

RESOLUTION NUMBER R- 300943

ADOPTED ON OCT 18 2005

WHEREAS, Esperanza Partners, LLC submitted an application to the Development Services Department for a Progress Guide and General Plan Amendment/Community Plan Amendment/Rezone/Site Development Permit/Tentative Map No. 60959; and

WHEREAS, the matter was set for a public hearing to be conducted by the Council of the City of San Diego; and

WHEREAS, the issue was heard by the City Council on OCT 18 2005, 2005; and

WHEREAS, the City Council considered the issues discussed in Mitigated Negative Declaration LDR No. 60959; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that it is certified that Mitigated Negative Declaration LDR No. 60959, 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 Esperanza Townhomes – Project No. 60959.

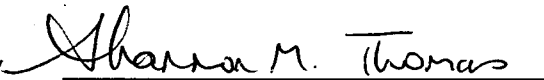
BE IT FURTHER RESOLVED, that the City Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial

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, as Exhibit A, 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: MICHAEL J. AGUIRRE, City Attorney

By 
Shannon M. Thomas
Deputy City Attorney

SMT:als
09/19/05
Or.Dept:DSD
R-2006-243
MMS#2470

ENVIRONMENTAL - MND 11-01-04

EXHIBIT A
MITIGATION MONITORING AND REPORTING PROGRAM
ESPERANZA TOWNHOMES
Project No. 60959

This Mitigation Monitoring and Reporting Program is designed to ensure compliance with California 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 Avenue, Fifth Floor, San Diego, CA 92101. All mitigation measures contained in Mitigated Negative Declaration No. 60959 shall be made conditions of the Progress Guide and General Plan Amendment/Community Plan Amendment/Rezone/Site Development Permit/Tentative Map as may be further described below.

MITIGATION, MONITORING AND REPORTING PROGRAM:

The following mitigation measure is required to reduce potentially adverse impacts from noise due to project implementation.

Noise

Prior to the issuance of building permits, the applicant shall submit an acoustical analysis to ensure that the building design would provide interior noise levels at or below 45 dBA CNEL.