

RESOLUTION NUMBER R- 303620

DATE OF FINAL PASSAGE MAY 27 2008

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF AGREEMENT WITH THE SAN DIEGO REGIONAL AIRPORT AUTHORITY CONCERNING THE LINDBERGH FIELD AIRPORT MASTER PLAN; AGREEING TO TOLL THE 30 DAY STATUTE OF LIMITATIONS TO FILE SUIT ON THE FINAL ENVIRONMENTAL IMPACT REPORT/NOTICE OF DETERMINATION ASSOCIATED WITH THE MASTER PLAN FOR ONE YEAR; AGREEING TO ENGAGE IN COORDINATED PLANNING REGARDING ADDITIONAL IMPROVEMENTS TO THE AIRPORT AND ITS ENVIRONS WITH VARIOUS LOCAL MUNICIPAL AGENCIES, GROUPS AND INDIVIDUALS.

WHEREAS, The City of San Diego [City] is authorized to review and consider any plan to expand or enlarge any existing publicly-owned airport pursuant to Public Utilities Code § 21661.6; and

WHEREAS, the City has land-use jurisdiction over the area which includes Lindbergh Field Airport and its environs; and

WHEREAS, the San Diego Regional Airport Authority [Airport Authority] is the lead agency for its Airport Master Plan [AMP] proposal and an associated California Environmental Quality Act report entitled "Draft Environmental Impact Report," dated May 2006 [EIR], which analyzed airport needs through the year 2015 and was the subject for comments by the public and municipal authorities; and

WHEREAS, the City and others, have made formal comments to the AMP and EIR pursuant to Public Resources Code § 21003.1 and the Airport Authority has agreed to consider

broadening the scope of its inquiry into San Diego's Airport needs to look at airport operations through the year 2030; and

WHEREAS, the current AMP [AMP-Phase 1] proposes improvements designed to address needed airport changes and projected passenger demand only through the year 2015 by adding 10 gates to Terminal 2 West, a dual level road to access Terminal 2 and a possible five level parking structure as shown on page 4-5 of the final environmental report dated April 18, 2008; and

WHEREAS, the City and the Airport Authority have not agreed upon the assumptions expressed in the AMP and EIR regarding the impacts of the AMP improvements and any potential mitigation of the impacts; and

WHEREAS, the City recognizes the need for the AMP-Phase 1 improvements and wishes to avoid unnecessary litigation on AMP-Phase 1 while proposing consideration of broader improvements which will contribute to the operational efficiency of Lindbergh Field through the year 2030; and

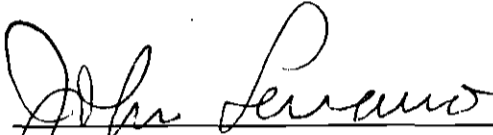
WHEREAS, the Airport Authority wants to complete the improvements described in AMP-Phase 1 as soon as possible and the City acknowledges these changes will enhance short-term operational efficiency of the airport; and

WHEREAS, the City would normally be required to file suit to challenge the Airport Authority's Final Environmental Impact Report/Notice of Determination as to the AMP and EIR within 30 days of its issuance pursuant to Public Resources Code § 21080.5 and 21167; and

WHEREAS, the Airport Authority, as the issuing agency, is willing to waive the 30-day period, for one year, to allow the parties to negotiate and plan while the City retains its rights to file suit upon the expiration of the one-year tolling period; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the Mayor, or his designee, is authorized to execute and deliver the Memorandum of Agreement with the San Diego Regional Airport Authority regarding the Airport Master Plan Phase 1, a copy of which is filed in the office of the City Clerk as Document No. RR- 303620

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
John H. Serrano
Deputy City Attorney

JHS:ar
04/08/08
04/23/08 REV.
Or.Dept:Mayor
R-2008-923
MMS# 5971

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 22 2008

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5-27-08
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor