

12/4

RESOLUTION NUMBER R- 303233

DATE OF FINAL PASSAGE DEC 18 2007

BE IT RESOLVED, by the Council of the City of San Diego [The Council], that the Addendum to Mitigated Negative Declaration Project No. 125903, for the Carmel Valley Skate Facility [Project], 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.).

BE IT FURTHER RESOLVED, that the Addendum to the Mitigated Negative 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 the Project.

BE IT FURTHER RESOLVED, that the City Council finds that revisions to the Project now mitigate potentially significant effects on the environment previously identified in the Initial Study and therefore, that said Addendum to Mitigated Negative Declaration, Project No. 125903 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 the Council hereby adopts the Addendum to the Mitigated Negative Declaration, Project No. 125903.

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 Christina Bellows
Christina Bellows
Deputy City Attorney

CB:sc
11/19/07
Aud.Cert.:N/A
Or.Dept:E&CP
R-2007-439

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 04 2007.

ELIZABETH S. MALAND
City Clerk

By Mary Zumaya
Deputy City Clerk

Approved: 12-18-07
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

EXHIBIT A
MITIGATION MONITORING AND REPORTING PROGRAM
Carmel Valley Skate Facility
Addendum to Mitigated Negative Declaration
Project No. 125903

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. The City of San Diego, Engineering and Capital Projects Department and the Development Services Department are jointly responsible for ensuring that this program is carried out.

V. ENVIRONMENTAL ANALYSIS:

Transportation

The analysis of the Northwestern Police Station and Community Center project determined that because the proposed project was increasing the average daily trips in the area mitigation would be required. In the course of the construction of the police station and the vehicle maintenance facility the transportation mitigation measures from section V. of MMRP 11891 were implemented. LDR-Transportation determined that by changing the use from a community center to a skate park no new transportation impacts would occur; therefore, no further mitigation would be required.

Paleontology

According to the Geology of the San Diego Metropolitan Area, California, 1975, published by the California Division of Mines and Geology, the majority of the project area is underlain by the Del Mar and Friars geologic formations. These formations have produced diverse and well-preserved marine invertebrate and terrestrial vertebrate fossils and have been assigned a high resource potential. Because the project is proposing further excavation potential impacts to paleontological resources could occur. Disturbance or loss of fossils without adequate documentation and curation would be considered a significant environmental impact. Therefore, the Mitigation, Monitoring and Reporting Program detailed in Section V of the MND 11891 would be implemented. The program requires that a qualified Paleontologist or Paleontological Monitor be present during all excavations that would impact previously undisturbed formations. If significant paleontological resources are discovered, a recovery and documentation program would be implemented. With implementation of the Mitigation, Monitoring and Reporting Program, impacts to paleontological resources would be reduced to a less than significant level.

Health and Public Safety

The originally approved project included an oil lubrication station with one-new and one-used 1000 gallon underground oil tank, and a fuel station with two 10,000-gallon double walled unleaded fuel underground tanks, and the City is considering generating a portion of the power on site via natural gas. If this were to be included as part of the project an above ground tank would be required for the gas. These tanks and associated infrastructure would be required to meet the standards established by Assembly Bill 2481 and are regulated as described below:

- The City's Environmental Services Department Undergrounding Storage Tank (UST) the group provides direction and oversight for both the underground and above-ground tank structural materials, installation, monitoring, testing, and repair activities. The tanks must be tested yearly.
- The emissions and vapor recovery systems for the tanks and pumps are regulated by the Air Pollution Control District.
- A Hazardous Materials Permit is required by the County Department of Environmental Health for the storage of fuel and new/used oil, transmission fluid, and any other products.
- The transport of fuel is regulated by the Federal Department of Transportation.
- The City Fire Department also issues a permit for the installation of UST's and above-ground storage tanks.

The proposed vehicle maintenance facility includes a paint spraying station. Regulation of this function of the facility would fall under the jurisdiction of the San Diego County Air Pollution Control District. An approved County permit would be required for the construction and operation of the proposed paint spray facility. The County may also require emission inventory plans and plan updates, health risk assessments and risk reduction audits as deemed necessary under their authority for all applicable on-site uses. Compliance with the applicable laws and the level of oversight provided by the regulatory entities named above would preclude significant impacts related to health and safety, including air quality effects.