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11-28-06  
MEET  
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RESOLUTION NUMBER R- 302148

DATE OF FINAL PASSAGE DEC 06 2006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO CERTIFYING THAT THE CITY COUNCIL HAS REVIEWED AND CONSIDERED INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT FOR THE SAN DIEGO DOWNTOWN COMMUNITY PLAN, CENTRE CITY PLANNED DISTRICT ORDINANCE AND TENTH AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE CENTRE CITY REDEVELOPMENT PROJECT, AND THE SECONDARY STUDY WITH RESPECT TO THE ACQUISITION AND DISPOSITION OF PROPERTY AND THE POTENTIAL REDEVELOPMENT AND EXPANSION OF MONARCH SCHOOL AT 808 WEST CEDAR STREET IN THE CENTRE CITY REDEVELOPMENT PROJECT; AND MAKING CERTAIN FINDINGS AND DETERMINATIONS REGARDING ENVIRONMENTAL IMPACTS OF THE DEVELOPMENT.

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, by Resolution No. R-04001, and the City Council of the City of San Diego [Council], by Resolution No. R-301265, have certified the Final Environmental Impact Report for the San Diego Downtown Community Plan, Centre City Planned District Ordinance and Tenth Amendment to the Redevelopment Plan for the Centre City Redevelopment Project [EIR]; and

WHEREAS, the City Council proposes to approve the acquisition of the existing location of Monarch School [Site], the disposition of the Site to Monarch School Project for continued operation and planned future redevelopment and expansion of the School, and the Basic Concept/Schematic Drawings and Centre City Coastal Development Permit for Monarch's redevelopment of the Site in the Little Italy District of the Expansion Sub Area of the Centre

City Redevelopment Project [development contemplated by the Disposition Agreement and related activities]; and

WHEREAS, the Centre City Development Corporation, Inc., acting on behalf of the Agency, has prepared a 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," and the Secondary Study assesses the environmental impacts of the development contemplated by the Disposition Agreement and related activities; and

WHEREAS, the City Council has considered the environmental effects of the development contemplated by the Disposition Agreement and related activities as shown in the EIR and the Secondary Study; NOW, THEREFORE,

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

1. The City Council hereby certifies that the Secondary Study of environmental impacts with respect to the development contemplated by the Disposition Agreement and related activities has been prepared and completed in compliance with the California Environmental Quality Act of 1970, the adopted State and local regulations and guidelines, and the Agency's amended "Procedures for Implementation of CEQA and the State Guidelines," and the Secondary Study assesses the environmental impacts of the development contemplated by the Disposition Agreement and related activities.

2. The City Council further certifies that the EIR and the Secondary Study were presented to the members of the City Council, and that the information contained in the EIR and the Secondary Study has been reviewed and considered by the City Council members.

3. The City Council further certifies that the Secondary Study (as with the EIR) represents the City Council's independent judgment and analysis.

4. 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 development contemplated by the Disposition Agreement and related activities, which will require major revisions in the EIR for the Project due to the involvement of new significant environmental effects, or a substantial increase in the severity of previously identified significant effects, not covered in the EIR.

b. No new information of substantial importance to the Project has become available which was not known or could not have been known with the exercise of reasonable diligence at the time the EIR for the Project was certified as complete, and which shows that the development contemplated by the Disposition Agreement and related activities will have any significant effects not discussed previously in the EIR, or that any significant effects previously examined will be substantially more severe than shown in the EIR, or that any mitigation measures or alternatives previously found not to be feasible or not previously considered would substantially reduce or lessen any significant effects on the environment of the development contemplated by the Disposition Agreement and related activities.

c. No negative declaration, or subsequent environmental impact report, or supplement or addendum to the EIR is necessary or required.

d. The development contemplated by the Disposition Agreement and related activities will have no significant effect on the environment, except as identified and considered in the EIR for the Project.

5. The Mitigation Measures for development contemplated by the Disposition Agreement and related activities, attached as Attachment A to the Secondary Study, are approved and adopted.

BE IT FURTHER RESOLVED, by the City Council, that a Notice of Determination shall be filed with the Clerk of the Board of Supervisors for the County of San Diego regarding the development contemplated by the Disposition Agreement and related activities.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Carol A. Leone  
Carol A. Leone  
Deputy City Attorney

CAL:cfq  
11/13/06  
Or.Dept:CCDC  
R-2007-557  
MMS#4038  
Companion Items RA-51, RA-52, RA-53, RA-54

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 28 2006.

ELIZABETH S. MALAND  
City Clerk

By Debra Swanson-Cruz  
Deputy City Clerk

Approved: 12-6-06  
(date)

Jerry Sanders  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

Passed by the Council of The City of San Diego on NOV 28 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 06 2006

AUTHENTICATED BY:

JERRY SANDERS  
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

(Seal)

By *Edmer Rando*, Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R-302148