

# **MITIGATED NEGATIVE DECLARATION**

THE CITY OF SAN DIEGO

Project No. 596507 SCH No. 2018091027

SUBJECT: **ALVARADO TRUNK SEWER SDP**: A SITE DEVELOPMENT PERMIT (SDP) for impacts to Environmentally Sensitive Lands for a project that would replace approximately five miles of existing gravity trunk sewer via open-trench and trenchless construction methods in the Navajo and College Community Plan areas and City Council Districts 7 and 9. Applicant: City of San Diego Public Works Department.

- I. PROJECT DESCRIPTION: See attached Initial Study.
- II. ENVIRONMENTAL SETTING: See attached Initial Study.
- III. DETERMINATION:

The City of San Diego conducted an Initial Study which determined that the proposed project could have a significant environmental effect in the following areas(s): **Archaeological Resources and Biological Resources**. Subsequent revisions in the project proposal create the specific mitigation identified in Section V of this Mitigated Negative Declaration. The project as revised now avoids or mitigates the potentially significant environmental effects previously identified, and the preparation of an Environmental Impact Report will not be required.

IV. DOCUMENTATION: The attached Initial Study documents the reasons to support the above Determination.

V. MITIGATION, MONITORING AND REPORTING PROGRAM:

# A. GENERAL REQUIREMENTS – PART I Plan Check Phase (prior to permit issuance)

1. Prior to the issuance of a Notice To Proceed (NTP) for a subdivision, or any construction permits, such as Demolition, Grading or Building, or beginning any construction related activity on-site, the Development Services Department (DSD) Director's Environmental Designee (ED) shall review and approve all Construction Documents (CD), (plans, specification, details, etc.) to ensure the MMRP requirements are incorporated into the design.

2. In addition, the ED shall verify that <u>the MMRP Conditions/Notes that apply ONLY to the</u> <u>construction phases of this project are included VERBATIM</u>, under the heading, **"ENVIRONMENTAL/MITIGATION REQUIREMENTS."** 

3. These notes must be shown within the first three (3) sheets of the construction documents in the format specified for engineering construction document templates as shown on the City website:

http://www.sandiego.gov/development-services/industry/standtemp.shtml

4. The **TITLE INDEX SHEET** must also show on which pages the "Environmental/Mitigation Requirements" notes are provided.

5. **SURETY AND COST RECOVERY –** The Development Services Director or City Manager may require appropriate surety instruments or bonds from private Permit Holders to ensure the long term performance or implementation of required mitigation measures or programs. The City is authorized to recover its cost to offset the salary, overhead, and expenses for City personnel and programs to monitor qualifying projects.

# B. GENERAL REQUIREMENTS – PART II Post Plan Check (After permit issuance/Prior to start of construction)

1. PRE CONSTRUCTION MEETING IS REQUIRED TEN (10) WORKING DAYS PRIOR TO BEGINNING ANY WORK ON THIS PROJECT. The PERMIT HOLDER/OWNER is responsible to arrange and perform this meeting by contacting the CITY RESIDENT ENGINEER (RE) of the Field Engineering Division and City staff from MITIGATION MONITORING COORDINATION (MMC). Attendees must also include the Permit holder's Representative(s), Job Site Superintendent and the following consultants:

Qualified Biologist Qualified Archaeologist Qualified Native American Monitor

#### Note:

Failure of all responsible Permit Holder's representatives and consultants to attend shall require an additional meeting with all parties present.

#### CONTACT INFORMATION:

a) The PRIMARY POINT OF CONTACT is the **RE** at the **Field Engineering Division – 858-627-**3200

b) For Clarification of ENVIRONMENTAL REQUIREMENTS, it is also required to call **RE and MMC at 858-627-3360** 

**2. MMRP COMPLIANCE:** This Project, Project Tracking System (PTS) #596507 and /or Environmental Document # 596507, shall conform to the mitigation requirements contained in the associated Environmental Document and implemented to the satisfaction of the DSD's Environmental Designee (MMC) and the City Engineer (RE). The requirements may not be reduced or changed but may be annotated (i.e. to explain when and how compliance is being met and location of verifying proof,

etc.). Additional clarifying information may also be added to other relevant plan sheets and/or specifications as appropriate (i.e., specific locations, times of monitoring, methodology, etc

#### Note:

Permit Holder's Representatives must alert RE and MMC if there are any discrepancies in the plans or notes, or any changes due to field conditions. All conflicts must be approved by RE and MMC BEFORE the work is performed.

**3. OTHER AGENCY REQUIREMENTS:** Evidence of compliance with all other agency requirements or permits shall be submitted to the RE and MMC for review and acceptance prior to the beginning of work or within one week of the Permit Holder obtaining documentation of those permits or requirements. Evidence shall include copies of permits, letters of resolution or other documentation issued by the responsible agency.

#### California Fish and Wildlife Section 1600 Permit

## **4. MONITORING EXHIBITS**

All consultants are required to submit, to RE and MMC, a monitoring exhibit on a 11x17 reduction of the appropriate construction plan, such as site plan, grading, landscape, etc., marked to clearly show the specific areas including the **LIMIT OF WORK**, scope of that discipline's work, and notes indicating when in the construction schedule that work will be performed. When necessary for clarification, a detailed methodology of how the work will be performed shall be included.

## 5. OTHER SUBMITTALS AND INSPECTIONS:

The Permit Holder/Owner's representative shall submit all required documentation, verification letters, and requests for all associated inspections to the RE and MMC for approval per the following schedule:

DOCUMENT SUBMITTAL/INSPECTION CHECKLIST					
Issue Area	Document Submittal	Associated Inspection/Approvals	Notes		
Upland/Wetland Habitat Mitigation Purchase	Proof of Purchase of mitigation credits/receipt	MMC Approval	3 Days prior to Pre- con. meeting		
Pre-Con. Meeting	Request Letter	MMC Approval	3 Days prior to Pre- con. meeting		
General	Consultant Qualification	MMC Approval	3 Days prior to Pre- con. meeting		
Issue Area	Document Submittal	Associated Inspection/Approvals	Notes		
General	Archaeological and Biological Monitoring Exhibits	MMC Approval	3 Days prior to Pre- con. meeting		
Archaeology	Archaeology Reports	MMC Approval	Completion of Archaeology Site Observation		

DOCUMENT SUBMITTAL/INSPECTION CHECKLIST CONTINUED						
Issue Area	Document Submittal	Associated Inspection/Approvals	Notes			
Biology	Protocol or other survey	MMC Approval	3 Days prior to Pre- con. meeting			
Biology	Limit of Work Verification	MMC Approval/Inspection	Prior to beginning work			
Revegetation	Biology Report - Installation	MMC Installation Inspection	ASAP After installation			
Revegetation	Biology Report – 120 day	MMC 120-day Inspection	1 week after submittal			
Revegetation	Biology Report – 6 months	MMC 6-month Inspection	1 week after submittal			
Revegetation	Biology Report – 1 year	MMC 1-year Inspection	1 week after submittal			
Revegetation	Biology Report – 2 year	MMC 2-year Inspection	1 week after submittal			
Final Approval	Request for Final Inspection	MMC Final Inspection	1 Week Prior to Final Inspection			

## **B. SPECIFIC MMRP ISSUE AREA CONDITIONS/REQUIREMENTS**

#### **ARCHAEOLOGICAL RESOURCES**

# I. Prior to Permit Issuance or Bid Opening/Bid Award

- A. Entitlements Plan Check
  - 1. Prior to permit issuance or Bid Opening/Bid Award, whichever is applicable, the Assistant Deputy Director (ADD) Environmental designee shall verify that the requirements for Archaeological Monitoring and Native American monitoring have been noted on the applicable construction documents through the plan check process.
- B. Letters of Qualification have been submitted to ADD
  - Prior to Bid Award, the applicant shall submit a letter of verification to Mitigation Monitoring Coordination (MMC) identifying the Principal Investigator (PI) for the project and the names of all persons involved in the archaeological monitoring program, as defined in the City of San Diego Historical Resources Guidelines (HRG). If applicable, individuals involved in the archaeological monitoring program must have completed the 40-hour HAZWOPER training with certification documentation.
  - 2. MMC will provide a letter to the applicant confirming the qualifications of the PI and all persons involved in the archaeological monitoring of the project meet the qualifications established in the HRG.
  - 3. Prior to the start of work, the applicant must obtain written approval from MMC for any personnel changes associated with the monitoring program.

# II. Prior to Start of Construction

- A. Verification of Records Search
  - 1. The PI shall provide verification to MMC that a site-specific records search (1/4 mile radius) has been completed. Verification includes but is not limited to a copy of a

confirmation letter from South Coastal Information Center, or, if the search was inhouse, a letter of verification from the PI stating that the search was completed.

- 2. The letter shall introduce any pertinent information concerning expectations and probabilities of discovery during trenching and/or grading activities.
- 3. The PI may submit a detailed letter to MMC requesting a reduction to the ¼ mile radius.
- B. PI Shall Attend Precon Meetings
  - Prior to beginning any work that requires monitoring; the Applicant shall arrange a Precon Meeting that shall include the PI, Native American consultant/monitor (where Native American resources may be impacted), Construction Manager (CM) and/or Grading Contractor, Resident Engineer (RE), Building Inspector (BI), if appropriate, and MMC. The qualified Archaeologist and Native American Monitor shall attend any grading/excavation related Precon Meetings to make comments and/or suggestions concerning the Archaeological Monitoring program with the Construction Manager and/or Grading Contractor.
    - a. If the PI is unable to attend the Precon Meeting, the Applicant shall schedule a focused Precon Meeting with MMC, the PI, RE, CM or BI, if appropriate, prior to the start of any work that requires monitoring.
  - 2. Acknowledgement of Responsibility for Curation (CIP or Other Public Projects) The applicant shall submit a letter to MMC acknowledging their responsibility for the cost of curation associated with all phases of the archaeological monitoring program.
  - 3. Identify Areas to be Monitored
    - a. Prior to the start of any work that requires monitoring, the PI shall submit an Archaeological Monitoring Exhibit (AME) (with verification that the AME has been reviewed and approved by the Native American consultant/monitor when Native American resources may be impacted) based on the appropriate construction documents (reduced to 11x17) to MMC identifying the areas to be monitored including the delineation of grading/excavation limits.
    - b. The AME shall be based on the results of a site-specific records search as well as information regarding the age of existing pipelines, laterals and associated appurtenances and/or any known soil conditions (native or formation).
    - c. MMC shall notify the PI that the AME has been approved.
  - 4. When Monitoring Will Occur
    - a. Prior to the start of any work, the PI shall also submit a construction schedule to MMC through the RE indicating when and where monitoring will occur.
    - b. The PI may submit a detailed letter to MMC prior to the start of work or during construction requesting a modification to the monitoring program. This request shall be based on relevant information such as review of final construction documents which indicate conditions such as age of existing pipe to be replaced, depth of excavation and/or site graded to bedrock, etc., which may reduce or increase the potential for resources to be present.
  - 5. Approval of AME and Construction Schedule After approval of the AME by MMC, the PI shall submit to MMC written authorization of the AME and Construction Schedule from the CM.

#### III. During Construction

- A. Monitor Shall be Present During Grading/Excavation/Trenching
  - 1. The Archaeological Monitor shall be present full-time during all soil disturbing and grading/excavation/trenching activities which could result in impacts to archaeological resources as identified on the AME. The Construction Manager is responsible for notifying the RE, PI, and MMC of changes to any construction activities such as in the case of a potential safety concern within the area being monitored. In certain circumstances OSHA safety requirements may necessitate modification of the AME.
  - The Native American consultant/monitor shall determine the extent of their presence during soil disturbing and grading/excavation/trenching activities based on the AME and provide that information to the PI and MMC. If prehistoric resources are encountered during the Native American consultant/monitor's absence, work shall stop, and the Discovery Notification Process detailed in Section III.B-C and IV.A-D shall commence.
  - 3. The PI may submit a detailed letter to MMC during construction requesting a modification to the monitoring program when a field condition such as modern disturbance post-dating the previous grading/trenching activities, presence of fossil formations, or when native soils are encountered that may reduce or increase the potential for resources to be present.
  - 4. The archaeological and Native American consultant/monitor shall document field activity via the Consultant Site Visit Record (CSVR). The CSVR's shall be faxed by the CM to the RE the first day of monitoring, the last day of monitoring, monthly (Notification of Monitoring Completion), and in the case of ANY discoveries. The RE shall forward copies to MMC.
- B. Discovery Notification Process
  - In the event of a discovery, the Archaeological Monitor shall direct the contractor to temporarily divert all soil disturbing activities, including but not limited to digging, trenching, excavating or grading activities in the area of discovery and in the area reasonably suspected to overlay adjacent resources and immediately notify the RE or BI, as appropriate.
  - 2. The Monitor shall immediately notify the PI (unless Monitor is the PI) of the discovery.
  - 3. The PI shall immediately notify MMC by phone of the discovery and shall also submit written documentation to MMC within 24 hours by fax or email with photos of the resource in context, if possible.
  - 4. No soil shall be exported off-site until a determination can be made regarding the significance of the resource specifically if Native American resources are encountered.
- C. Determination of Significance
  - 1. The PI and Native American consultant/monitor, where Native American resources are discovered shall evaluate the significance of the resource. If Human Remains are involved, follow protocol in Section IV below.
    - a. The PI shall immediately notify MMC by phone to discuss significance determination and shall also submit a letter to MMC indicating whether additional mitigation is required.

