

RESOLUTION NUMBER R- 313302

DATE OF FINAL PASSAGE NOV 17 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO CERTIFYING A SEVENTH ADDENDUM TO THE 2006 FINAL ENVIRONMENTAL IMPACT REPORT (EIR) FOR THE DOWNTOWN COMMUNITY PLAN, CENTRE CITY PLANNED DISTRICT ORDINANCE AND THE TENTH AMENDMENT TO THE CENTRE CITY REDEVELOPMENT PLAN FOR THE TAILGATE PARK PROJECT.

WHEREAS, the City of San Diego has prepared land use amendments and a rezone relating to the two block, 2.75-acre site within Tailgate Park located between Imperial Avenue and 13th, 14th, and K streets ("Site") within the Downtown Community Plan area (Project); and

WHEREAS, on February 28, 2006, the Redevelopment Agency of the City of San Diego adopted Resolution No. R-04001 certifying the 2006 Final Environmental Impact Report for the Downtown Community Plan, Centre City Planned District Ordinance and Tenth Amendment to the Centre City Redevelopment Plan (SCH No. 2003041001), a copy of which is one file in the City's Development Services Department (2006 Final EIR), in accordance with the California Environmental Quality Act of 1970 (CEQA) (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.), and acting as the responsible agency for purposes of CEQA, the City Council adopted Resolution No. R-301265 certifying that it reviewed and considered the; and

WHEREAS, a series of addendums to the 2006 Final EIR have been prepared and certified (the Redevelopment Agency adopted Resolution No. R-04193 certifying an addendum to the 2006 Final EIR for the Eleventh Amendment to the Redevelopment Plan,

Resolution No. R-04508 certifying the Second Addendum to the 2006 Final EIR related to certain amendments to the San Diego Downtown Community Plan, Centre City Planned District Ordinance, Marina Planned District Ordinance, Resolution No. 04510 certifying the Third Addendum to the 2006 Final EIR related to certain amendments to the Residential Emphasis District Amendments to the Centre City Planned District Ordinance, Resolution No. 04544 certifying the Fourth Addendum to the 2006 Final EIR related to the proposed Civic Center Complex Project, No. 308724 certifying the Fifth Addendum to the 2006 Final EIR related to amendments to the Centre City Planned District, and Resolution No. R-309115 certifying the Sixth Addendum to the 2006 Final EIR for the India and Date Streets project; and

WHEREAS, on June 21, 2016 the City Council certified the Final Supplemental EIR (FSEIR) for the Downtown San Diego Mobility Plan and associated amendments to the Downtown Community Plan by Resolution R-310561; and

WHEREAS, the 2006 FEIR, subsequent addenda certified thereafter, and the 2016 FSEIR together represent the “Downtown FEIR” which includes a Mitigation Monitoring and Reporting Program (MMRP), last amended with the adoption of the 2016 FSEIR; and

WHEREAS, State CEQA Guidelines section 15164(a) allows a lead agency to prepare an Addendum to a final Environmental Impact Report if such Addendum meets the requirements of CEQA; and

WHEREAS, a Seventh Addendum to the 2006 Final EIR has been prepared for the Project; and

WHEREAS, the MMRP Mitigation Measure PAL-A.1—1 for paleontological resources is no longer necessary as the City has adopted paleontological protections into the San Diego

Municipal Code that ensure that potential impacts to paleontological resources would be less than significant; NOW, THEREFORE,

BE IT RESOLVED, by the City Council that it is certified that the Report has been completed in compliance with the California Environmental Quality Act of 1970 (CEQA) (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 Report reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in said Report, together with any comments received during the public review process, has been reviewed and considered by the City Council in connection with the approval of the Project.

BE IT FURTHER RESOLVED, that the information contained in the 2006 Final EIR and subsequent addenda and FSEIR, thereto, including any comments received during the public review process, has been reviewed and considered by this City Council prior to making a decision on the Project.

BE IT FURTHER RESOLVED, that there are no substantial changes proposed to the Project and no substantial changes with respect to the circumstances under which the Project is to be undertaken that would require major revisions in the 2006 Final EIR or subsequent addenda or FSEIR thereto, for the Project.

BE IT FURTHER RESOLVED, that no new information of substantial importance has become available showing that the Project would have any significant effects not discussed previously in the 2006 Final EIR, subsequent addenda thereto, or FSEIR, or that any significant effects previously examined will be substantially more severe than shown in the 2006 Final EIR, subsequent addenda thereto, and the FSEIR.

BE IT FURTHER RESOLVED, that no new information of substantial importance has become available showing that mitigation measures or alternatives previously found not to be feasible are in fact feasible which would substantially reduce any significant effects, but that the Project proponents decline to adopt, or that there are any considerably different mitigation measures or alternatives not previously considered which would substantially reduce any significant effects, but that the Project proponents decline to adopt.

BE IT FURTHER RESOLVED, that the MMRP for the Downtown FEIR is hereby amended to delete MMRP PAL-A.1-1 as shown in the Seventh Addendum to the 2006 FEIR.

BE IT FURTHER RESOLVED, that pursuant to State CEQA Guidelines Section 15164, only minor technical changes or additions are necessary, and therefore, the City Council adopts the Seventh Addendum to 2006 Final EIR with respect to the Project, a copy of which is on file in the office of the City Clerk as Document No. RR- 313302.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Noah J. Brazier
Noah J. Brazier
Deputy City Attorney


NJB:als
10/19/2020
11/04/2020 Cor.Copy
Or.Dept:DSD
Doc. No.: 2491382_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 11/10/2020.

ELIZABETH S. MALAND
City Clerk

By /s/ Stacy D. Ready
Deputy City Clerk

Approved: 11/10/20
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on NOV 10 2020, 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"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<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"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 17 2020.

(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.

(Seal)

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

By , Deputy

Office of the City Clerk, San Diego, California
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