

Municipal Waterways Maintenance Plan Final Environmental Impact Report Errata

Project No. 616992
SCH No. 2017071022
APRIL 2, 2020

The Municipal Waterways Maintenance Plan (MWMP) Final Environmental Impact Report (Final EIR) dated March 6, 2020, includes changes that were made to the document since public review of the Draft EIR dated November 26, 2019. These changes are shown in ~~strikeout~~/underline format.

Subsequent to distribution of the Final EIR, City staff discovered that page 3 of 4 in comment letter A4, submitted by the California Department of Fish & Wildlife (CDFW) during public review of the Draft EIR was missing from Page 2-11 in the Responses to Comments Section of the Final EIR. This page of the CDFW letter included comments A4-7 through A4-14. It should be noted however, that the responses to all comments provided on the missing page were included in the side-by-side version published in the Final EIR that was posted on the City's California Environmental Quality Act (CEQA) webpage on March 11, 2020. The complete comment letter page, with responses to comments, is provided below.

Inclusion of this information after finalization of the EIR does not affect the conclusions of the environmental analysis contained within the Final PEIR. Therefore, in accordance with Section 15088.5 of the State CEQA Guidelines, the addition of new information that clarifies, amplifies, or makes insignificant modification does not require recirculation as there are no new impacts and no new mitigation identified. An environmental document need only be recirculated when there is identification of new significant environmental impacts or with the addition of a new mitigation measure required to avoid a significant environmental impact; therefore, recirculation is not required.

This Errata has been uploaded to the City's CEQA webpage at <https://www.sandiego.gov/ceqa/final> associated with the Project, and will be provided to all required decisionmakers in accordance with the San Diego Municipal Code (SDMC) as part of the administrative record for consideration with certification of the Final PEIR, and approval of the project and associated discretionary permits.

Correction to the Final EIR - Responses to Comments:

1. Insertion of missing page from CDFW Comment Letter A4

Letter	Response
<p>Ms. Myra Herrmann City of San Diego - Planning Department January 17, 2020 Page 3 of 4</p> <p>Table 4-2a should identify State and federally listed species under the sub-heading of Significant, Species-Specific Mitigation rather than the current subheading of "Significant, Habitat-Based Mitigation." The Department agrees with the Biological Technical Report's recommendation that mitigation for impacts to narrow endemic species (see Section 1.6.4 of the City's MSCP SAP) should be reviewed on a case-by-case review to determine if habitat-based mitigation is appropriate.</p> <p>6. Documentation, EP-BIO-3a.2 Mitigation measure EP-BIO-3a.2, found in the Biological Resources Technical Report, is not brought forth into the DEIR. We recommend that mitigation measure BIO-1a in the DEIR include a requirement like EP-BIO-3a.2, which states that the City implement a GIS database that includes all City wetland mitigation sites, along with features for tracking impacts/mitigation type/restoration status. This information should be provided to the City's MSCP Program for inclusion in its annual reports to the Department.</p> <p>7. Handling of Non-Native Invasive Plant Species, EP-BIO-4 EP BIO-4 should include a requirement to develop a specific invasive species removal plan that includes lists of targeted invasive species, removal techniques, success criteria and restoration.</p> <p><u>Comments on the EIR</u></p> <p>8. Previous Master Storm Water System Maintenance Program, Section 4.2.1 The EIR should include all publicly available aspects of the settlement agreement that may affect the implementation of the MWMP.</p> <p>9. Watershed Master Plans, Section 4.2.2.2 The Department seeks to coordinate with the City in developing Watershed Management Plans (WMPs) including but not limited to Chollas Creek, Los Peñasquitos, Maple Canyon, and Mission Bay watersheds to facilitate conservation and habitat restoration.</p> <p>The EIR should provide additional information regarding the Alternative Compliance Program and how it influences the evaluation of floodplain/riparian land acquisitions and preservation (EIR, p. 4-6).</p> <p>10. Project-Level Analysis (Facility Maintenance Plans), Section 4.3.4 The EIR does not contain a formal process through which the Department may provide timely input regarding biological resources impacts associated with the MWMP. To facilitate a review of constraints or concerns for upcoming facility maintenance, the Department requests the EIR include a mitigation measure which ensures that the City will provide an annual list of facilities proposed for maintenance.</p> <p>11. Mitigation Measures, Section 5.3.9 Mitigation measure MM-BIO-1b states that, "[c]umulative impacts to sensitive uplands under the [MWMP] are generally limited in size (i.e., less than the 5- to 10- acre threshold established in the City's Biological Guidelines) and, therefore, shall be mitigated in accordance with the applicable SDBG [San Diego Biology Guidelines] mitigation ratios (Table 5.3-9) through payment into the City's Habitat Acquisition Fund</p>	<p>in Tables 4-18, 4-27, 4-43, 4-69, 4-73, and 4-81. Please see Response to Comment A4-5 regarding pre-maintenance and during-maintenance surveys.</p> <p>A4-7 A4-7 Cont. Comment noted. Table 4-2a of the BTR has been revised in the Final EIR to show all state and federally listed species under the "Significant, Species-Specific Mitigation" subheading, and a footnote has been added to all narrow endemic and listed species that states, "Species mitigation should be evaluated on a case-by-case basis, in accordance with Section 1.6.4 of the <i>MSCP Subarea Plan</i> to determine if habitat-based mitigation is appropriate." The case-by-case review will occur as part of the Substantial Conformance Review process, as stated in Table 2-2, Development Services Department Subsequent MWMP Process Flow Chart, of the Draft EIR. Corresponding changes have also been made to Table 5.3-4a in Section 5.3, Biological Resources, as reflected in the Final EIR.</p> <p>A4-8 The City has reviewed the BTR and Draft EIR sections and has found that Environmental Protocol (EP) BIO-3a.2 is identical in each document (see Section 5.3.5, Approach and Methodology, of the Draft EIR). The City will continue to provide a summary of impacts, mitigation, and restoration acreages from each City department as part of the Multiple Species Conservation Program Annual Report. This will include information gathered by the City's Transportation & Storm Water Department as part of its MWMP implementation efforts.</p>