

RESOLUTION NUMBER R- 298999

ADOPTED ON MAR 23 2004

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO CERTIFYING THAT THE COUNCIL HAS REVIEWED AND CONSIDERED INFORMATION CONTAINED IN THE ENVIRONMENTAL SECONDARY STUDY FOR THE PROPOSED EIGHTH AMENDMENT TO THE CENTRE CITY REDEVELOPMENT PLAN; APPROVING THE ENVIRONMENTAL SECONDARY STUDY FOR THE PROPOSED EIGHTH AMENDMENT; AND MAKING CERTAIN FINDINGS AND DETERMINATIONS REGARDING ENVIRONMENTAL IMPACTS OF THE ACTION.

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, through Resolution No. R-2081 and the City Council, through Resolution No. R-279875, have certified the Final Master Environmental Impact Report [MEIR] for the Centre City Redevelopment Project; and

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

WHEREAS, the City Council proposes to approve the Eighth Amendment to the Redevelopment Plan for the Centre City Redevelopment Project [Eighth Amendment] which

would modify the Redevelopment Plan by extending the time limit for authorization of the use of eminent domain for an additional 12 years; and

WHEREAS, the Agency has prepared an Environmental 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 Environmental Secondary Study assesses the environmental impact of the proposed Eighth Amendment; and

WHEREAS, the City Council has considered the environmental effect of the proposed Eighth Amendment and has considered the MEIR and SEIR and the Environmental Secondary Study, in connection with the hearings and deliberations on the proposed Eighth Amendment; and

WHEREAS, based upon the Environmental Secondary Study, the City Council has determined that no additional environmental review and no additional mitigation measures, other than those contained in the MEIR for the Centre City Redevelopment Project and SEIR for the Proposed Ballpark and Ancillary Development Projects, and Associated Plan Amendments are required; NOW, THEREFORE,

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

1. That the City Council certifies that the Environmental Secondary Study prepared for the proposed Eighth Amendment has been prepared and completed in compliance with CEQA and 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 impact of the proposed Eighth Amendment.

2. That the City Council further certifies that the information contained in the Environmental Secondary Study, the MEIR for the Centre City Redevelopment Project and the SEIR for the Proposed Ballpark and Ancillary Development Projects, and Associated Plan Amendments, have been reviewed and considered by the City Council members.

3. The City Council hereby further certifies that the Secondary Study (as with the MEIR for the Centre City Redevelopment Project and SEIR for the Proposed Ballpark and Ancillary Development Projects, and Associated Plan Amendments) represents the City Council's independent judgment and analysis.

4. That the City 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 proposed Fourth Amendment, which will require revisions in the MEIR for the Centre City Redevelopment Project and SEIR for the Proposed Ballpark and Ancillary Development Projects, and Associated Plan Amendments due to the involvement of new significant environmental impacts not covered in the MEIR and 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 at the time that the Agency certified as complete the MEIR for the Centre City Redevelopment Project and SEIR for the Proposed Ballpark and Ancillary Development Projects, and Associated Plan Amendments, and it is determined that the proposed Eighth Amendment will not have any significant effects not discussed previously in the MEIR for the Centre City Redevelopment Project and SEIR for the Proposed Ballpark and Ancillary Development Projects, and Associated Plan Amendments, nor that any significant effects previously examined will be substantially more severe than

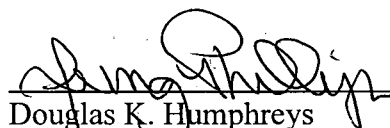
previously determined, nor that any mitigation measures or alternatives previously found not to be feasible would in fact be feasible, nor that mitigation measures or alternatives not previously considered would substantially reduce or lessen any significant effects of the Project on the environment; and

c. The Eighth Amendment will have no significant effect on the environment, except as identified and considered in the MEIR for the Centre City Redevelopment Project and the SEIR for the Proposed Ballpark and Ancillary Development Projects, and Associated Plan Amendments; and

d. As determined by the Environmental Secondary Study, no negative declaration, and no subsequent environmental impact report or supplement or addendum to the MEIR for the Centre City Redevelopment Project and SEIR for the Proposed Ballpark and Ancillary Development Projects, and Associated Plan Amendments is necessary or required with respect to the proposed Eighth Amendment to the Centre City Redevelopment Plan.

APPROVED: CASEY GWINN, City Attorney

By



Douglas K. Humphreys
Deputy City Attorney

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