

RESOLUTION NUMBER _____

ADOPTED ON _____, 2006

WHEREAS, on June 17, 2004, Pacific Beach Investment Trust, submitted an application to the Development Services Department for a Coastal Development Permit/Planned Development Permit No. 41256; and

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

WHEREAS, the issue was heard by the City of San Diego City Council on _____, 2006 ; and

WHEREAS, the City of San Diego City Council considered the issues discussed in Mitigated Negative Declaration No. 41256; NOW THEREFORE,

BE IT RESOLVED, by the City of San Diego City Council , that it is hereby certified that Mitigated Negative Declaration No. 41256 has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code Section 21000 et seq.) as amended, and the State guidelines thereto (California Administrative Code 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 of San Diego City Council.

BE IT FURTHER RESOLVED that the City of San Diego City Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and therefore, that said Mitigated Negative Declaration, a copy of which is attached hereto and incorporated by reference, is hereby approved.

BE IT FURTHER RESOLVED that pursuant to California Public Resources Code, Section 21081.6, the City of San Diego City Council hereby adopts the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the project as required by this body in order to mitigate or avoid significant effects on the environment, a copy of which is attached hereto and incorporated herein by reference.

APPROVED:

Michael Aguirre
City Attorney

ATTACHMENT: Exhibit A, Mitigation Monitoring and Reporting Program

EXHIBIT A

MITIGATION MONITORING AND REPORTING PROGRAM MISSION @ PB DRIVE

PROJECT NO. 41256

This Mitigation Monitoring and Reporting Program is designed to ensure compliance with Public Resources Code Section 21081.6 during implementation of mitigation measures. This program identifies at a minimum: the department responsible for the monitoring, what is to be monitored, how the monitoring shall be accomplished, the monitoring and reporting schedule, and completion requirements. A record of the Mitigation Monitoring and Reporting Program will be maintained at the offices of the Land Development Review Division, 1222 First Avenue, Fifth Floor, San Diego, CA 92101. All mitigation measures contained in Mitigated Negative Declaration No. 41256 shall be made conditions of Coastal Development Permit/Planned Development Permit as may be further described below.

MITIGATION, MONITORING AND REPORTING PROGRAM:

Prior to foundation inspection, the Owner/Permittee shall provide the Environmental Analysis Section (EAS) and the Assistant Deputy Director of Land Development Review Division of the Development Services Department documentation from the San Diego County of Environmental Health (DEH) indicating that a certified environmental hygienist was present during the installment of the Liquid Boot vapor barrier, and, after inspection of the vapor barrier, determined it was properly and satisfactorily installed, and has been approved by DEH. Compliance of this mitigation measure would adequately mitigate any potential environmental impacts.