- b. If the resource is significant, the PI shall submit an Archaeological Data Recovery Program (ADRP) and obtain written approval of the program from MMC, CM and RE. ADRP and any mitigation must be approved by MMC, RE and/or CM before ground disturbing activities in the area of discovery will be allowed to resume.
   Note: If a unique archaeological site is also an historical resource as defined in CEQA Section 15064.5, then the limits on the amount(s) that a project applicant may be required to pay to cover mitigation costs as indicated in CEQA Section 21083.2 shall not apply.
  - (1). Note: For pipeline trenching and other linear projects in the public Right-of-Way, the PI shall implement the Discovery Process for Pipeline Trenching projects identified below under "D."
- c. If the resource is not significant, the PI shall submit a letter to MMC indicating that artifacts will be collected, curated, and documented in the Final Monitoring Report. The letter shall also indicate that that no further work is required.
  - (1). Note: For Pipeline Trenching and other linear projects in the public Rightof-Way, if the deposit is limited in size, both in length and depth; the information value is limited and is not associated with any other resource; and there are no unique features/artifacts associated with the deposit, the discovery should be considered not significant.
  - (2). Note, for Pipeline Trenching and other linear projects in the public Right-of-Way, if significance cannot be determined, the Final Monitoring Report and Site Record (DPR Form 523A/B) shall identify the discovery as Potentially Significant.
- D. Discovery Process for Significant Resources Pipeline Trenching and other Linear Projects in the Public Right-of-Way

The following procedure constitutes adequate mitigation of a significant discovery encountered during pipeline trenching activities or for other linear project types within the Public Right-of-Way including but not limited to excavation for jacking pits, receiving pits, laterals, and manholes\_to reduce impacts to below a level of significance:

- 1. Procedures for documentation, curation and reporting
  - a. One hundred percent of the artifacts within the trench alignment and width shall be documented in-situ, to include photographic records, plan view of the trench and profiles of side walls, recovered, photographed after cleaning and analyzed and curated. The remainder of the deposit within the limits of excavation (trench walls) shall be left intact.
  - b. The PI shall prepare a Draft Monitoring Report and submit to MMC via the RE as indicated in Section VI-A.
  - c. The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) the resource(s) encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines. The DPR forms shall be submitted to the South Coastal Information Center for either a Primary Record or SDI Number and included in the Final Monitoring Report.
  - d. The Final Monitoring Report shall include a recommendation for monitoring of any future work in the vicinity of the resource.

# IV. Discovery of Human Remains

If human remains are discovered, work shall halt in that area and no soil shall be exported off-site until a determination can be made regarding the provenance of the human remains; and the following procedures as set forth in CEQA Section 15064.5(e), the California Public Resources Code (Sec. 5097.98) and State Health and Safety Code (Sec. 7050.5) shall be undertaken:

- A. Notification
  - 1. Archaeological Monitor shall notify the RE or BI as appropriate, MMC, and the PI, if the Monitor is not qualified as a PI. MMC will notify the appropriate Senior Planner in the Environmental Analysis Section (EAS) of the Development Services Department to assist with the discovery notification process.
  - 2. The PI shall notify the Medical Examiner after consultation with the RE, either in person or via telephone.
- B. Isolate discovery site
  - Work shall be directed away from the location of the discovery and any nearby area reasonably suspected to overlay adjacent human remains until a determination can be made by the Medical Examiner in consultation with the PI concerning the provenience of the remains.
  - 2. The Medical Examiner, in consultation with the PI, will determine the need for a field examination to determine the provenience.
  - 3. If a field examination is not warranted, the Medical Examiner will determine with input from the PI, if the remains are or are most likely to be of Native American origin.
- C. If Human Remains ARE determined to be Native American
  - 1. The Medical Examiner will notify the Native American Heritage Commission (NAHC) within 24 hours. By law, **ONLY** the Medical Examiner can make this call.
  - 2. NAHC will immediately identify the person or persons determined to be the Most Likely Descendent (MLD) and provide contact information.
  - The MLD will contact the PI within 24 hours or sooner after the Medical Examiner has completed coordination, to begin the consultation process in accordance with CEQA Section 15064.5(e), the California Public Resources and Health & Safety Codes.
  - 4. The MLD will have 48 hours to make recommendations to the property owner or representative, for the treatment or disposition with proper dignity, of the human remains and associated grave goods.
  - 5. Disposition of Native American Human Remains will be determined between the MLD and the PI, and, if:
    - a. The NAHC is unable to identify the MLD, OR the MLD failed to make a recommendation within 48 hours after being granted access to the site, OR;
    - b. The landowner or authorized representative rejects the recommendation of the MLD and mediation in accordance with PRC 5097.94 (k) by the NAHC fails to provide measures acceptable to the landowner, the landowner shall reinter the human remains, and items associated with Native American human remains with appropriate dignity on the property in a location not subject to further and future subsurface disturbance, THEN
    - c. To protect these sites, the landowner shall do one or more of the following:
      - (1) Record the site with the NAHC;
      - (2) Record an open space or conservation easement; or

(3) Record a document with the County. The document shall be titled "Notice of Reinterment of Native American Remains" and shall include a legal description of the property, the name of the property owner, and the owner's acknowledged signature, in addition to any other information required by PRC 5097.98. The document shall be indexed as a notice under the name of the owner.

- d. Upon the discovery of multiple Native American human remains during a ground disturbing land development activity, the landowner may agree that additional conferral with descendants is necessary to consider culturally appropriate treatment of multiple Native American human remains. Culturally appropriate treatment of such a discovery may be ascertained from review of the site utilizing cultural and archaeological standards. Where the parties are unable to agree on the appropriate treatment measures the human remains and items associated and buried with Native American human remains shall be reinterred with appropriate dignity, pursuant to Section 5.c., above.
- D. If Human Remains are NOT Native American
  - 1. The PI shall contact the Medical Examiner and notify them of the historic era context of the burial.
  - 2. The Medical Examiner will determine the appropriate course of action with the PI and City staff (PRC 5097.98).
  - If the remains are of historic origin, they shall be appropriately removed and conveyed to the San Diego Museum of Man for analysis. The decision for internment of the human remains shall be made in consultation with MMC, EAS, the applicant/landowner, any known descendant group, and the San Diego Museum of Man.

#### V. Night and/or Weekend Work

A. If night and/or weekend work is included in the contract

- 1. When night and/or weekend work is included in the contract package, the extent and timing shall be presented and discussed at the precon meeting.
- 2. The following procedures shall be followed.
  - a. No Discoveries

In the event that no discoveries were encountered during night and/or weekend work, the PI shall record the information on the CSVR and submit to MMC via fax by 8AM of the next business day.

b. Discoveries

All discoveries shall be processed and documented using the existing procedures detailed in Sections III - During Construction, and IV – Discovery of Human Remains. Discovery of human remains shall always be treated as a significant discovery.

c. Potentially Significant Discoveries

If the PI determines that a potentially significant discovery has been made, the procedures detailed under Section III - During Construction and IV-Discovery of Human Remains shall be followed.

- d. The PI shall immediately contact the RE and MMC, or by 8AM of the next business day to report and discuss the findings as indicated in Section III-B, unless other specific arrangements have been made.
- B. If night and/or weekend work becomes necessary during the course of construction

- 1. The Construction Manager shall notify the RE, or BI, as appropriate, a minimum of 24 hours before the work is to begin.
- 2. The RE, or BI, as appropriate, shall notify MMC immediately.
- C. All other procedures described above shall apply, as appropriate.

#### VI. Post Construction

- A. Submittal of Draft Monitoring Report
  - 1. The PI shall submit two copies of the Draft Monitoring Report (even if negative), prepared in accordance with the Historical Resources Guidelines (Appendix C/D) which describes the results, analysis, and conclusions of all phases of the Archaeological Monitoring Program (with appropriate graphics) to MMC via the RE for review and approval within 90 days following the completion of monitoring. It should be noted that if the PI is unable to submit the Draft Monitoring Report within the allotted 90-day timeframe as a result of delays with analysis, special study results or other complex issues, a schedule shall be submitted to MMC establishing agreed due dates and the provision for submittal of monthly status reports until this measure can be met.
    - a. For significant archaeological resources encountered during monitoring, the Archaeological Data Recovery Program or Pipeline Trenching Discovery Process shall be included in the Draft Monitoring Report.
    - b. Recording Sites with State of California Department of Parks and Recreation The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) any significant or potentially significant resources encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines, and submittal of such forms to the South Coastal Information Center with the Final Monitoring Report.
  - 2. MMC shall return the Draft Monitoring Report to the PI via the RE for revision or, for preparation of the Final Report.
  - 3. The PI shall submit revised Draft Monitoring Report to MMC via the RE for approval.
  - 4. MMC shall provide written verification to the PI of the approved report.
  - 5. MMC shall notify the RE or BI, as appropriate, of receipt of all Draft Monitoring Report submittals and approvals.
- B. Handling of Artifacts
  - 1. The PI shall be responsible for ensuring that all cultural remains collected are cleaned and catalogued
  - 2. The PI shall be responsible for ensuring that all artifacts are analyzed to identify function and chronology as they relate to the history of the area; that faunal material is identified as to species; and that specialty studies are completed, as appropriate.
- C. Curation of artifacts: Accession Agreement and Acceptance Verification
  - 1. The PI shall be responsible for ensuring that all artifacts associated with the survey, testing and/or data recovery for this project are permanently curated with an appropriate institution. This shall be completed in consultation with MMC and the Native American representative, as applicable.
  - 2. When applicable to the situation, the PI shall include written verification from the Native American consultant/monitor indicating that Native American resources were treated in accordance with state law and/or applicable agreements. If the resources

were reinterred, verification shall be provided to show what protective measures were taken to ensure no further disturbance occurs in accordance with Section IV – Discovery of Human Remains, Subsection C.

- 3. The PI shall submit the Accession Agreement and catalogue record(s) to the RE or BI, as appropriate for donor signature with a copy submitted to MMC.
- 4. The RE or BI, as appropriate shall obtain signature on the Accession Agreement and shall return to PI with copy submitted to MMC.
- 5. The PI shall include the Acceptance Verification from the curation institution in the Final Monitoring Report submitted to the RE or BI and MMC.
- D. Final Monitoring Report(s)
  - The PI shall submit one copy of the approved Final Monitoring Report to the RE or BI as appropriate, and one copy to MMC (even if negative), within 90 days after notification from MMC of the approved report.
  - 2. The RE shall, in no case, issue the Notice of Completion until receiving a copy of the approved Final Monitoring Report from MMC which includes the Acceptance Verification from the curation institution.

#### **BIOLOGICAL RESOURCES**

#### **Biological Resources Protection During Construction**

- I. Prior to Construction
  - A. Biologist Verification -The owner/permittee shall provide a letter to the City's Mitigation Monitoring Coordination (MMC) section stating that a Project Biologist (Qualified Biologist) as defined in the City of San Diego's Biological Guidelines (2012), has been retained to implement the project's biological monitoring program. The letter shall include the names and contact information of all persons involved in the biological monitoring of the project.
  - B. Preconstruction Meeting The Qualified Biologist shall attend the preconstruction meeting, discuss the project's biological monitoring program, and arrange to perform any follow up mitigation measures and reporting including site-specific monitoring, restoration or revegetation, and additional fauna/flora surveys/salvage.
  - C. Biological Documents The Qualified Biologist shall submit all required documentation to MMC verifying that any special mitigation reports including but not limited to, maps, plans, surveys, survey timelines, or buffers are completed or scheduled per City Biology Guidelines, Multiple Species Conservation Program (MSCP), Environmentally Sensitive Lands Ordinance (ESL), project permit conditions; California Environmental Quality Act (CEQA); endangered species acts (ESAs); and/or other local, state or federal requirements.
  - D. **BCME** -The Qualified Biologist shall present a Biological Construction Mitigation/Monitoring Exhibit (BCME) which includes the biological documents in C above. In addition, include: restoration/revegetation plans, plant salvage/relocation requirements (e.g., coastal cactus wren plant salvage, burrowing owl exclusions, etc.), avian or other wildlife surveys/survey schedules (including general avian nesting and USFWS protocol), timing of surveys, wetland buffers, avian construction avoidance areas/noise buffers/ barriers, other impact avoidance

areas, and any subsequent requirements determined by the Qualified Biologist and the City ADD/MMC. The BCME shall include a site plan, written and graphic depiction of the project's biological mitigation/monitoring program, and a schedule. The BCME shall be approved by MMC and referenced in the construction documents.

