR which identifies the name and location of an authorized disposal facility for any contaminated soils.

The above mitigation monitoring and reporting program will require additional fees and/or deposits to be collected prior to the issuance of building permits, certificates of occupancy and/or final maps to ensure the successful completion of the monitoring program.