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(R-2010-522)

RESOLUTION NUMBER R- 305605

DATE OF FINAL PASSAGE FEB 04 2010

A RESOLUTION OF THE CITY OF SAN DIEGO TAKING FURTHER ACTION RELATED TO THE CHOLLAS CREEK HABITAT ENHANCEMENT GRANT APPLICATION.

WHEREAS, the People of the State of California have enacted the California Wildlife Protection Act of 1990, which provides funds to the State of California for grants to local agencies to acquire, enhance, restore or develop facilities for public recreation and fish and wildlife habitat protection purposes [Projects]; and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the Habitat Conservation Fund [HCF] Program, setting up necessary procedures governing Project applications under the HCF Program; and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of application(s) before submission of those application(s) to the State; and

WHEREAS, the applicant will be required to enter into a grant contract with the State of California to complete the Project(s) funded by the grant; and

WHEREAS, on March 11, 2009, the City approved Resolution No. R-304672, which authorized a grant application and related actions regarding the Chollas Creek Habitat Enhancement project; and

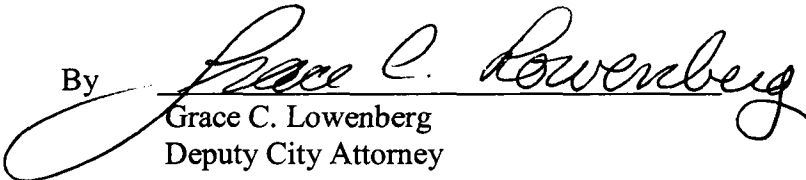
WHEREAS, the State of California recently requested certain additional certifications from the City in connection with the City's grant application; NOW, THEREFORE,

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

1. That the City certifies that it has or will have sufficient funds to operate and maintain the Chollas Creek Habitat Enhancement project, contingent upon the City Council's adoption of annual appropriation ordinances setting aside funds, as needed, for the project.
2. That the City certifies that it shall prepare, with full public participation, a management plan for lands that have been acquired with HCF funds, if any, which plan shall reasonably reduce possible conflicts with neighboring land use and landowners, including agriculturists.
3. That the City certifies it has reviewed, understands, and agrees to the General Provisions contained in the Contract shown in the Procedural Guide for the Habitat Conservation Fund Program Final Draft May 2007.
4. That the City agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines.

APPROVED: JAN I. GOLDSMITH, City Attorney

By

  
Grace C. Lowenberg  
Deputy City Attorney

GCL:mb  
01/20/10  
Or.Dept:ESD  
R-2010-522

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I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego,  
at its meeting of FEB 02 2010.

ELIZABETH S. MALAND, City Clerk

By Jana Richardson  
Deputy City Clerk

Approved: 2-4-10  
(date)

JSL  
JERRY SANDERS, Mayor

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

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