F. Avian Protection Requirements - To avoid any direct impacts to any species identified as a listed, candidate, sensitive, or special status species in the MSCP, including, but not limited to Cooper's Hawk, removal of habitat that supports active nests in the proposed area of disturbance should occur outside of the breeding season for these species (February 1 to September 15). If removal of habitat in the proposed area of disturbance must occur during the breeding season, the Qualified Biologist shall conduct a pre-construction survey to determine the presence or absence of nesting birds on the proposed area of disturbance. The pre-construction survey shall be conducted within 10 calendar days prior to the start of construction activities (including removal of vegetation). The applicant shall submit the results of the pre-construction survey to City DSD for review and approval prior to initiating any construction activities. If nesting birds are detected, a letter report or mitigation plan in conformance with the City's Biology Guidelines and applicable State and Federal Law (i.e. appropriate follow up surveys, monitoring schedules, construction and noise barriers/buffers, etc.) shall be prepared and include proposed measures to be implemented to ensure that take of birds or eggs or disturbance of breeding activities is avoided. The report or mitigation plan shall be submitted to the City for review and approval and implemented to the satisfaction of the City. The City's MMC Section and Biologist shall verify and approve that all measures identified in the report or mitigation plan are in place prior to and/or during construction.

#### G. COASTAL CALIFORNIA GNATCATCHER (Federally Threatened)

Prior to the preconstruction meeting), the City Manager (or appointed designee) shall verify that the Multi-Habitat Planning Area (MHPA) boundaries and the following project requirements regarding the coastal California gnatcatcher are shown on the construction plans:

NO CLEARING, GRUBBING, GRADING, OR OTHER CONSTRUCTION ACTIVITIES SHALL OCCUR BETWEEN MARCH 1 AND AUGUST 15, THE BREEDING SEASON OF THE COASTAL CALIFORNIA GNATCATCHER, UNTIL THE FOLLOWING REQUIREMENTS HAVE BEEN MET TO THE SATISFACTION OF THE CITY MANAGER:

A. A QUALIFIED BIOLOGIST (POSSESSING A VALID ENDANGERED SPECIES ACT SECTION 10(a)(1)(A) RECOVERY PERMIT) SHALL SURVEY THOSE HABITAT AREAS <u>WITHIN THE MHPA</u> THAT WOULD BE SUBJECT TO CONSTRUCTION NOISE LEVELS EXCEEDING 60 DECIBELS [dB(A)] HOURLY AVERAGE FOR THE PRESENCE OF THE COASTAL CALIFORNIA GNATCATCHER. SURVEYS FOR THE COASTAL CALIFORNIA GNATCATCHER SHALL BE CONDUCTED PURSUANT TO THE PROTOCOL SURVEY GUIDELINES ESTABLISHED BY THE U.S. FISH AND WILDLIFE SERVICE WITHIN THE BREEDING SEASON PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION. IF GNATCATCHERS ARE PRESENT, THEN THE FOLLOWING CONDITIONS MUST BE MET:

- I. BETWEEN MARCH 1 AND AUGUST 15, NO CLEARING, GRUBBING, OR GRADING OF OCCUPIED GNATCATCHER HABITAT SHALL BE PERMITTED. AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A QUALIFIED BIOLOGIST; <u>AND</u>
  - BETWEEN MARCH 1 AND AUGUST 15, NO CONSTRUCTION ACTIVITIES 11. SHALL OCCUR WITHIN ANY PORTION OF THE SITE WHERE CONSTRUCTION ACTIVITIES WOULD RESULT IN NOISE LEVELS EXCEEDING 60 dB (A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED GNATCATCHER HABITAT. AN ANALYSIS SHOWING THAT NOISE GENERATED BY CONSTRUCTION ACTIVITIES WOULD NOT EXCEED 60 dB (A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED HABITAT MUST BE COMPLETED BY A OUALIFIED ACOUSTICIAN (POSSESSING CURRENT NOISE ENGINEER LICENSE OR REGISTRATION WITH MONITORING NOISE LEVEL EXPERIENCE WITH LISTED ANIMAL SPECIES) AND APPROVED BY THE CITY MANAGER AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES. PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES DURING THE BREEDING SEASON, AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A OUALIFIED **BIOLOGIST: OR** 
    - AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF 111. CONSTRUCTION ACTIVITIES, UNDER THE DIRECTION OF A QUALIFIED ACOUSTICIAN, NOISE ATTENUATION MEASURES (e.g., BERMS, WALLS) SHALL BE IMPLEMENTED TO ENSURE THAT NOISE LEVELS RESULTING FROM CONSTRUCTION ACTIVITIES WILL NOT EXCEED 60 dB(A) HOURLY AVERAGE AT THE EDGE OF HABITAT OCCUPIED BY THE COASTAL CALIFORNIA GNATCATCHER. CONCURRENT WITH THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES AND THE CONSTRUCTION OF NECESSARY NOISE ATTENUATION FACILITIES, NOISE MONITORING\* SHALL BE CONDUCTED AT THE EDGE OF THE OCCUPIED HABITAT AREA TO ENSURE THAT NOISE LEVELS DO NOT EXCEED 60 dB (A) HOURLY AVERAGE. IF THE NOISE ATTENUATION TECHNIQUES IMPLEMENTED ARE DETERMINED TO BE INADEQUATE BY THE QUALIFIED ACOUSTICIAN OR BIOLOGIST, THEN THE ASSOCIATED CONSTRUCTION ACTIVITIES SHALL CEASE UNTIL SUCH TIME THAT ADEQUATE NOISE ATTENUATION IS ACHIEVED OR UNTIL THE END OF THE BREEDING SEASON (AUGUST 16).

\* Construction noise monitoring shall continue to be monitored at least twice weekly on varying days, or more frequently depending on the construction activity, to verify that noise levels at the edge of occupied habitat are maintained below 60 dB (A) hourly average or to the ambient noise level if it already exceeds 60 dB (A) hourly average. If not, other measures shall be implemented in consultation with the biologist and the City Manager, as necessary, to reduce noise levels to below 60 dB(A) hourly average or to the ambient noise level if it already exceeds 60 dB(A) hourly average. Such measures may include, but are not limited to, limitations on the placement of construction equipment and the simultaneous use of equipment.

- B. IF COASTAL CALIFORNIA GNATCATCHERS ARE NOT DETECTED DURING THE PROTOCOL SURVEY, THE QUALIFIED BIOLOGIST SHALL SUBMIT SUBSTANTIAL EVIDENCE TO THE CITY MANAGER AND APPLICABLE RESOURCE AGENCIES WHICH DEMONSTRATES WHETHER OR NOT MITIGATION MEASURES SUCH AS NOISE WALLS ARE NECESSARY BETWEEN MARCH 1 AND AUGUST 15 AS FOLLOWS:
  - I. IF THIS EVIDENCE INDICATES THE POTENTIAL IS HIGH FOR COASTAL CALIFORNIA GNATCATCHER TO BE PRESENT BASED ON HISTORICAL RECORDS OR SITE CONDITIONS, THEN CONDITION A.III SHALL BE ADHERED TO AS SPECIFIED ABOVE.
  - II. IF THIS EVIDENCE CONCLUDES THAT NO IMPACTS TO THIS SPECIES ARE ANTICIPATED, NO MITIGATION MEASURES WOULD BE NECESSARY.

#### H. LEAST BELL'S VIREO (State Endangered/Federally Endangered)

Prior to the issuance of any grading permit (FOR PUBLIC UTILITY PROJECTS: prior to the preconstruction meeting), the City Manager (or appointed designee) shall verify that the following project requirements regarding the least Bell's vireo are shown on the construction plans:

NO CLEARING, GRUBBING, GRADING, OR OTHER CONSTRUCTION ACTIVITIES SHALL OCCUR BETWEEN MARCH 15 AND SEPTEMBER 15, THE BREEDING SEASON OF THE LEAST BELL'S VIREO, UNTIL THE FOLLOWING REQUIREMENTS HAVE BEEN MET TO THE SATISFACTION OF THE CITY MANAGER:

- A. A QUALIFIED BIOLOGIST (POSSESSING A VALID ENDANGERED SPECIES ACT SECTION 10(a)(1)(A) RECOVERY PERMIT) SHALL SURVEY THOSE WETLAND AREAS THAT WOULD BE SUBJECT TO CONSTRUCTION NOISE LEVELS EXCEEDING 60 DECIBELS [dB(A)] HOURLY AVERAGE FOR THE PRESENCE OF THE LEAST BELL'S VIREO. SURVEYS FOR THE THIS SPECIES SHALL BE CONDUCTED PURSUANT TO THE PROTOCOL SURVEY GUIDELINES ESTABLISHED BY THE U.S. FISH AND WILDLIFE SERVICE WITHIN THE BREEDING SEASON PRIOR TO THE COMMENCEMENT OF CONSTRUCTION. IF THE LEAST BELL'S VIREO IS PRESENT, THEN THE FOLLOWING CONDITIONS MUST BE MET:
  - I. BETWEEN MARCH 15 AND SEPTEMBER 15, NO CLEARING, GRUBBING, OR GRADING OF OCCUPIED LEAST BELL'S VIREO HABITAT SHALL BE PERMITTED. AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A QUALIFIED BIOLOGIST; AND
  - II. BETWEEN MARCH 15 AND SEPTEMBER 15, NO CONSTRUCTION ACTIVITIES SHALL OCCUR WITHIN ANY PORTION OF THE SITE WHERE CONSTRUCTION

ACTIVITIES WOULD RESULT IN NOISE LEVELS EXCEEDING 60 dB(A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED LEAST BELL'S VIREO OR HABITAT. AN ANALYSIS SHOWING THAT NOISE GENERATED BY CONSTRUCTION ACTIVITIES WOULD NOT EXCEED 60 dB (A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED HABITAT MUST BE COMPLETED BY A QUALIFIED ACOUSTICIAN (POSSESSING CURRENT NOISE ENGINEER LICENSE OR REGISTRATION WITH MONITORING NOISE LEVEL EXPERIENCE WITH LISTED ANIMAL SPECIES) AND APPROVED BY THE CITY MANAGER AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES. PRIOR TO THE COMMENCEMENT OF ANY OF CONSTRUCTION ACTIVITIES DURING THE BREEDING SEASON, AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A QUALIFIED BIOLOGIST; <u>OR</u>

AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF III. CONSTRUCTION ACTIVITIES, UNDER THE DIRECTION OF A OUALIFIED ACOUSTICIAN, NOISE ATTENUATION MEASURES (e.g., BERMS, WALLS) SHALL BE IMPLEMENTED TO ENSURE THAT NOISE LEVELS RESULTING FROM CONSTRUCTION ACTIVITIES WILL NOT EXCEED 60 dB(A) HOURLY AVERAGE AT THE EDGE OF HABITAT OCCUPIED BY THE LEAST BELL'S VIREO. CONCURRENT WITH THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES AND THE CONSTRUCTION OF NECESSARY NOISE ATTENUATION FACILITIES. NOISE MONITORING\* SHALL BE CONDUCTED AT THE EDGE OF THE OCCUPIED HABITAT AREA TO ENSURE THAT NOISE LEVELS DO NOT EXCEED 60 dB (A) HOURLY AVERAGE. IF THE NOISE ATTENUATION TECHNIQUES IMPLEMENTED ARE DETERMINED TO BE INADEQUATE BY THE QUALIFIED ACOUSTICIAN OR BIOLOGIST, THEN THE ASSOCIATED CONSTRUCTION ACTIVITIES SHALL CEASE UNTIL SUCH TIME THAT ADEQUATE NOISE ATTENUATION IS ACHIEVED OR UNTIL THE END OF THE BREEDING SEASON (SEPTEMBER 16).

> \* Construction noise monitoring shall continue to be monitored at least twice weekly on varying days, or more frequently depending on the construction activity, to verify that noise levels at the edge of occupied habitat are maintained below 60 dB (A) hourly average or to the ambient noise level if it already exceeds 60 dB (A) hourly average. If not, other measures shall be implemented in consultation with the biologist and the City Manager, as necessary, to reduce noise levels to below 60 dB(A) hourly average or to the ambient noise level if it already exceeds 60 dB(A) hourly average. Such measures may include, but are not limited to, limitations on the placement of construction equipment and the simultaneous use of equipment.

F. **Resource Delineation -** Prior to construction activities, the Qualified Biologist shall supervise the placement of orange construction fencing or equivalent along the limits of disturbance adjacent to sensitive biological habitats and verify compliance with any other

project conditions as shown on the BCME. This phase shall include flagging plant specimens and delimiting buffers to protect sensitive biological resources (e.g., habitats/flora & fauna species, including nesting birds) during construction. Appropriate steps/care should be taken to minimize attraction of nest predators to the site.

G. **Education** –Prior to commencement of construction activities, the Qualified Biologist shall meet with the owner/permittee or designee and the construction crew and conduct an onsite educational session regarding the need to avoid impacts outside of the approved construction area and to protect sensitive flora and fauna (e.g., explain the avian and wetland buffers, flag system for removal of invasive species or retention of sensitive plants, and clarify acceptable access routes/methods and staging areas, etc.).

#### II. During Construction

- A. Monitoring- All construction (including access/staging areas) shall be restricted to areas previously identified, proposed for development/staging, or previously disturbed as shown on "Exhibit A" and/or the BCME. The Qualified Biologist shall monitor construction activities as needed to ensure that construction activities do not encroach into biologically sensitive areas, or cause other similar damage, and that the work plan has been amended to accommodate any sensitive species located during the pre-construction surveys. In addition, the Qualified Biologist shall document field activity via the Consultant Site Visit Record (CSVR). The CSVR shall be e-mailed to MMC on the 1<sup>st</sup> day of monitoring, the 1<sup>st</sup> week of each month, the last day of monitoring, and immediately in the case of any undocumented condition or discovery.
- B. Subsequent Resource Identification The Qualified Biologist shall note/act to prevent any new disturbances to habitat, flora, and/or fauna onsite (e.g., flag plant specimens for avoidance during access, etc.). If active nests or other previously unknown sensitive resources are detected, all project activities that directly impact the resource shall be delayed until species specific local, state or federal regulations have been determined and applied by the Qualified Biologist.

#### III. Post Construction Measures

A. In the event that impacts exceed previously allowed amounts, additional impacts shall be mitigated in accordance with City Biology Guidelines, ESL and MSCP, State CEQA, and other applicable local, state and federal law. The Qualified Biologist shall submit a final BCME/report to the satisfaction of the City ADD/MMC within 30 days of construction completion.

## **Direct Impacts to Sensitive Vegetation Communities**

Prior to the start of construction including any clearing, grubbing and grading, the owner/permittee shall demonstrate to the satisfaction of MMC that the following mitigation measures have been satisfied:

- To mitigate for direct impacts to 0.289-acre of Diegan coastal sage scrub (including baccharis-dominated and disturbed) (Tier II) upland habitat and 0.038-acre of coastal sage chaparral scrub (Tier II) upland habitat, located outside the MHPA, the owner/permittee shall purchase credits from the Marron Valley Mitigation Bank, which preserves habitat within the MHPA. A total of 0.327-acre of Tier II habitat credits shall be purchased to achieve the required 1:1 ratio.
- 2. To mitigate for direct impacts to 0.052-acre of Riparian Forest wetland habitat located outside the MHPA, the owner/permittee shall purchase 0.156-acre wetland credits (3:1 ratio) from the City of San Diego Public Utilities Department Lake Murray Mitigation Site.

#### **Revegetation of Temporary Impacts**

Temporary impacts to upland habitat shall be revegetated with Diegan coastal sage scrub container plants and hydroseed mix. Temporary impacts to wetland habitat shall be revegetated with riparian container plants and hydroseed mix. The restoration and revegetation plan shall include a 25-month maintenance, monitoring and reporting plan that includes plant establishment success criteria. All project revegetation, maintenance, monitoring, reporting, and success criteria shall substantially conform to the City of San Diego Development Services Department Cycle 2 Development Plans for the Alvarado Trunk Sewer SDP project - PTS No. 596507 (Sheets L-1 and L-2).

#### VI. PUBLIC REVIEW DISTRIBUTION:

Draft copies or notice of this Mitigated Negative Declaration were distributed to:

City of San Diego Councilmember Sherman - District 7 Councilmember Gomez – District 9 Mayor's Office City Attorney's Office (MS 59) Development Services (501) Mark Brunette, EAS/Planning Golsa Soraya, Project Management Karen Vera, Engineering Sean Paver, MSCP Engineering and Capital Projects (908A) Sheila Gamueda Jerry Jakubauskas Megan Hickey Park and Recreation Scott Sandel Facilities Financing, Tom Tomlinson (93B) Water Review, Medhi Rastakhiz (86A) Library Dept. – Government Documents (81) San Diego Central Library (81A) Benjamin Branch Library (81D) College-Rolando Branch Library (811)

Archaeology

Historical Resources Board (87) Carmen Lucas (206) South Coastal Information Center (210) San Diego Archaeological Center (212) Save Our Heritage Organisation (214) Ron Christman (215) Clint Linton (215B) Frank Brown – Inter-Tribal Cultural Resources Council (216) Campo Band of Mission Indians (217) San Diego County Archaeological Society, Inc. (218) Kumeyaay Cultural Heritage Preservation (223) Kumeyaay Cultural Repatriation Committee (225) Native American Distribution (225 A-S)

#### **Biology/Wetlands**

US Fish & Wildlife Service (23) California Dept. of Fish & Wildlife (32) Sierra Club (165) San Diego Audubon Society (167) Mr. Jim Peugh (167A) California Native Plant Society (170) Endangered Habitats League (182A) U.S. Environmental Protection Agency (19) U.S. Army Corps of Engineers (26) Regional Water Quality Control Board, Region 9 (44) Wetland Advisory Board (171) Other Interested Parties:

Navajo Community Planners Inc. (336) College Area Community Planning Board (456)

#### VII. RESULTS OF PUBLIC REVIEW:

() No comments were received during the public input period.

- () Comments were received but did not address the accuracy or completeness of the draft environmental document. No response is necessary and the letters are incorporated herein.
- (X) Comments addressing the accuracy or completeness of the draft environmental document were received during the public input period. The letters and responses are incorporated herein.

Copies of the draft Mitigated Negative Declaration, the Mitigation, Monitoring and Reporting Program and any Initial Study material are available in the office of the Entitlements Division for review, or for purchase at the cost of reproduction.

Mark Brunette, Senior Planner Development Services Department September 13, 2018 Date of Draft Report

October 19, 2018 Date of Final Report

Analyst: Mark Brunette

Attachments: Regional Location Map Biological Resources Impacts Map Initial Study Checklist To:

# San Dieg Enviro

#### Letter A - Response

# San Diego County Archaeological Society, Inc.

Environmental Review Committee

1 October 2018

Comment Acknowledged. No response necessary.

Mr. Mark Brunette Development Services Department City of San Diego 1222 First Avenue, Mail Station 501 San Diego, California 92101

Subject: Draft Mitigated Negative Declaration Alvarado Trunk Sewer SDP Project No. 596507

Dear Mr. Brunette:

I have reviewed the subject DMND on behalf of this committee of the San Diego County Archaeological Society.

Based on the information contained in the DMND and the archaeological resources report for the project, we agree with the impact analysis and mitigation measures as presented.

SDCAS appreciates being included in the public environmental review for this project.

Sincerely,

Lames W. Royle, Jr., Chainerson Environmental Review Committee

cc: Helix Environmental SDCAS President File

P.O. Box 81106 San Diego, CA 92138-1106 (858) 538-0935

#### LETTER B

STATE OF CALIFORNIA-CALIFORNIA STATE TRANSPORTATION AGENCY

DEPARTMENT OF TRANSPORTATION

DISTRICT 11 4050 TAYLOR STREET, MS-240 SAN DIEGO, CA 92110 PHONE (619) 688-6960 FAX (619) 688-4299 TTY 711 www.dot.ca.gov EDMUND G. BROWN Jr., Governor



Making Conservation a California Way of Life.

October 12, 2018

11-SD-8 PM 8.00 Alvarado Trunk Sewer SDP Project MND/SCH #2018091027

Mr. Mark Brunette Senior Planner City of San Diego Department of Development Services 1222 First Avenue, MS 501 San Diego, CA 92101

#### Dear Mr. Brunette:

Thank you for including the California Department of Transportation (Caltrans) in the review of the Mitigated Negative Declaration (MND) for the Alvarado Trunk Sewer SDP Project located near Interstate 8 (I-8) in the City of San Diego. The mission of Caltrans is to provide a safe, sustainable, integrated and efficient transportation system to enhance California's economy and livability. The Local Development-Intergovernmental Review (LD-IGR) Program reviews land use projects and plans to ensure consistency with our mission and state planning priorities.

#### Caltrans has the following comments:

It is unclear from the MND whether an encroachment permit would be required from Caltrans. However, City of San Diego staff did confirm via correspondence that the project will in fact encroach onto Caltrans' right-of-way at two separate locations. It is understood that

**B-1** encroachment onto Caltrans' R/W must be disclosed in the environmental document which will require discretionary review and approval by Caltrans. Therefore, an encroachment permit will be required prior to construction and the applicant must provide an approved final environmental document including the California Environmental Quality Act determination addressing any environmental impacts with the Caltrans' R/W, and any corresponding technical studies.

Please see Section 600 of the Encroachment Permits Manual for requirements regarding utilities and state R/W: <u>http://www.dot.ca.gov/trafficops/ep/docs/Chapter\_6.pdf</u>

"Provide a safe, sustainable, integrated and efficient transportation system to enhance California's economy and livability" Letter B - Response

**B-1:** Comment acknowledged. The City of San Diego will submit a copy of the Final MND to Caltrans and will apply for a Caltrans encroachment permit prior to the start of construction. The requirement to obtain a Caltrans encroachment permit does not change the physical scope of the project, project impacts, proposed mitigation measures, and analysis and conclusions of the MND.

#### LETTER B

Mr. Mark Brunette October 12, 2018 Page 2

Letter B – Response

If you have any questions, please contact Mark McCumsey at (619) 688-6802 or by email at mark.mccumsey@dot.ca.gov

Sincerely,

JAOOB ARMSTRONG, Branch Chief Local Development and Intergovernmental Review Branch This page intentionally left blank

"Provide a safe, sustainable, integrated and efficient transportation system to enhance California's economy and livability"

#### RINCON BAND OF LUISEÑO INDIANS Cultural Resources Department

1 W. Tribal Road · Valley Center, California 92082 · (760) 297-2330 Fax:(760) 297-2339



October 18, 2018

Mark Brunette City of San Diego Development Services Center 1222 First Avenue, MS 501 San Diego, CA 92101

#### Re: Alvarado Trunk Sewer

Dear Mr. Brunette:

This letter is written on behalf of the Rincon Band of Luiseño Indians. Thank you for inviting us to submit comments on the above named project. Rincon is submitting these comments concerning your projects potential impact on Luiseño cultural resources.

The Rincon Band has concerns for the impacts to historic and cultural resources and the finding of items of significant cultural value that could be disturbed or destroyed and are considered culturally significant to the

C-1 significant cultural value that could be disturbed of destroyed and are considered culturally significant to the Luiseño people. This is to inform you, your identified location is not within the Luiseño Aboriginal Territory. We recommend that you locate a tribe within the project area to receive direction on how to handle any inadvertent findings according to their customs and traditions.

If you would like information on tribes within your project area, please contact the Native American Heritage Commission and they will assist with a referral.

Thank you for the opportunity to protect and preserve our cultural assets.

Sincerely,

Destiny Colocho, RPA Tribal Historic Preservation Officer Rincon Cultural Resources Department

Bo Mazzetti	Tishmall Turner	Steve Stallings	Laurie E. Gonzalez	Alfonso Kolb
Tribal Chairman	Vice Chairwoman	Council Member	Council Member	Council Member

Letter C - Response

**C-1:** Comment acknowledged. All tribes within the project area have been notified of the preparation of this MND and any comments they have submitted are included in the Final MND. Section V of the Final MND includes standard City of San Diego archaeological mitigation and monitoring which requires qualified archaeological and Native American monitoring during the project's ground disturbing activities.

LETTER D



STATE OF CALIFORNIA GOVERNOR'S OFFICE *of* PLANNING AND RESEARCH



EDMUND G. BROWN JR. GOVERNOR

October 16, 2018

Mark Brunette City of San Diego 1222 First Avenue, MS-501 San Diego, CA 92101

Subject: Alvarado Trunk Sewer SDP (PTS No. 596507) SCH#: 2018091027

Dear Mark Brunette:

The State Clearinghouse submitted the above named Mitigated Negative Declaration to selected state agencies for review. On the enclosed Document Details Report please note that the Clearinghouse has listed the state agencies that reviewed your document. The review period closed on October 15, 2018, and the comments from the responding agency (ies) is (are) enclosed. If this comment package is not in order, please notify the State Clearinghouse immediately. Please refer to the project's ten-digit State Clearinghouse number in future correspondence so that we may respond promptly.

Please note that Section 21104(c) of the California Public Resources Code states that:

"A responsible or other public agency shall only make substantive comments regarding those activities involved in a project which are within an area of expertise of the agency or which are required to be carried out or approved by the agency. Those comments shall be supported by specific documentation."

D-1 These comments are forwarded for use in preparing your final environmental document. Should you need more information or clarification of the enclosed comments, we recommend that you contact the commenting agency directly.

This letter acknowledges that you have complied with the State Clearinghouse review requirements for draft environmental documents, pursuant to the California Environmental Quality Act. Please contact the State Clearinghouse at (916) 445-0613 if you have any questions regarding the environmental review process.

Sincerely, aan 311 Scott Morgan

Director, State Clearinghouse

Enclosures cc: Resources Agency

> 1400 10th Street P.O. Box 3044 Sacramento, California 95812-3044 1-916-322-2318 FAX 1-916-558-3184 www.opr.ca.gov

Letter D - Response

**D-1:** Letter acknowledged. Please see response to the Caltrans letter under response to Letter B in this MND.

SCH# 2018091027

Project TitleAlvarado Trunk Sewer SDP (PTS No. 596507)Lead AgencySan Diego, City of

Type MND Mitigated Negative Declaration

Description The Alvarado Trunk Sewer SDP project is located within the Navajo and College Community Planning Areas within Council Districts 7 and 9, respectively. The project alignment generally follows I-8 from Fairmount Ave to the city of San Diego/La Mesa border on Alvarado Rd west of 70th St. The project will impact portions of the following streets: Fairmount Ave, Mission Gorge Rd, Zephyr Lane, Adobe Falls Rd, and Alvarado Rd.

