

RESOLUTION NUMBER R- 315651

DATE OF FINAL PASSAGE JUN 25 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING AN ADDENDUM TO NEGATIVE DECLARATION (DEP NO. 95-0233; SCH NO. 9512062) FOR 920 SATURN BOULEVARD, PROJECT NO. PRJ-1078681.

WHEREAS, on May 6, 1997, the Council of the City of San Diego (Council) adopted Resolution No. 288630 adopting the Otay Mesa-Nestor Community Plan Update Negative Declaration (DEP No. 95-0233; SCH No. 9512062), a copy of which is on file in the Office of the City Clerk in accordance with the California Environmental Quality Act CEQA) (Public Resources Code section 21000 et seq.), and the CEQA Guidelines thereto (California Code of Regulations, Title 14, Chapter 3, section 15000 et seq.); and

WHEREAS, on December 20, 2022, Planet LP/Mar Group submitted an application to the Development Services Department for approval of a community plan amendment and rezone for the 920 Saturn Boulevard Project No. PRJ-1078681, proposing to add the High-Density Residential (45-73 dwelling unit per net acre (du/ac)) land use designation to the Otay Mesa-Nestor Community Plan, change the project site designation from Low-Density Residential (5-10 du/ac) to High-Density Residential (45-73 du/ac), and rezone the project site from Residential Single Unit Zone 1-7 (RS-1-7) to Residential Multiple Unit Zone 3-9 (RM-3-9) (Project); and

WHEREAS, CEQA Guidelines section 15164(b) allows a lead agency to prepare an Addendum to a final Negative Declaration if such Addendum meets the requirements of CEQA; and

WHEREAS, the matter was set for public hearing to be conducted by the Council; and

WHEREAS, the issue was heard by the Council; and

WHEREAS, under Charter section 280(a)(2) this resolution is not subject to veto by the Mayor because this matter requires the 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; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, including the information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

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

1. That the information contained in the final Negative Declaration (DEP No. 95-0233; SCH No. 9512062), along with the Addendum and Addendum Errata thereto, including comments received during the public review process, have been reviewed and considered by this Council prior to making a decision on the Project.
2. 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 Negative Declaration for the Project due to significant environmental effects or a substantial increase in the severity of previously identified environmental effects.
3. That no new information of substantial importance has become available showing that the Project would have any significant effects not discussed previously in the Negative Declaration or that any significant effects previously examined will be substantially more severe than shown in the Negative Declaration.


4. 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.

5. That pursuant to CEQA Guidelines section 15164, only minor technical changes or additions are necessary, and therefore, the Council adopts Addendum to Negative Declaration (DEP No. 95-0233; SCH No. 9512062), a copy of which is on file in the Office of the City Clerk.

6. That the City Clerk, or designee, is directed to file a Notice of Determination in accordance with CEQA with the Clerk of the Board of Supervisors for the County of San Diego and the State Clearinghouse in the Office of Planning and Research regarding the Project.

APPROVED: MARA W. ELLIOTT, City Attorney

By



Jeanne L. MacKinnon
Deputy City Attorney

JLM:hm
May 30, 2024
Or.Dept: DSD
Doc. No. 3667811

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 25 2024.

DIANA J.S. FUENTES
City Clerk

By 

Deputy City Clerk

Passed by the Council of The City of San Diego on JUN 25 2024, 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"/> |
| Henry L. Foster III | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Marni von Wilpert | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Kent Lee | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input 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 JUN 25 2024.

(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)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Linda Irwin, Deputy
For Gilbert Sanchez

Office of the City Clerk, San Diego, California
Resolution Number R- **315651**