

#3301A
5/18/2021

(R-2021-245)

RESOLUTION NUMBER R- 313540

DATE OF FINAL PASSAGE MAY 19 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO CERTIFYING THAT THE CITY COUNCIL, AS RESPONSIBLE AGENCY, HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE 2018 LONG RANGE DEVELOPMENT PLAN FOR THE LA JOLLA CAMPUS OF UNIVERSITY OF CALIFORNIA SAN DIEGO (PROJECT) AND RELATED ENVIRONMENTAL DISCLOSURE DOCUMENTS, AND HAS ADOPTED FINDINGS OF FACT, A STATEMENT OF OVERRIDING CONSIDERATIONS, AND A MITIGATION MONITORING AND REPORTING PROGRAM PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, BEFORE CONSIDERING THE DISCRETIONARY APPROVAL OF ACTIONS RELATED TO IMPLEMENTATION OF THE PROJECT.

WHEREAS, through a series of transactions in the 1960s, the Regents of the University of California, a California corporation (UC Regents), acquired approximately 486 acres of land in the La Jolla area from the City of San Diego (City), and UC Regents subsequently used that land to develop the main campus of the University of California San Diego (UCSD); and

WHEREAS, the City and UC Regents have negotiated the terms and conditions of the proposed Agreement Regarding Quitclaim and Release of Use Restrictions and Reversionary Rights from Portion of East Campus of UC San Diego La Jolla Campus Site (Master Agreement); and

WHEREAS, in accordance with the Master Agreement, the City will release certain recorded use restrictions and City reversionary rights from approximately 43.4 acres of the total land acreage originally acquired by UC Regents from the City for the UCSD main campus; and

WHEREAS, the implementation of the Master Agreement will enable UCSD to pursue various development activities on its main La Jolla campus (Project) in accordance with the 2018 Long Range Development Plan for the La Jolla campus (Development Plan); and

WHEREAS, the currently-proposed Development Plan facilities that will be completed as part of the Project include, but are not limited to: (i) an extended-stay lodging facility and conference center for UCSD-related activities, UCSD Health patients, visiting UCSD faculty, and academic symposiums; (ii) an intergenerational housing community for retired UCSD faculty; (iii) a wellness center for UCSD Health patients and the community; (iv) technology research office space; and (v) high-end health clinical research space; and

WHEREAS, on November 15, 2018, pursuant to the California Environmental Quality Act, set forth at California Public Resources Code section 21000 *et seq.* (CEQA), and the CEQA Guidelines, set forth at the California Code of Regulations, title 14, section 15000 *et seq.*, the UC Regents board of directors (UC Regents Board), as the lead agency for the Project, certified the Final Environmental Impact Report (SCH No. 2016111019) dated November 2018 for the Development Plan (Final EIR), which is a Program Environmental Impact Report that describes, discloses, and analyzes the environmental impacts of the Project; and

WHEREAS, also on November 15, 2018, the UC Regents Board adopted the Findings of Fact and Statement of Overriding Considerations, as well as the Mitigation Monitoring and Reporting Program (collectively, Additional Final EIR Documents), in connection with the Final EIR; and

WHEREAS, the UC Regents Board approved the Development Plan concurrently with its certification of the Final EIR and adoption of the Additional Final EIR Documents; and

WHEREAS, UCSD prepared various addenda to the Final EIR, including Addendum No. 1 for the Franklin Antonio Hall project (UCSD Project 962800 / Job Number 5088; May 2019), Addendum No. 2 for the Design & Innovation Building project (UCSD Project 962770 / Job Number 5149; June 2019), Addendum No. 4 for the Pepper Canyon Amphitheater, Public Realm Improvements, Warren Field House Replacement, and Public Art project (UCSD Projects 963120 & 963650 / Job Numbers 5266 & 5390; June 2020), Addendum No. 5 for the Theatre District Living and Learning Neighborhood project (UCSD Project 963040 / Job Number 5254; September 2020), Addendum No. 6 for the Central Utility Plant Expansion – Chiller Addition project (UCSD Project 966107 / Job Number 5249; December 2020), and Addendum No. 7 for the Erosion Repair and Parking Lot project (UCSD Project 962800 / Job Number 5088; December 2020 (collectively, Subsequent Addenda) (note that Addendum No. 3 to the Final EIR, currently in process, has not been finalized or approved yet); and