The project requires a site development permit for encroachment into Environmentally Sensitive Lands (Sensitive biological Resources) and proposes to replace approx 5.0 mi of gravity trunk sewer via open trench and trenchless construction methods. The average depth of open-trench construction is approx 20 ft. Trenchless methods include slip-lining and micro-tunneling. Average depths of the jacking and receiving pits for trenchless construction are approx 19 and 26 ft, respectively. The project will also abandon 1.6 miles of existing sewer main.

#### Lead Agency Contact

Name	Mark Brunette			
Agency	City of San Diego			
Phone	(619) 446-5379	Fax		
email				
Address	1222 First Avenue, MS-501			
City	San Diego	State CA	<b>Zip</b> 92101	
Project Loc	ation			
County	San Diego			
City	San Diego			
Region				
Lat / Long	32° 46' 53" N / 117° 04' 23" W			
Cross Streets	Waring Rd and I-8, College Ave and I-8			
Parcel No.	various, includes 462-230-16			
Township	Range	Section	Base	
Proximity to	0:			
Highways	8, 15, 805, 94			
Airports				
Railways	MTS			
Waterways				
Schools	San Diego State Univ.			
Land Use	OS, Commercial, industrial, and insitutiona	I GP & Z, Undesign	ated public ROW	
Project Issues	Archaeologic-Historic; Biological Resource	s		

 Reviewing
 Resources Agency; Department of Fish and Wildlife, Region 5; Department of Parks and Recreation;

 Agencies
 Department of Water Resources; California Highway Patrol; Caltrans, District 11; Air Resources Board,

 Major Industrial Projects; State Water Resources Control Board, Division of Water Rights; Regional
 Water Quality Control Board, Region 9; Native American Heritage Commission; Public Utilities

 Commission; San Diego River Conservancy
 San Division of Water Rights; Region 9;

Date Received 09/13/2018 Start of Review 09/14/2018 End of Review 10/15/2018

Note: Blanks in data fields result from insufficient information provided by lead agency.

#### Letter D - Response

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#### LETTER D

STATE OF CALIFORNIA-CALIFORNIA STATE TRANSPORTATION AGENCY

DEPARTMENT OF TRANSPORTATION DISTRICT 11

A00 TAYLOR STREET, MS-240 SAN DIEGO, CA 92110 PHONE (619) 688-6960 FAX (619) 688-4299 TTY 711 www.dot.ca.gov

Governor's Office of Planning & Research OCT 12 2018

10/15/18

V

MM

# STATE CLEARINGHOUSE

October 12, 2018

11-SD-8 PM 8.00 Alvarado Trunk Sewer SDP Project MND/SCH #2018091027

EDMUND G. BROWN Jr., Governor

Making Conservation a California Way of Life.

Mr. Mark Brunette Senior Planner City of San Diego Department of Development Services 1222 First Avenue, MS 501 San Diego, CA 92101

#### Dear Mr. Brunette:

Thank you for including the California Department of Transportation (Caltrans) in the review of the Mitigated Negative Declaration (MND) for the Alvarado Trunk Sewer SDP Project located near Interstate 8 (1-8) in the City of San Diego. The mission of Caltrans is to provide a safe, sustainable, integrated and efficient transportation system to enhance California's economy and livability. The Local Development-Intergovernmental Review (LD-IGR) Program reviews land use projects and plans to ensure consistency with our mission and state planning priorities.

#### Caltrans has the following comments:

It is unclear from the MND whether an encroachment permit would be required from Caltrans. However, City of San Diego staff did confirm via correspondence that the project will in fact encroach onto Caltrans' right-of-way at two separate locations. It is understood that encroachment onto Caltrans' R/W must be disclosed in the environmental document which will require discretionary review and approval by Caltrans. Therefore, an encroachment permit will be required prior to construction and the applicant must provide an approved final environmental document including the California Environmental Quality Act determination addressing any environmental impacts with the Caltrans' R/W, and any corresponding technical studies.

Please see Section 600 of the Encroachment Permits Manual for requirements regarding utilities and state R/W: <u>http://www.dot.ca.gov/trafficops/ep/docs/Chapter 6.pdf</u>

"Provide a safe, sustainable, integrated and efficient transportation system to enhance California's economy and livability" Letter D - Response

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#### LETTER D

Mr. Mark Brunette October 12, 2018 Page 2

#### Letter D - Response

If you have any questions, please contact Mark McCumsey at (619) 688-6802 or by email at mark.mccumsey@dot.ca.gov

Sincerely,

JACOB ARMSTRONG, Branch Chief Local Development and Intergovernmental Review Branch

131

ons

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"Provide a safe, sustainable, integrated and efficient transportation system to enhance California's economy and livability"



Vegetation and Jurisdictional Features/Biological Resources Impacts

Alvarado Trunk Sewer Phase IV



# **Regional Location**

Figure 1

# **INITIAL STUDY CHECKLIST**

1. Project Title/Project Number: ALVARADO TRUNK SEWER SDP PROJECT/596507

2. Lead agency name and address:

City of San Diego Department of Development Services 1222 First Avenue, MS 501 San Diego, CA 92101

- 3. Contact person and phone number: Mark Brunette/ (619) 446-5379
- 4. Project location:

The project is located within the Navajo and College Community Planning Areas within Council Districts 7 and 9, respectively. The project alignment generally follows Interstate 8 (1-8) from Fairmount Avenue to the City of San Diego/City of La Mesa border on Alvarado Road west of 70th Street. The project will impact portions of the following streets: Fairmount Avenue, Mission Gorge Road, Zephyr Lane, Adobe Falls Road, and Alvarado Road. (See attached vicinity and location maps).

5. Project Applicant/Sponsor's name and address:

City of San Diego Public Works Department – Engineering and Capital Projects, Right of Way Design Division

6. General Plan designation:

City of San Diego Public Right-of-Way (PROW) land is not a designated land use in the General Plan. Portions of the alignment are in PROW, as well as in the Commercial, Industrial, Institutional and Open Space general plan designations.

7. Zoning:

Various Commercial, Industrial, Institutional and Open Spaces zones, and unzoned public right-ofway.

8. Description of project (Describe the whole action involved, including but not limited to, later phases of the project, and any secondary, support, or off-site features necessary for its implementation.):

A SITE DEVELOPMENT PERMIT (SDP) for impacts to Environmentally Sensitive Lands (ESL) to replace approximately 5.0 miles of gravity trunk sewer via open trench and trenchless construction methods. The average depth of open-trench construction is approximately 20 feet. Trenchless methods include slip-lining and micro-tunneling. Average depths of the jacking and receiving pits for trenchless construction are approximately 19 and 26 feet, respectively. The project will also abandon 1.6 miles of existing sewer main.

Construction work will take place within the paved public right -of -way (streets) or city- owned utility easements. A small portion (approximately 950 linear feet) of open trench replacement will occur within Adobe Falls Open Space Canyon. Staging will occur in the paved right-of-way and developed private property including any areas immediately surrounding the driving and receiving pits (as noted on the construction plans). An existing maintenance access path is located within Adobe Falls Open Space and will be utilized for construction access.

Sensitive habitat that is disturbed by trenching within Adobe Falls Open Space Canyon would be revegetated with a Riparian and Diegan Coastal Sage Scrub container plant palette and hydroseed mix. The revegetated area would be monitored and maintained until the vegetation has been established in accordance with the success criteria of the project's revegetation plan. **The project site is not included on any Government Code listing of hazardous waste sites.** 

9: Surrounding land uses and setting: Briefly describe the project's surroundings:

Land uses in the vicinity of the project alignment include single- and multi-family residential, commercial, and industrial development, heath care facilities, San Diego State University (SDSU), and open space. A portion of the project is within the Mission San Diego land grant and a portion is adjacent to the MSCP Multi-Habitat Planning Area. Portions of the project are located within the open space urban canyon managed by the City Parks and Open Space Division, located between the Smoke Tree Adobe Falls Subdivision to the north and I-8 to the south. A smaller undeveloped portion of the project alignment is located on the south side of I-8 within the jurisdiction of SDSU.

10. Other public agencies whose approval is required (e.g., permits, financing approval, or participation agreement.):

California Department of Fish and Wildlife Section 1600 Permit.

11. Have California Native American tribes traditionally and culturally affiliated with the project area requested consultation pursuant to Public Resources Code section 21080.3.1? If so, has consultation begun?

Note: Conducting consultation early in the CEQA process allows tribal governments, lead agencies, and project proponents to discuss the level of environmental review, identify and address potential adverse impacts to tribal cultural resources, and reduce the potential for delay and conflict in the environmental review process. (See Public Resources Code section 21083.3.2.) Information may also be available from the California Native American Heritage Commission's Sacred Lands File per Public Resources Code section 5097.96 and the California Historical Resources Information System administered by the California Office of Historic Preservation. Please also note that Public Resources Code section 21082.3(c) contains provisions specific to confidentiality.

The lipay Nation of Santa Ysabel and Jamul Indian Village of Kumeyaay Nation Native American tribes which are traditionally and culturally affiliated with the project area have requested consultation with the City of San Diego pursuant to Public Resources Code section 21082.3 (c). However, these tribes were notified of the opportunity to consult with the City of San Diego on the proposed project and they responded that they do not require consultation for this project.

#### ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

	Aesthetics	Greenhouse Gas Emissions	Population/Housing
	Agriculture and Forestry Resources	Hazards & Hazardous Materials	Public Services
	Air Quality	Hydrology/Water Quality	Recreation
$\boxtimes$	Biological Resources	Land Use/Planning	Transportation/Traffic
$\boxtimes$	Cultural Resources	Mineral Resources	Tribal Cultural Resources
	Geology/Soils	Noise	Utilities/Service System
			Mandatory Findings Significance

DETERMINATION: (To be completed by Lead Agency)

On the basis of this initial evaluation:

- The proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- Although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A MITIGATED NEGATIVE DECLARATION will be prepared.
- The proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.
- The proposed project MAY have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect (a) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and (b) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required.
- Although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or (MITIGATED) NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or (MITIGATED) NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.

#### EVALUATION OF ENVIRONMENTAL IMPACTS:

1) A brief explanation is required for all answers except "No Impact" answers that are adequately supported by the information sources a lead agency cites in the parentheses following each question. A "No Impact" answer is adequately supported if the referenced information sources show that the impact simply does not apply to projects like the one involved (e.g., the project falls outside a fault rupture zone). A "No Impact answer should be explained where it is based

on project specific factors as well as general standards (e.g., the project will not expose sensitive receptors to pollutants, based on a project-specific screening analysis.)

- 2) All answers must take account of the whole action involved, including off-site as well as on-site, cumulative as well as project-level, indirect as well as direct, and construction as well as operational impacts.
- 3) Once the lead agency has determined that a particular physical impact may occur, the checklist answers must indicate whether the impact is potentially significant, less than significant with mitigation, or less than significant. "Potentially Significant Impact" is appropriate if there is substantial evidence that an effect may be significant. If there are one or more "Potentially Significant Impact" entries when the determination is made, an EIR is required.
- 4) "Negative Declaration: Less Than Significant With Mitigation Incorporated" applies where the incorporation of mitigation measures has reduced an effect from "Potentially Significant Impact" to a "Less Than Significant Impact." The lead agency must describe the mitigation measures, and briefly explain how they reduce the effect to a less than significant level (mitigation measures from "Earlier Analyses", as described in (5) below, may be cross-referenced).
- 5) Earlier analyses may be used where, pursuant to the tiering, program EIR, or other CEQA process, an effect has been adequately analyzed in an earlier EIR or (mitigated) negative declaration. *Section 15063(c)(3)(D).* In this case, a brief discussion should identify the following:
  - a. Earlier Analysis Used. Identify and state where they are available for review.
  - b. Impacts Adequately Addressed. Identify which effects from the above checklist were within the scope of and adequately analyzed in an earlier document pursuant to applicable legal standards, and state whether such effects were addressed by mitigation measures based on the earlier analysis.
  - c. Mitigation Measures. For effects that are "Less Than Significant With Mitigation Measures Incorporated", describe the mitigation measures that were incorporated or refined from the earlier document and the extent to which they address site-specific conditions for the project.
- 6) Lead agencies are encouraged to incorporate into the checklist references to information sources for potential impacts (e.g., general plans, zoning ordinances). Reference to a previously prepared or outside document should, where appropriate, include a reference to the page or pages where the statement is substantiated.
- 7) Supporting Information Sources: A source list should be attached, and other sources used or individuals contacted should be cited in the discussion. Please note, all reports and documents mentioned in this document are available for public review in the Entitlements Division on the Fifth Floor of 1222 First Avenue, San Diego.
- 8) This is only a suggested form, and lead agencies are free to use different formats; however, lead agencies should normally address the questions from this checklist that are relevant to a project's environmental effects in whatever format is selected.
- 9) The explanation of each issue should identify:
  - a. The significance criteria or threshold, if any, used to evaluate each question; and
  - b. The mitigation measure identified, if any, to reduce the impact to less than significant.

	ls	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
I)	A	ESTHETICS – Would the project:				
	a)	Have a substantial adverse effect on a scenic vista?				$\boxtimes$
		All proposed work would occur below grade gravity sewer lines within public streets, city trenching for replacement sewer pipe would improved public street or if located in natural natural grade and re-vegetated with a native Riparian hydroseed mix and container plant no new visual impacts occur as a result of th remove any existing trees. Therefore, the p impacts to public scenic vistas and no mitiga	easements a l be filled and al open space , non-invasiv s to match es e project. Ir roposed pro	and natural op d resurfaced i e, filled to ma ve Diegan coa xisting native n addition, the ject would ha	oen space. <i>A</i> f located in a tch the adjac stal sage scr vegetation. e project wou	All an cent ub and As such, uld not
	b)	Substantially damage scenic resources, including but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?				
		See answer to l.a. above. In addition, the pro- outcroppings, or historic buildings (Refer to the boundaries of the proposed project. Fu state scenic highway.	V.a.) as none	of these feat	ures are loca	ated within
	c)	Substantially degrade the existing visual character or quality of the site and its surroundings?				$\boxtimes$
		See answer to l.a and l.b. above.				
	d)	Create a new source of substantial light or glare that would adversely affect day or nighttime views in the area?				

