

RESOLUTION NUMBER R- 313730

DATE OF FINAL PASSAGE OCT, 08 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO STATING FOR THE RECORD THAT THE CITY COUNCIL HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE SAN DIEGO HIGH SCHOOL WHOLE SITE MODERNIZATION AND LONG-RANGE FACILITIES MASTER PLAN PROJECT (PROJECT), 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, the City of San Diego (City) owns approximately 34 acres of improved real property located at 1405 Park Boulevard, San Diego, California, which is dedicated parkland within Balboa Park that includes the San Diego High School campus and Balboa Stadium (Property); and

WHEREAS, the San Diego Unified School District (District) currently leases the Property from the City for the operation and use of both San Diego High School and Balboa Stadium; and

WHEREAS, in a Municipal Special Election held on November 8, 2016, City voters approved Measure I, which amended Charter section 55 to allow the City Council to authorize a lease of the real property identified in Measure I, which did not include Balboa Stadium, to the District as a public high school for educational, cultural, recreational, and civic programs and activities without a vote of the local electorate; and

WHEREAS, the City's current lease of the Property to the District expires in 2024, and the District desires to enter into a new, 99-year lease for the Property (Lease) that will be effective as of the date that the parties have signed the Lease and the City Attorney has approved the Lease as to form, but which will not commence until the current lease expires, to allow the District to begin the whole site modernization of the San Diego High School campus and to allow the District to continue to use the San Diego High School campus for a public high school for educational, cultural, recreational, and civic programs and activities, and to continue to use Balboa Stadium for park and recreation purposes, including those recreation uses related to the District's curricular and extra-curricular programs; and

WHEREAS, in accordance with the California Environmental Quality Act of 1970, Public Resources Code sections 21000 *et seq.* (CEQA), and the related State CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, sections 15000 *et seq.*, the District, as the lead agency for the San Diego High School Whole Site Modernization and Long-Range Facilities Master Plan (WSM and LRFMP) Project (Project), prepared a Final Environmental Impact Report (SCH No. 2020059044), dated April 2021 (Final EIR), which documents, describes, discloses, and analyzes the environmental impacts of the Project, including all activities on the Property contemplated by the Lease; and

WHEREAS, on May 25, 2021, pursuant to CEQA and the CEQA Guidelines, the District certified the Final EIR, a copy of which is accessible through a website link provided in the staff report accompanying this Resolution (Staff Report); and

WHEREAS, also on May 25, 2021, the District adopted the Findings of Fact and Statement of Overriding Considerations, as well as the Mitigation Monitoring and Reporting Program (collectively, Additional FEIR Documents), in connection with the Final EIR, and a

copy of the Additional FEIR Documents is accessible through a website link provided in the Staff Report; and

WHEREAS, the District approved the San Diego High School Whole Site Modernization and Long-Range Facilities Master Plan concurrently with its certification of the Final EIR and adoption of the Additional FEIR Documents; 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 Lease for the Property and related implementing actions, and when effectuated in accordance with its terms and conditions, the Lease will help facilitate the District's development of the Project; and

WHEREAS, before considering the discretionary approval of the Lease and related implementing actions, the Council desires to: (a) certify that it has reviewed and considered the Final EIR; and (b) adopt the Additional FEIR 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 and the Additional FEIR 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.

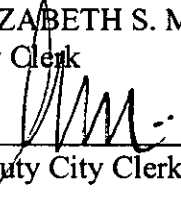
2. Based upon its review and consideration of the CEQA Documents, the Council, acting in its independent judgment, determines and concludes as follows:

- a. In certifying the Final EIR, the District 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 and consistent with the activities described and evaluated in the CEQA Documents pursuant to CEQA Guidelines section 15162;
- 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 District 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.



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

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 10/05/21  
(date)

  
TODD GLORIA, Mayor

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

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on OCT 05 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 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"/>
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 OCT 08 2021.

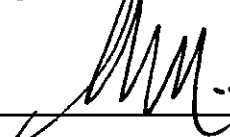
**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

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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