

Item 333-7/11/17

(R-2017-650)

Subitem A

RESOLUTION NUMBER R- 311235

DATE OF FINAL PASSAGE JUL 11 2017

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING FINDINGS TO MASTER ENVIRONMENTAL IMPACT REPORT No. 96-7918 / SCH No. 97111077 FOR THE UNITAS PROJECT – PROJECT NO. 375001.

WHEREAS, on July 28, 1998, by Resolution No. 290520, the City Council of the City of San Diego certified Master Environmental Impact Report (MEIR) No. 96-7918 / SCH No. 97111077 for the Pacific Highlands Ranch (Subarea III) Subarea Plan (MEIR No. 96-7918); and

WHEREAS, on December 11, 2014, Crouch Street, LLC, a California limited liability company, submitted an application to the Development Services Department for an Easement Vacation, Vesting Tentative Map and Planned Development Permit for the Unitas Project - Project No. 375001 (Project); and

WHEREAS, the matter was set for a public hearing to be conducted by the City Council of the City of San Diego; and

WHEREAS, the issue was heard by the City Council on July 11, 2017; and

WHEREAS, the Project site is within the Pacific Highlands Ranch (Subarea III) Subarea Plan; and

WHEREAS, in connection with the consideration of the Project, the City Council considered MEIR No. 96-7918 and Findings to MEIR No. 96-7918, and the Initial Study prepared for the Unitas project; 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, a public hearing is required by law implicating due process rights of individuals affected by the decision,

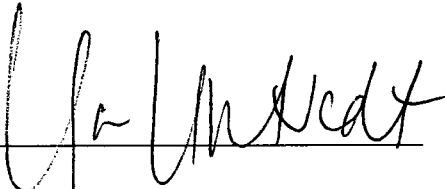
and the Council is required by law to consider evidence at the hearing and to make legal findings based on the evidence presented; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that it makes the following findings with respect to the Project in compliance with the California Environmental Quality Act of 1970 (CEQA) (California Public Resources Code section 21000 et seq.), as amended, and the State CEQA Guidelines thereto (California Code of Regulations, Title 14, Chapter 3, section 15000 et seq.), that the findings reflect the independent judgment of the City of San Diego as Lead Agency, and that the information contained in MEIR No. 96-7918, the Findings to MEIR No. 96-7918, the Initial Study prepared for the Project, and any comments received during the public review process, has been reviewed and considered by the Council:

- a) The Project will have no additional significant effect on the environment that was not identified in MEIR No. 96-7918, no new or additional mitigation measures or alternatives may be required, and the project is within the scope of MEIR No. 96-7918; and
- b) No substantial changes have occurred with respect to the circumstances under which MEIR No. 96-7918 was certified and no new information, which was not known and could not have been known at the time that the MEIR was certified, has become available.

BE IT FURTHER RESOLVED, that the City Clerk is directed to file a Notice of Determination with the Clerk of the Board of Supervisors for the County of San Diego regarding the Project.

APPROVED: MARA W. ELLIOTT, CITY ATTORNEY

By: 
Inga B. Lintvedt
Deputy City Attorney

IBL: mcm
6/22/2017
Or.Dept: DSD
Doc. No. 1517980

Passed by the Council of The City of San Diego on JUL 11 2017, by the following vote:

| Councilmembers | Yeas | Nays | Not Present | Recused |
|-----------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Barbara Bry | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Lorie Zapf | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Chris Ward | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Myrtle Cole | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mark Kersey | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Chris Cate | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Scott Sherman | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| David Alvarez | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Georgette Gomez | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Date of final passage JUL 11 2017


(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California
311235
Resolution Number R-_____