The project does not include any new or modified light sources such as new or replacement street lights, and the project would not utilize highly reflective materials. In addition, no substantial sources of light would be generated during project construction, as construction activities would occur during daylight hours. The project would also be subject to the City's Outdoor Lighting Regulations per Municipal Code Section 142.0740.

II) AGRICULTURAL AND FOREST RESOURCES: In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Department of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest and

Is	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
A n tl	ange Assessment Project and the Forest Legacy ssessment project; and forest carbon measurement nethodology provided in Forest Protocols adopted by ne California Air Resources Board. – Would the roject:				
a)	Converts Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?				$\boxtimes$
	The project would occur within a natural car which are not designated for agricultural use not present in the vicinity of the project.			• •	
b)	Conflict with existing zoning for agricultural use, or a Williamson Act Contract?				$\boxtimes$
	Refer to II.a.				
c)	Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 1220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?				
	The project would occur within a natural can which are not designated as forest land. In a of the project.			•	
d)	Result in the loss of forest land or conversion of forest land to non-forest use?				$\boxtimes$
	Refer to II.c.				
e)	Involve other changes in the existing environment, which, due to their location or nature, could result in conversion of Farmland to non-agricultural use or conversion of forest land to non-forest use?				$\boxtimes$
	The project does not propose a change in la Farmland since no Farmland exists within, o				
	QUALITY – Where available, the significance criteria ablished by the applicable air quality management or				

air pollution control district may be relied on to make the following determinations - Would the project:

ls	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
a)	Conflict with or obstruct implementation of the applicable air quality plan?			$\boxtimes$	

The proposed sewer line replacement would not involve any future actions that would generate air quality emissions as a result of the proposed use (e.g. vehicle miles traveled). However, emissions would occur during the construction phase of the project and could increase the amount of harmful pollutants entering the air basin. The emissions would be minimal and would only occur temporarily during construction. Additionally, the construction equipment typically involved in water/sewer project is small-scale and generates relatively few emissions. When appropriate, dust suppression methods would be included as project components. As such, the project would not conflict with the region's air quality plan.



As described above, construction operations could temporarily increase the emissions of dust and other pollutants. However, construction emissions would be temporary and implementation of Best Management Practices would reduce potential impacts related to construction activities to below a level of significance. Therefore, the project would not result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under applicable federal or state ambient air quality standards.

d) Create objectionable odors affecting a substantial number of people?

Operation of construction equipment and vehicles could generate odors associated with fuel combustion. However, these odors would dissipate into the atmosphere upon release and would only remain temporarily in proximity to the construction equipment and vehicles. Therefore, the project would not create odors affecting a substantial number of people.

IV. BIOLOGICAL RESOURCES – Would the project:				
<ul> <li>a) Have substantial adverse effects, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?</li> </ul>				
Issue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
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### **Direct Impacts**

A Biological Technical Report for the Alvarado Trunk Sewer Phase IV project (dated May 17, 2018) was prepared by Helix Environmental Planning for the proposed project. The technical report analyzed the impacts of the proposed project on the biological and jurisdictional resources located in the vicinity of the project. A portion of the project alignment is located adjacent to but outside the Multi-Habitat Planning Area (MHPA) of the MSCP San Diego Subarea Plan. The proposed project will result in temporary direct impacts to upland and wetland habitat which is summarized in the table below.

Vegetation Community	lmpacts (acres)	Mitigation Ratios	Mitigation Required	Proposed Mitigation
Uplands (Tier II)				
Diegan Coastal Sage Scrub (including baccharis- dominated and disturbed)	0.289	1:1 (impact outside MHPA, mitigation in side	0.289	0.289
Coastal Sage Chaparral Scrub	0.038	1:1 (impact outside MHPA, mitigation inside MHPA)	0.038	0.038
Wetlands		· · ·		
Riparian Forest (disturbed)	0.052	3:1	0.156	0.156
Other Cover Types (Tier IV)				1
Developed Land	0.125	n/a	n/a	0.000

# Mitigation for Impacts to Sensitive Vegetation Communities

To mitigate for direct impacts to 0.289-acre of Diegan coastal sage scrub (including baccharis-dominated and disturbed) (Tier II) upland habitat and 0.038-acre of coastal sage chaparral scrub (Tier II) upland habitat, located outside the MHPA, the owner/permittee shall purchase credits from the Marron Valley Mitigation Bank, which preserves habitat within the MHPA. A total of 0.327-acre of Tier II habitat credits shall be purchased to achieve the required 1:1 ratio.

To mitigate for direct impacts to 0.052-acre of Riparian Forest wetland habitat located outside the MHPA, the owner/permittee shall purchase 0.156-acre wetland credits (3:1 ratio) from the City of San Diego Public Utilities Department Lake Murray Mitigation Site.

Implementation of the Mitigation and Monitoring Requirements identified in Section V of this Mitigated Negative Declaration would reduce potentially significant direct impacts to the upland habitat to a less than significant level. These include a revegetation plan and 25-month monitoring and maintenance plan to revegetate all disturbed upland habitat with Diegan coastal sage scrub vegetation and all disturbed wetland habitat with riparian vegetation. Section V also includes specific mitigation measures for potential impacts to the Coastal California Gnatcatcher and Least Bell's Vireo.

ls	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact		
	Indirect Impacts						
	The proposed project has the potential to result in significant indirect impacts to sensitive biological resources. However, implementation of the Mitigation and Monitoring Requirements identified in Section V of this Mitigated Negative Declaration would reduce potentially significant indirect impacts, including biological resources protection during construction, to a less than significant level.						
b)	Have a substantial adverse effect on any riparian habitat or other community identified in local or regional plans, policies, and regulations or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?		$\boxtimes$				
	Refer to IV.a regarding direct impacts to ripa Furthermore, the proposed project will be r jurisdictional resources from the California l	equired to ol	btain permits f	for work with	nin state		
c)	Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including but not limited to marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?						
	Refer to IV.a and b.						
d)	Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?						
	Due to the relatively small scale, location, and timing (i.e. daylight hours) of the proposed project impacts, proposed backfilling of any trenching and repair of eroded slopes to match adjacent natural grade, and revegetation, monitoring, and maintenance, of any ground disturbance with native upland and wetland plant species, the project is not expected to significantly impact a wildlife corridor or alter the local movement of wildlife, and thus would not be considered significant under CEQA.						
e)	Conflict with any local policies or ordinances protecting biological resources, such as a tree		$\boxtimes$				

Refer to IV.a. The project would comply with all local policies and ordinances protecting biological resources including satisfying mitigation requirements for impacts to sensitive biological resources in accordance with the City of San Diego Multiple Species Conservation Program and the City of San Diego Biology Guidelines. A portion of the project is located adjacent to the Multi-Habitat Planning Area (MHPA) and will comply with MSCP City of San Diego Subarea Plan MHPA land use agency guidelines during

preservation policy or ordinance?

Is	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	project construction.				
f)	Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?		$\boxtimes$		
	Refer to IV.a, b, and e. The project would no including the MSCP City of San Diego Subare		n any local cor	iservation p	lans
V. CULTU a)	JRAL RESOURCES – Would the project: Cause a substantial adverse change in the significance of an historical resource as defined in §15064.5?				
	The project involves the replacement of existing underground sewer lines and would not impact any designated historic structures or resources.				uld not
b)	Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?		$\boxtimes$		
An Archaeological Resources Report Form (ARF) for the Alvarado Trunk Sewer Phase IV project was prepared by Helix Environmental Planning (May 2018). The report concludes that, based on a records search, which identified numerous prehistoric archaeological resource located within a one-mile radius of the project, as well as the fact that the proper is near the San Diego River, which is sensitive for cultural resources, and is also situated in an alluvial setting in proximity to know sites, the project area is sensitive for cultural resources. As such, the ARF recommends that archaeological and Native American monitoring should be performed during project development to ensure no impacts occur significant cultural resources. Based on the conclusions and recommendations of the ARF archaeological mitigation, including archaeological and Native American monitoring, will be required for the project as described under Section V of the MND. This mitigation would reduce potentially significant impacts to archaeological resources to a less than significant level.					ncludes gical e property cuated in ral n ts occur to <sup>T</sup> the ARF, ng, will be would
c)	Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?				

The project alignment is underlain by the Stadium Conglomerate and Friars Formation geological deposit/formation/rock units as indicated by City of the City of San Diego Development Service Department geological maps. The City of San Diego Land Development Manual General Grading Guidelines for Paleontological Resources indicate that these geologic formations have a high potential for the discovery of paleontological resources.

San Diego Municipal Code Section 142.0501 (Paleontological Resources Requirements for

lssue	Less Than Potentially Significant Less Than Significant with Significant No Impact Impact Mitigation Impact
	Incorporated

Grading Activities) requires paleontological monitoring for grading that involves 1,000 cubic yards or greater and 10 feet or greater in depth, in a High Resource Potential Geologic Deposit/Formation/Rock Unit, grading on a fossil recovery site.

Since this project will grade to an average depth of 20 feet and will exceed 1,000 cubic yards of excavation, paleontological monitoring will be required during project grading. The Site Development Permit for this project will include a condition of approval that requires the project to comply with the above referenced Municipal Code section and the General Grading Guidelines for Paleontological Resources, which will ensure that the potential impact to paleontological resources is less than significant. As such, no mitigation is required.

d) Disturb any human remains, including those

No cemeteries, formal or informal, have been identified on or adjacent to the project site. While there is a possibility of encountering human remains during subsequent project construction activities, if remains are found monitoring would be required. In addition, per CEQA Section 15064.5(e), the California Public Resources Code (Sec. 5097.98) and State Health and Safety Code (Sec. 7050.5), if human remains are discovered during construction, work would be required to halt in that area and no soil would be exported off-site until a determination could be made regarding the provenance of the human remains via the County Coroner and other authorities as required.

#### VI. GEOLOGY AND SOILS - Would the project:

- Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:
  - Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.

The project would utilize proper engineering design and standard construction practices in order to ensure that potential impacts in this category based on regional geologic hazards would remain less than significant. Therefore risks from rupture of a known earthquake fault would be below a level of significance.

ii) Strong seismic ground shaking?

See VI.a.i. above. The project would also be required to utilize proper engineering design and standard construction practices to ensure that the potential for impacts from ground shaking would be below a level of significance.

iii) Seismic-related ground failure, including

 $\square$ 

ls	sue		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
		liquefaction?				
		See VI.a above.				
	iv)	Landslides?			$\boxtimes$	
		See VI.a. above.				
b)		ult in substantial soil erosion or the loss of soil?				$\boxtimes$

Refer to VI.a. All trenching for pipe replacement would be backfilled and all disturbed areas would be revegetated with appropriate non-invasive, low water use, container plants and a hydroseed mix to control erosion. Additionally, appropriate Best Management Practices would be utilized during project construction to prevent soil erosion. As such, the project would not result in a substantial amount of soil erosion or loss of topsoil.

c)	Be located on a geologic unit or soil that is unstable,			
	or that would become unstable as a result of the			
	project, and potentially result in on- or off-site		$\boxtimes$	
	landslide, lateral spreading, subsidence, liquefaction			
	or collapse?			

Refer to VI.a. In addition, proper engineering design and utilization of standard construction practices would ensure that the potential impacts would be less than significant.

d)	Be located on expansive soil, as defined in Table 18- 1-B of the Uniform Building Code (1994), creating substantial risks to life or property?			$\boxtimes$	
	Refer to VI.a.				
e)	Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water?				
	Refer to VI.a. In addition, no septic or alterna	tive waste	water systems	are propose	ed since

Refer to VI.a. In addition, no septic or alternative wastewater systems are proposed since the scope of the project is to replace existing public sewer trunk lines.

#### VII. GREENHOUSE GAS EMISSIONS – Would the project:

a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?

