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RESOLUTION NUMBER R- 307705

DATE OF FINAL PASSAGE OCT 03 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO STATING FOR THE RECORD THAT THE CITY COUNCIL, AS RESPONSIBLE AGENCY, HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE FINAL ENVIRONMENTAL IMPACT REPORT AND ADOTPED FINDINGS PURSUANT TO CEQA IN APPROVING ACTIONS RELATED TO THE SAN DIEGO CONVENTION CENTER PHASE III EXPANSION.

WHEREAS, the City of San Diego (City) desires to expand and maintain the San Diego Convention Center (Convention Center) (such expansion being hereinafter referred to as the Phase III Expansion) in order to retain, attract and accommodate large conventions in the City; and

WHEREAS, the Convention Center is located on land owned by and within the land use jurisdiction of the San Diego Unified Port District (Port District); and

WHEREAS, pursuant to the California Environmental Quality Act (CEQA) Guidelines (California Code of Regulations Chapter 3, Division 6, Title 14; Article 6, sections 15070 to 15075), the Port District, as the lead agency for the San Diego Convention Center Phase III Expansion & Expansion Hotel & Port Master Plan Amendment (the Project), prepared an Environmental Impact Report (SCH No. 20101210074) which documents, describes, discloses, and analyzes the environmental impacts of the Project, including all components that pertain to the Phase III Expansion; and

WHEREAS, the City, as the Project Applicant with respect to the Phase III Expansion, is a responsible agency for the Project as provided in CEQA section 21069; and

WHEREAS, on September 19, 2012, the Port District duly certified the final Environmental Impact Report, including revisions thereto, as provided in the Errata to the Final Environmental Impact Report, Mitigation Monitoring and Reporting Program and Findings of Fact (Errata) (collectively, the Final EIR); and

WHEREAS, on September 19, 2012, the Port District adopted Findings of Fact and a Statement of Overriding Considerations as required by CEQA, together with a Mitigation Monitoring and Reporting program including revisions thereto, as provided in the Errata (collectively, the CEQA Findings) and also approved the implementation of the Project; and

WHEREAS, prior to taking discretionary actions for approval of Phase III Expansion activities, including the financing, construction and any other approvals to implement the Project by the City as a responsible agency under CEQA, the City Council desires to make certain findings pursuant to CEQA Guidelines 15091 and 15096; NOW, THEREFORE,

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

1. The City has reviewed and considered the information contained in the Final EIR relevant to the City's approval of discretionary actions within the City's jurisdiction necessary for the Phase III Expansion as described in the Final EIR.
2. The City has reviewed and considered the CEQA Findings and the Council hereby determines and concludes all of the following:
 - a. In certifying the Final EIR, the Port District has already identified, analyzed, disclosed and adopted the mitigation measures for the Project;
 - b. The Council has reviewed and considered the Final EIR together with the related CEQA Findings and determines that the information and analyses

contained in the Final EIR, together with the related CEQA Findings, are adequate for the City's use as a responsible agency and for the City's consideration of discretionary actions to implement the Phase III Expansion;

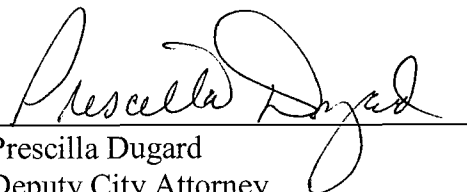
- c. The City's approvals of discretionary actions to implement the Phase III Expansion are within the scope of the activities described and evaluated in the Final EIR;
- d. The City has not identified a feasible alternative or additional feasible mitigation measures within its powers that would substantially lessen or avoid any significant effect that the Project would have on the environment; and
- e. Since the Final EIR was certified, there have been no substantial changes to the Project and no substantial changes in Project circumstances that would require major revisions to the Final EIR due to the involvement of new significant environmental effects or an increase in the severity of previously identified significant impacts, and there is no new information of substantial importance that would change the conclusions set forth in the Final EIR.

3. The City, as a responsible agency under CEQA, hereby adopts the Port District's CEQA Findings for the Final EIR for the Project as its own findings under CEQA to the fullest possible extent that the CEQA Findings are relevant to the City's decision to approve discretionary actions to implement the Phase III Expansion.

4. The City, as a responsible agency under CEQA, concurs with the Statement of Overriding Considerations adopted by the Port District on September 19, 2012 and adopts the Statement and finding that the benefits of the Project outweigh the adverse environmental impacts not reduced to below a level of significance.

BE IT FURTHER RESOLVED, that the City Clerk is directed to file a Notice of Determination with the Clerk of the San Diego County Board of Supervisors following the City's approval of any discretionary action related to the Project.

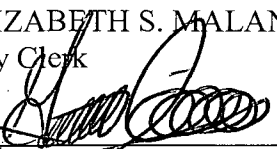
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Prescilla Dugard
Deputy City Attorney

PMD:jdf
09/20/12
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I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 10/1/12.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10.3.12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor