

(A) 202a
(R-2008-164) ✓ 9/17/07

RESOLUTION NUMBER R- 302994

DATE OF FINAL PASSAGE SEP 17 2007

WHEREAS, the City Council by Resolution No. R-299205, adopted on May 11, 2004, certified Master Environmental Impact Report No. 95-0353 (Project No. 2873), a copy of which is on file in the Development Services Department; and

WHEREAS, under Charter section 280(a)(2) this resolution is not subject to veto by the Mayor because this matter requires the City Council to act as a quasi-judicial body and where a public hearing was required by law implicating due process rights of individuals affected by the decision and where the Council was required by law to consider evidence at the hearing and to make legal findings based on the evidence presented; and

WHEREAS, in connection with the previous consideration and approval of Planned Development Permit No. 25675, Site Development Permit No. 25676, Coastal Development Permit No. 25677, Neighborhood Use Permit No. 76234, and Vesting Tentative Map No. 25674 for the Shaw Lorenz project [Shaw Lorenz Project Approvals], the City Council considered the issues discussed in Master Environmental Impact Report No. 95-0353 (Project No. 2873); NOW, THEREFORE,

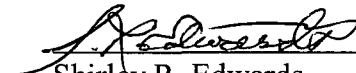
BE IT RESOLVED, by the Council of the City of San Diego, stating for the record that the approval of staying the Shaw Lorenz Project Approvals, is a subsequent discretionary approval of the Project addressed in the Master Environmental Impact Report and therefore not a separate project under CEQA Guideline sections 15060(c)(3) .

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, stating for the record that the information contained in the final Master Environmental Impact Report, including

any comments received during the public review process, has been previously reviewed and considered by this Council and it is determined that this subsequent discretionary approval staying the Shaw Lorenz Project Approvals does not involve change in circumstances, project changes, or new information of substantial importance which would warrant any additional environmental review.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Shirley R. Edwards
Chief Deputy City Attorney

SRE:pev
08/28/07
Or.Dept:DSD
R-2008-164
MMS #5220