RESOLUTION NUMBER R- 299378 ADOPTED ON JUN 2 8 2004

WHEREAS, the City of San Diego Water Department/CIP Program Management

Division submitted an application to the City of San Diego for the construction of the Otay 2nd

Pipeline Improvements; and

WHEREAS, the City Council by Resolution No. R- 299380 [R-2004-1390], adopted on JUN 28 2004, certified Environmental Impact Report [EIR], Project No. 5503 (EIR LDR No. 42-0955, SCH No. 2003011124), a copy of which is on file in the Development Services Department; and

WHEREAS, in connection with the consideration of the construction of the Alta View Replacement [Project] of the Otay 2nd Pipeline Improvements, the City Council considered the issues discussed in Environmental Impact Report [EIR], Project No. 5503 (EIR LDR No. 42-0955, SCH No. 2003011124); NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, stating for the record that the information contained in the final Environmental Impact Report [EIR], Project No. 5503 (EIR LDR No. 42-0955, SCH No. 2003011124), including any comments received during the public review process, has been previously reviewed and considered by this Council and it is determined that no substantial changes or new information of substantial importance within the meaning of CEQA Guideline section 15162 would warrant any additional environmental review in connection with approval of Project.

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

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Michael J. McGowan Deputy City Attorney

MJM:lc 06/15/04

Or.Dept: Water/City

R-2004-1392