

RESOLUTION NUMBER R- 301048

ADOPTED ON NOV 21 2005

WHEREAS, the City Council by Resolution No. R-283075, adopted on November 29, 1993, adopted the Famosa Slough Enhancement Plan, a copy of which is on file in the office of the City Clerk; and

WHEREAS, the City Council by Resolution No. R283076, adopted on November 29, 1993, adopted the Negative Declaration, LDR No. 93-0191, finding that the Famosa Slough Enhancement Plan would have no significant effects on the environment, a copy of which is on file in the office of the City Clerk; and

WHEREAS, the Famosa Slough Enhancement Plan recommends modification of the West Point Loma Boulevard hydraulic structures to increase tidal flow; and

WHEREAS, the plans and specifications for the Famosa Slough Culvert Extension and Retrofit Project [Project] are consistent with the modifications recommended in the Famosa Slough Enhancement Plan; and

WHEREAS, a site-specific biological assessment was conducted by Merkel and Associates on January 30, 2004, which concluded that there would be no impacts to sensitive plant species; and

WHEREAS, in connection with the consideration of the Famosa Slough Enhancement Plan, the City Council considered the issues discussed in the Negative Declaration , LDR No. 93-0191; and

WHEREAS, the City Manager reviewed and considered the Determination of Environmental Exemption, Project No. 29318, dated April 20, 2004, for the Project, a copy of which is on file with City of San Diego's Land Development Review; and

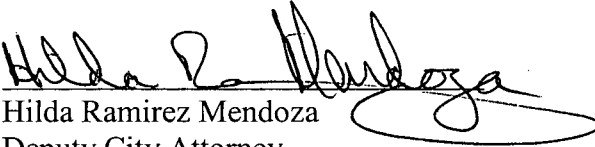
WHEREAS, the City Manager has reviewed and considered the modifications to the plans and specifications of the Project in the Determination of Environmental Exemption, Project No. 29318, dated November 18, 2005, a copy of which is on file with the Office of the City Clerk; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, stating for the record that the City of San Diego's support of the Friends of Famosa Slough's application for funding from the State of California Wildlife Conservation Board for the modifications to the plans and specifications of the Project and execution of the Wildlife Conservation Board Grant Agreement, WC-5032BT, are a subsequent discretionary approval of the Project addressed in the Determination of Environmental Exemption, Project No. 29318, dated April 20, 2004 and the Determination of Environmental Exemption, Project No. 29318, dated November 18, 2005, and therefore not a separate project under CEQA Guideline sections 15060(c)(3) and 15378(c).

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, stating for the record that the information contained in the Negative Declaration, LDR No. 93-0191, including any comments received during the public review process, the site-specific biological assessment, the Determination of Environmental Exemption, Project No. 29318, dated April 20, 2004, and the Determination of Environmental Exemption, Project No. 29318, dated November 18, 2005, have been previously reviewed and considered by this Council and it is determined that this subsequent discretionary approval of the City of San Diego's support of the Friends of Famosa Slough's application for funding from the State of California Wildlife Conservation Board for

the modifications to the plans and specifications of the Project and execution of the Wildlife Conservation Board Grant Agreement, WC-5032BT, do not involve substantial changes or new information of substantial importance which would warrant any additional environmental review.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Hilda Ramirez Mendoza  
Deputy City Attorney

HRM:cfq  
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