

RESOLUTION NUMBER R- 311503

DATE OF FINAL PASSAGE JAN 31 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING A VERNAL POOL HABITAT CONSERVATION PLAN, VERNAL POOL MANAGEMENT AND MONITORING PLAN, AND MULTI-HABITAT PLANNING AREA BOUNDARY LINE ADJUSTMENT AT MONTGOMERY-GIBBS EXECUTIVE AIRPORT.

WHEREAS, in 2006, an injunction was issued in the case of *Southwest Center for Biological Diversity v. Bartel*, which prohibited the City from permitting projects that would impact vernal pools; and

WHEREAS, in 2010, the City relinquished federal coverage of the vernal pool species under the City's adopted Multiple Species Conservation Program in order to develop a comprehensive strategy for protecting the species; and

WHEREAS, in 2010, the lawsuit was dismissed as moot and the injunction was vacated because the City relinquished federal coverage of the vernal pool species; and

WHEREAS, the Vernal Pool Habitat Conservation Plan (VPHCP) and its associated actions provide a framework to protect, enhance, and restore vernal pool resources within the City's jurisdiction, while improving and streamlining the environmental and permitting process for impacts to seven threatened and endangered species associated with vernal pools; and

WHEREAS, the VPHCP and its associated actions will allow the City to obtain a federal Incidental Take Permit (ITP) for the covered species, which will authorize the City to issue permits for public and private development projects that impact certain vernal pools based on consistency with the VPHCP; and

WHEREAS, the Vernal Pool Management and Monitoring Plan (VPMMP) will provide funded management strategies, directives, and recommendations for covered lands containing vernal pools within the City's jurisdiction, to preserve and restore their physical function and biotic components, and promote the recovery of the seven covered species; and

WHEREAS, a Multi-Habitat Planning Area Boundary Line Adjustment (MHPA BLA) at Montgomery-Gibbs Executive Airport is necessary to implement the VPHCP; and

WHEREAS, the MHPA BLA will result in an overall net gain of higher quality vernal pool acreage, number of pools, and improved biological value; and

WHEREAS, the Planning Commission of the City of San Diego held a public hearing on October 19, 2017 to consider the VPHCP, VPMMP, and MHPA BLA and recommended adoption of the plans and MHPA BLA; and

WHEREAS, the City Council has considered the Planning Commission record and recommendation as well as the maps, exhibits, and written documents contained in the file for this amendment on record in the City of San Diego, and has considered the oral presentations given at the public hearing; NOW, THEREFORE,

BE IT RESOLVED, that the City Council of the City of San Diego hereby adopts the VPHCP, said plan being on file in the office of the City Clerk as Document No. RR-

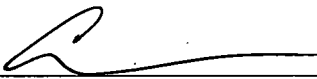
311503-1

BE IT FURTHER RESOLVED, that the City Council of the City of San Diego hereby adopts the VPMMP, said plan being on file in the office of the City Clerk as Document No.

RR- 311503-2

BE IT FURTHER RESOLVED, that the City Council of the City of San Diego hereby approves the MHPA BLA as shown on PP-311503-3

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Corrine L. Neuffer  
Deputy City Attorney

CLN:als  
01/04/2018  
Or.Dept:Planning  
Doc. No.: 1621304

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 22 2018.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 1/31/18  
(date)

  
KEVIN L. FAULCONER, Mayor

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

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JAN 22 2018, 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JAN 31 2018

(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 Linda Irwin, Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R- 311503