In December 2015, the City adopted a Climate Action Plan (CAP) that outlines the actions that City will undertake to achieve its proportional share of State greenhouse gas (GHG) emission reductions. The purpose of the Climate Action Plan Consistency Checklist (Checklist) is to, in conjunction with the CAP, provide a streamlined review process for proposed new

 $\boxtimes$ 

		Less Than		
	Potentially	Significant	Less Than	
lssue	Significant	with	Significant	No Impact
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development projects that are subject to discretionary review and trigger environmental review pursuant to the California Environmental Quality Act (CEQA).

Analysis of GHG emissions and potential climate change impacts from new development is required under CEQA. The CAP is a plan for the reduction of GHG emissions in accordance with CEQA Guidelines Section 15183.5. Pursuant to CEQA Guidelines Sections 15064(h)(3), 15130(d), and 15183(b), a project's incremental contribution to a cumulative GHG emissions effect may be determined not to be cumulatively considerable if it complies with the requirements of the CAP.

This Checklist is part of the CAP and contains measures that are required to be implemented on a project-by-project basis to ensure that the specified emissions targets identified in the CAP are achieved. Implementation of these measures would ensure that new development is consistent with the CAP's assumptions for relevant CAP strategies toward achieving the identified GHG reduction targets. Projects that are consistent with the CAP as determined through the use of this Checklist may rely on the CAP for the cumulative impacts analysis of GHG emissions. Projects that are not consistent with the CAP must prepare a comprehensive project-specific analysis of GHG emissions, including quantification of existing and projected GHG emissions and incorporation of the measures in this Checklist to the extent feasible. Cumulative GHG impacts would be significant for any project that is not consistent with the CAP.

The project would not result in operational greenhouse gas emissions. Under Step 1 of the CAP Checklist the proposed project is consistent with the existing General Plan and Community Plan land use designations, and zoning designations for the project site because these designations allow for the replacement and repair of existing sewer facilities that do not involve expansion of these facilities. Therefore, the proposed project is consistent with the growth projections and land use assumptions used in the CAP.

Furthermore, completion of the Step 2 of the CAP Checklist for the project demonstrates that the CAP strategies for reduction in GHG emissions are not applicable to the project because it is a linear public trunk sewer repair project with no habitable space or operational GHG emissions and does not require a building permit or certificate of occupancy.

Therefore, the project has been determined to be consistent with the City of San Diego Climate Action Plan, would result in a less than significant impact on the environment with respect to Greenhouse Gas Emissions, and further GHG emissions analysis and mitigation would not be required.

b)	Conflict with an applicable plan, policy, or regulation			
	adopted for the purpose of reducing the emissions		$\boxtimes$	
	of greenhouse gases?			

Refer to VII.a.

VIII. HAZARDS AND HAZARDOUS MATER	RIALS – Would the
project:	

Issue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
<ul> <li>a) Create a significant hazard to the public or the environment through routine transport, use, or disposal of hazardous materials?</li> </ul>			$\boxtimes$	

Construction of the project may require the use of hazardous materials (e.g. fuels, lubricants, solvents, etc.) which would require proper storage, handling, use and disposal. However, construction specifications would include requirements for the contractor regarding where routine handling or disposal of hazardous materials could occur and what measures to implement in the event of a spill from equipment. Compliance with contract specifications would ensure that potential hazards are minimized to below a level of significance.

b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?

Construction of the project may have the potential to traverse properties which could contain Leaking Underground Storage Tank (LUST) cleanup sites, permitted UST's, or contaminated sites located within 1,000 feet of the project alignments; however, in the event that construction activities encounter underground contamination, the contractor would be required to implement section 803 of the City's "WHITEBOOK" for "*Encountering or Releasing Hazardous Substances or Petroleum Products*" of the *City of San Diego Standard Specifications for Public Works Construction* which is included in all construction documents and would ensure the proper handling and disposal of any contaminated soils in accordance with all applicable local, state, and federal regulations. Compliance with these requirements would minimize the risk to the public and the environment; therefore, impacts would remain less than significant.

c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?

Portions of the project alignment are within one-quarter mile of existing schools and would involve trenching or excavation activities that could result in the release of hazardous emissions if unanticipated contamination is encountered within the PROW. However, section 803 of the City's "WHITEBOOK" to ensure that appropriate protocols are followed pursuant to County DEH requirements should any hazardous conditions be encountered. As such, impacts regarding the handling or discovery of hazardous materials, substances or waste within close proximity of a school would be below a level of significance with implementation of the measures required pursuant to the contract specifications and County DEH oversight.

 $\boxtimes$ 

d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?

ls	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact	
	See VIIIa-c above.					
e)	For a project located within an airport land use plan or, where such a plan has not been adopted, within two mile of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?					
	Portions of the project alignment may be wir Land Use Compatibility Plan. However, since underground trunk sewer line replacement, would result in a safety hazard for people re hazard.	e the propos it would not	sed project invo t introduce any	olves linear v new featur	res that	
f)	For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?					
	The project site is not within proximity of a p	orivate airstr	ip.			
g)	Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?				$\boxtimes$	
	Construction of the proposed project may temporarily affect traffic circulation within the project Area of Potential Effect (APE) and its adjoining roads. However, an approved Traffic Control Plan would be implemented during construction which would allow emergency plans to be employed. Therefore, the project would not physically interfere with and adopted emergency response plan or emergency evacuation plan.					
h)	Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?					
	Portions of the proposed project would be located is areas with naturalized vegetation. However, the proposed trunk sewer replacement would not introduce any new features tha are combustible or would increase the risk of fire. Revegetation of the disturbed areas will be completed in accordance with the brush management regulations of the Municipal Code which would reduce potential impacts to a less than significant level.					
IX. HYDF a)	ROLOGY AND WATER QUALITY - Would the project: Violate any water quality standards or waste discharge requirements?					

Potential impacts to existing water quality standards associated with the proposed project would include minimal short-term construction-related erosion sedimentation but would not

Issue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
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include any long term operational storm water impacts. The project would be required to comply with the City's Storm Water Standards Manual and would have to comply with either a Water Pollution Control Plan or Storm Water Pollution Prevention Plan. These plans would prevent or effectively minimize short-term water quality impacts during construction activities. In addition, the project will comply with all requirements of the most current Regional Water Quality Control Board municipals storm water (MS4) permit requirements. Therefore, the proposed project would not violate any existing water quality standards or discharge requirements.

b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?



The project does not use groundwater, nor would it create new impervious surfaces that would interfere with groundwater recharge.

c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner, which would result in substantial erosion or siltation on- or off-site?

	$\boxtimes$

All areas that are trenched would be backfilled to match adjacent natural grade and all disturbed areas would be re-vegetated with a native hydroseed mix and native container plants to minimize soil erosion.

d)	Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner, which would result in flooding on- or off- site?		
	Refer to IX.c.		
e)	Create or contribute runoff water, which would exceed the capacity of existing or planned storm water drainage systems or provide substantial additional sources of polluted runoff?		$\boxtimes$

Refer to IX.c. The project would be required to comply with all local and regional storm water quality standards during construction using approved Best Management Practices (BMPs), which would ensure that water quality is not degraded.

			Less Than		
Ŀ	ssue	Potentially Significant Impact	Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
f)	Otherwise substantially degrade water quality?				$\boxtimes$
	Refer to IX.c. The project would be required water quality standards during construction (BMPs), which would ensure that water qua	using appro	oved Best Man	-	
g)	Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?				
	The project does not propose any housing.				
h)	Place within a 100-year flood hazard area, structures that would impede or redirect flood flows?				
	The project does not propose any structure underground trunk sewer replacement proj		impede flood	flows as it is	s a linear
i)	Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?				$\boxtimes$
	The proposed project does not include any with flooding beyond those of existing cond		t would increa	se the risk a	ssociated
j)	Inundation by seiche, tsunami, or mudflow?				$\boxtimes$
	The proposed project does not include any with inundation by seiche, tsunami, or mud				
X. LANI a)	D USE AND PLANNING – Would the project: Physically divide an established community?				$\boxtimes$
	The project would involve replacing utility in introduce new features that could divide an		•	and would	not
b)	Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?				
	The project would involve replacing and inst would be consistent with all applicable land with jurisdiction over the project and would	use plans, p	olicies, or regu	ulations of a	
c)	Conflict with any applicable habitat conservation			$\boxtimes$	

Is	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	plan or natural community conservation plan?				
	Refer to IV. The project is adjacent to the MH Multiple Species Conservation Program (MS Adjacency Guidelines.				
XI. MINE a)	ERAL RESOURCES – Would the project: Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?				
	The areas around the proposed project align mineral resources and are not designed by land use plan for mineral resources recover loss of mineral resources.	the General F	lan or other l	ocal, state o	r federal
b)	Result in the loss of availability of a locally important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?				
	Refer to X.e.				
XII. NOIS a)	SE – Would the project result in: Generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?				
	The project would not result in the generation existing standards or existing ambient noise	•			of
b)	Generation of excessive ground borne vibration or ground borne noise levels?				$\boxtimes$
	The project would not result in the generation noise levels in excess of existing standards of	•	•	oorne vibrati	on or
c)	A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?				
	Refer to XII.a-b				
d)	A substantial temporary or periodic increase in ambient noise levels in the project vicinity above existing without the project?			$\boxtimes$	

The proposed linear underground trunk sewer replacement project would result in construction noise, but would be temporary in nature; in addition, the project is required to comply with the San Diego Municipal Code, Chapter 5, Article 9.5, (§59.5.0404 Construction

ls	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	Noise). This section specifies that it is unlaphene. of any day and 7:00 a.m. of the follow Columbus Day and Washington's Birthday excavate for, alter or repair any building or disturbing, excessive or offensive noise. If conduct any construction activity so as to property zoned residential, an average so hour period from 7:00 a.m. to 7:00 p.m.	ving day, or on r), or on Sunday or structure in s n addition, the not cause, at o	legal holidays vs, to erect, co uch a manne project would r beyond the	s (with excep onstruct, den r as to create d be required property line	ition of nolish, e l to es of any
e)	For a project located within an airport land use plan, or, where such a plan has not been adopted, within two miles of a public airport or public use airport would the project expose people residing or working in the area to excessive noise levels?			$\boxtimes$	
	Portions of the project alignment may be Land Use Compatibility Plan. However, t and compliance with OSHA standards will to excessive noise levels.	he project wou	ld not genera	ite operatior	al noise.
f)	For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?	3			
	The project site is not located within the v	icinity of a priva	ate airstrip.		
XIII. POP a)	PULATION AND HOUSING – Would the project: Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?				
	The project scope does not include the co infrastructure, or new homes and busines trunk sewer infrastructure. Therefore, the require the construction of new infrastruc	ses. The project would	ct would repl	ace existing	
b)	Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?				$\boxtimes$
	No such displacement would result. Ther the proposed project.	e is no existing	housing with	in the bound	laries of
c)	Displace substantial numbers of people,				

		Detentially	Less Than Significant	Less Than	
ls	sue	Potentially Significant Impact	with Mitigation Incorporated	Significant Impact	No Impact
	No such displacement would result. There boundaries of the project.	is no existing		sidents with	in the
XIV. PUB a)	BLIC SERVICES Would the project result in substantial adverse physical impacts associated with the provisions of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service rations, response times or other performance objectives for any of the public services:				
	i) Fire Protection				$\bowtie$
	The project would not result in adverse phy existing levels of fire services.	sical impacts	of fire facilitie	s or adverse	ely affect
	ii) Police Protection				$\boxtimes$
	The project would not affect existing levels or require the construction or expansion of a p	• •		and would	not
	iii) Schools				$\boxtimes$
	The project would not affect existing levels of construction or expansion of a school facilit	•	vices and woul	d not requir	e the
	v) Parks				$\boxtimes$
	The project would not affect existing levels of construction or expansion of a park facility.	of public serv	vices and woul	d not requir	e the
	vi) Other public facilities				$\boxtimes$
	The project would not affect existing levels of government facilities would be required.	of public serv	vices; therefore	e, no new or	altered
XV. RECF a)	REATION - Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?				
	The project would not adversely affect the a recreational resources.	availability of	and/or need f	or new or e	kpanded
b)	Does the project include recreational facilities or				$\boxtimes$

Issue		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
· · · · · · · · · · · · · · · · · · ·	~				

require the construction or expansion of recreational facilities, which might have an adverse physical effect on the environment?

Refer to XV.a. The project does not propose recreation facilities or require the construction or expansion of any such facilities.

#### XVI. TRANSPORTATION/TRAFFIC - Would the project?

 a) Conflict with an applicable plan, ordinance or policy establishing measures of effectiveness for the performance of the circulation system, taking into account all modes of transportation including mass transit and non-motorized travel and relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths, and mass transit?

	$\boxtimes$	

 $\boxtimes$ 

 $\square$ 

Construction of the proposed project would temporarily affect traffic circulation within the project Area of Potential Effect (APE) and its adjoining roads. However, an approved Traffic Control Plan would be implemented during construction such that traffic circulation would not be substantially impacted. Therefore, the project would not result in any significant permanent increase in traffic generation or level of service.

b) Conflict with an applicable congestion management program, including, but not limited to level of service standards and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways?