WHEREAS, copies of the Final EIR (a lengthy document consisting of three volumes), the Additional Final EIR Documents, and the Subsequent Addenda are accessible through a website link provided in the staff report accompanying this Resolution, and all such documents are fully incorporated by reference into this Resolution; and

WHEREAS, the City, acting through the Council, is a responsible agency for the Project, as provided in CEQA Guidelines section 15381, because the Council is considering the discretionary approval of the Master Agreement and related implementing actions, and when effectuated in accordance with its terms and conditions, the Master Agreement will help facilitate UCSD's development of the Project; and

WHEREAS, before considering the discretionary approval of the Master Agreement and related implementing actions, the Council desires to: (a) certify that it has reviewed and

considered the Final EIR and the Subsequent Addenda; and (b) adopt the Additional Final EIR Documents pursuant to CEQA Guidelines sections 15050, 15091, and 15096; and

WHEREAS, the Council has held a public hearing, and has reviewed and considered the written and verbal testimony and evidence presented at or before the public hearing, regarding the subject matter of this Resolution; NOW, THEREFORE,

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

1. The Council, acting in its independent judgment, has reviewed and considered the information contained in the Final EIR, the Subsequent Addenda, and the Additional Final EIR Documents (collectively, CEQA Documents) relevant to the City's approval of discretionary actions within the City's jurisdiction necessary for the future implementation of the Project.

2. Based upon its review and consideration of the CEQA Documents, the Council, acting in its independent judgment, determines and concludes as follows:

- a. In certifying the Final EIR, the UC Regents Board has already identified, analyzed, disclosed, and adopted the mitigation measures for the Project;
- b. The information and analyses contained in the CEQA Documents, including the Findings of Fact, are adequate for the City's use as a responsible agency and for the City's consideration of discretionary actions to implement the Project;
- c. The City-approved discretionary actions to implement the Project are within the scope of the activities described and evaluated in the CEQA Documents;
- 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 UC Regents Board certified the Final EIR, there have been no substantial changes to the Project and no substantial changes in Project circumstances that would require major revisions to the CEQA Documents 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 regarding the Project that would change the conclusions set forth in the CEQA Documents.

3. The City, as a responsible agency under CEQA, adopts the UC Regents Board's Findings of Fact related to the Final EIR for the Project as its own findings under CEQA to the fullest possible extent that those Findings of Fact are relevant to the City's decision to approve discretionary actions to implement the Project.

4. The City, as a responsible agency under CEQA, concurs with the Statement of Overriding Considerations adopted by the UC Regents Board on November 15, 2018, and adopts the Statement of Overriding Considerations and the related finding that the benefits of the Project outweigh the adverse environmental impacts not reduced to below a level of significance.

5. Pursuant to California Public Resources Code section 21081.6, the Council concurs with the Mitigation Monitoring and Reporting Program adopted by the UC Regents Board on November 15, 2018, and adopts the Mitigation Monitoring and Reporting Program to implement the changes to the Project as required by the Council in order to mitigate or avoid significant effects on the environment.

6. The City Clerk is directed to file a subsequent action 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: MARA W. ELLIOTT, City Attorney

By /s/ Kevin Reisch
Kevin Reisch
Senior Chief Deputy City Attorney

KJR:jdf
5/04/21
Or.Dept: Real Estate Assets
Doc. No. 2515712
Companion to: R-2021-246

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 05/18/2021.

ELIZABETH S. MALAND
City Clerk

By /s/ Matthew R. Hilario
Deputy City Clerk

Approved: 5/19/21
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on MAY 18 2021, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<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"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<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"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 19 2021.


(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:

TODD GLORIA
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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