Construction of the proposed project would temporarily affect traffic circulation within the project Area of Potential Effect (APE) and its adjoining roads. However, an approved Traffic Control Plan would be implemented during construction so that existing cumulative or individual levels of service are minimally impacted. Therefore, the project would not result in any significant permanent increase in traffic generation or permanent reduction in level of service.

c) Result in a change in air traffic patterns, including either an increase in traffic levels or a change in Increase in the transmission of transmission of transmission of the transmission of tra

Refer to XVI.c. In addition, the project would not result in safety risks or a change to air traffic patterns in that all work would occur underground.

d)	Substantially increase hazards due to a design		
	feature (e.g., sharp curves or dangerous		
	intersections) or incompatible uses (e.g., farm		
	equipment)?		

Issue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
The project would not create a permanent features and would reduce temporary haz level through a Traffic Control Plan. The p that would affect existing land uses in the	ards due to co roject does no	onstruction to	a less than s	ignificant

e) Result in inadequate emergency access?

Construction of the proposed project would temporarily affect traffic circulation within the project Area of Potential Effect (APE) and its adjoining roads. However, an approved Traffic Control Plan would be implemented during construction such that emergency access would not be substantially impacted. Therefore, the project would not result in inadequate emergency access.

f) Conflict with adopted policies, plans, or programs
 regarding public transit, bicycle, or pedestrian
 facilities, or otherwise decrease the performance or
 safety of such facilities?

The project would temporarily impact circulation during construction activities relative to traffic, pedestrians, public transit and bicycles. However, the preparation of a Traffic Control Plan would ensure that any disruption to these services would not be significant.

XVII. TRIBAL CULTURAL RESOURCES- Would the project cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is:

a)	Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public		$\boxtimes$
	Resources Code section		
	5020.1(k), or		

Refer to Section V.b. No tribal cultural resources as defined by Public Resources Code section 21074 have been identified on the project site. Furthermore, the project site was not determined to be eligible for listing on either the State or local register of historical resources. Notification, as required by Public Resources Code section 21074 was provided to the lipay Nation of Santa Ysabel, Jamul Indian Village of Kumeyaay Nation on June 15, 2018. On June 16 and June 17, 2018, the Native American communities responded to the City that that do not require consultation for this project. Therefore, the project will not impact Tribal Cultural Resources and no mitigation is required.

 $\square$ 

b)	A resource determined by the	
	lead agency, in its discretion	
	and supported by substantial	

 $\boxtimes$ 

ls	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resource Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.				
	No significant resources pursuant to subc 5024.1 have been identified on the projec				
XVIII. UT c)	ILITIES AND SERVICE SYSTEMS – Would the project: Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?				$\boxtimes$
	Construction of the proposed trunk sewer r wastewater system. Therefore, the project Regional Quality Control Board.	•			
d)	Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?				$\boxtimes$
	Construction of the proposed project would trunk sewer infrastructure. It would not aff therefore, not result in a significant unmitig	fect the wate	r or wastewat	er systems a	•
e)	Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?				
	Construction of the proposed trunk sewer replacement project would replace existing trunk sewer lines and does not propose or require the construction substantial new drainage facilities. Therefore, the project would not require the construction of new storm water drainage facilities or expansion of existing facilities.				inage
f)	Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?			for water	

Construction of the proposed project would not increase the demand for water and within the project area.

Is	sue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact	
g)	Result in a determination by the wastewater treatment provided which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?				$\boxtimes$	
	Refer to XVII.c					
h)	Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?					
	Construction of the project would likely generate minimal waste as existing sewer lines would be abandoned in place. Project waste would be disposed of in accordance with all applicable local and state regulations pertaining to solid waste including the permitted capacity of the landfill serving the project area. Demolition or construction materials which can be recycled shall comply with the City's Construction and Demolition Debris Ordinance. Operation of the project would not generate waste and, therefore, would not affect the permitted capacity of the landfill serving the project area.					
i)	Comply with federal, state, and local statutes and regulation related to solid waste?				$\boxtimes$	
	Refer to XVII.f. Any solid waste generated during construction related activities would be recycled or disposed of in accordance with all applicable local, state and federal regulations.					
XIX. MAN	NDATORY FINDINGS OF SIGNIFICANCE -					
a)	Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining	_		_		

Although the proposed project could have significant indirect impacts to sensitive biological resources, these impacts would be mitigated to a less than significant level by the mitigation measures identified in the Mitigation Monitoring and Reporting Program in Section V of the MND. These mitigation requirements are also consistent with the MSCP City of San Diego Subarea Plan. As stated in the initial study checklist, the project would result in less than significant impacts on tribal cultural and paleontological resources. Potentially significant impacts to archaeological resources would be reduced to a less than significant level by the archaeological resources mitigation measures required in Section V of the MND. Historical built environmental resources would not be significantly impacted by the project as stated in the Initial Study.

 $\square$ 

 $\boxtimes$ 

 $\square$ 

levels, threaten to eliminate a plant or animal

California history or prehistory?

community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of

b) Does the project have impacts that are individually

Issue	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
limited, but cumulatively considerable?				

("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable futures projects)?

The City of San Diego MSCP Subarea Plan addresses cumulative impacts on biological resources throughout San Diego. Since the mitigation measures identified in Section V of the MND are consistent with the avoidance and mitigation requirements for listed species, and the mitigation ratio requirements, of the Subarea Plan, the proposed project is consistent with the Subarea Plan. As a result, project implementation would not result in any individually limited, but cumulatively significant impacts to these resources. Based on the project's consistency with the Climate Action Plan it would not result in cumulatively considerable environmental impacts relative to greenhouse gas emissions.

Furthermore, when considering all potential environmental impacts of the proposed project, including impacts identified as less than significant in the Initial Study Checklist, together with the impacts of other present, past and reasonably foreseeable future projects, there would not be a cumulatively considerable impact on the environment.

C)	Does the project have environmental effects, which			
	will cause substantial adverse effects on human		$\boxtimes$	
	beings, either directly or indirectly?			

As evidenced by the Initial Study Checklist, no other substantial adverse effects on human beings, either indirectly or directly, would occur as a result of project implementation.

## **INITIAL STUDY CHECKLIST**

#### REFERENCES

#### I. AESTHETICS / NEIGHBORHOOD CHARACTER

- X City of San Diego General Plan; City of San Diego Land Development Municipal Code
- <u>X</u> Community Plan.
- \_\_\_\_ Local Coastal Plan.

### II. AGRICULTURAL RESOURCES & FOREST RESOURCES

- <u>X</u> City of San Diego General Plan.
- X U.S. Department of Agriculture, Soil Survey San Diego Area, California, Part I and II, 1973.
- \_\_\_\_\_ California Agricultural Land Evaluation and Site Assessment Model (1997)
- \_\_\_\_\_ Site Specific Report:

### III. AIR QUALITY

- \_\_\_\_\_ California Clean Air Act Guidelines (Indirect Source Control Programs) 1990.
- X Regional Air Quality Strategies (RAQS) APCD.
- \_\_\_\_\_ Site Specific Report:

#### IV. BIOLOGY

- <u>X</u> City of San Diego, Multiple Species Conservation Program (MSCP), Subarea Plan, 1997
- <u>X</u> City of San Diego, MSCP, "Vegetation Communities with Sensitive Species and Vernal Pools" Maps, 1996.
- <u>X</u> City of San Diego, MSCP, "Multiple Habitat Planning Area" maps, 1997.
- \_\_\_\_\_ Community Plan Resource Element.
- California Department of Fish and Game, California Natural Diversity Database, "State and Federally-listed Endangered, Threatened, and Rare Plants of California," January 2001.
- California Department of Fish & Game, California Natural Diversity Database, "State and Federally-listed Endangered and Threatened Animals of California," January 2001.
- X City of San Diego Land Development Code Biology Guidelines.
- <u>X</u> Site Specific Reports: Biological Technical Report Alvarado Trunk Sewer Phase IV Project (May 17, 2018) by Helix Environmental Planning.

### V. CULTURAL RESOURCES (INCLUDES HISTORICAL RESOURCES)

- X City of San Diego Historical Resources Guidelines.
- X City of San Diego Archaeology Library.
- X Historical Resources Board List.
- \_\_\_\_\_ Community Historical Survey:
- <u>X</u> Site Specific Reports: Archaeological Resources Report Form for the Alvarado Trunk Sewer Phase IV Project by Helix Environmental Planning, dated May 2018.

### VI. GEOLOGY/SOILS

- <u>X</u> City of San Diego Seismic Safety Study.
- U.S. Department of Agriculture Soil Survey San Diego Area, California, Part I and II, December 1973 and Part III, 1975.
- \_\_\_\_\_ Site Specific Report(s):

## VII. GREENHOUSE GAS EMISSIONS

- X City of San Diego Climate Action Plan, Adopted 2015
- <u>X</u> Project Specific: Climate Action Plan Consistency Checklist for the Alvarado Trunk Sewer Phase IV Project, prepared by Sheila Gamueda, City of San Diego Public Works Department.

#### VIII. HAZARDS AND HAZARDOUS MATERIALS

- X San Diego County Hazardous Materials Environmental Assessment Listing,
- San Diego County Hazardous Materials Management Division
- \_\_\_\_\_ FAA Determination
- <u>X</u> State Assessment and Mitigation, Unauthorized Release Listing, Public Use Authorized.
- <u>X</u> Airport Land Use Compatibility Plan.
- \_\_\_\_\_ Site Specific Report:

## IX. HYDROLOGY/WATER QUALITY

- X Flood Insurance Rate Map (FIRM).
- <u>X</u> Federal Emergency Management Agency (FEMA), National Flood Insurance Program Flood Boundary and Floodway Map.
- \_\_\_\_\_ Clean Water Act Section 303(b) list, <u>http://www.swrcb.ca.gov/tmdl/303d\_lists.html</u>).

\_\_\_\_\_ Site Specific Reports:

## X. LAND USE AND PLANNING

- X City of San Diego General Plan.
- <u>X</u> Community Plan.
- X Airport Land Use Compatibility Plan
- <u>X</u> City of San Diego Zoning Maps
- \_\_\_\_\_ FAA Determination

### XI. MINERAL RESOURCES

\_\_\_\_ California Department of Conservation - Division of Mines and Geology, Mineral Land Classification.

\_\_\_\_\_ Division of Mines and Geology, Special Report 153 - Significant Resources Maps.

\_\_\_\_\_ Site Specific Report:

## XII. NOISE

- <u>X</u> Community Plan
- X San Diego International Airport Lindbergh Field CNEL Maps.
- \_\_\_\_\_ Brown Field Airport Master Plan CNEL Maps.
- \_\_\_\_\_ Montgomery Field CNEL Maps.
- \_\_\_\_ San Diego Association of Governments San Diego Regional Average Weekday Traffic Volumes.
- X San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.
- X City of San Diego General Plan.
- \_\_\_\_\_ Site Specific Report:

## XIII. PALEONTOLOGICAL RESOURCES

- X City of San Diego Paleontological Guidelines.
- \_\_\_\_ Deméré, Thomas A., and Stephen L. Walsh, "Paleontological Resources City of San Diego," <u>Department of Paleontology</u> San Diego Natural History Museum, 1996.
- <u>X</u> Kennedy, Michael P., and Gary L. Peterson, "Geology of the San Diego Metropolitan Area, California. Del Mar, La Jolla, Point Loma, La Mesa, Poway, and SW 1/4 Escondido 7 1/2

Minute Quadrangles," <u>California Division of Mines and Geology Bulletin</u> 200, Sacramento, 1975.

- Kennedy, Michael P., and Siang S. Tan, "Geology of National City, Imperial Beach and Otay Mesa Quadrangles, Southern San Diego Metropolitan Area, California," Map Sheet 29, 1977.
- \_\_\_\_\_ Site Specific Report:

### XIV. POPULATION / HOUSING

- X City of San Diego General Plan.
- <u>X</u> Community Plan.
- \_\_\_\_\_ Series 11 Population Forecasts, SANDAG.
- \_\_\_\_ Other:

### XV. PUBLIC SERVICES

- <u>X</u> City of San Diego General Plan.
- <u>X</u> Community Plan.

#### XVI. RECREATIONAL RESOURCES

- <u>X</u> City of San Diego General Plan.
- \_\_\_\_ Community Plan.
- \_\_\_\_\_ Department of Park and Recreation
- \_\_\_\_\_ City of San Diego San Diego Regional Bicycling Map
- \_\_\_\_\_ Additional Resources:

### XVII. TRANSPORTATION / CIRCULATION

- <u>X</u> City of San Diego General Plan.
- <u>X</u> Community Plan.
- \_\_\_\_\_ San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.
- \_\_\_\_\_ San Diego Region Weekday Traffic Volumes, SANDAG.
- \_\_\_\_\_ Site Specific Report:

# XVIII. UTILITIES

- <u>X</u> City of San Diego General Plan.
- <u>X</u> Community Plan.

# XIX. WATER CONSERVATION

- <u>X</u> City of San Diego General Plan.
- <u>X</u> Community Plan.
- \_\_\_\_\_ Sunset Magazine, <u>New Western Garden Book</u>. Rev. ed. Menlo Park, CA: Sunset Magazine.