

# PLANNING COMMISSION

Meeting Date: 04/15/2024

## ADDITIONAL ITEM ADDED AFTER DISTRIBUTION OF PACKET (#2)

### AGENDA ITEM # 3

**Applicant/Project Name:** Hughes SMCC, LLC

**Project Number:** EIR23-006 & SDP22-0002

**Brief Description:** Email Public Comment from Dave Hogan with Sierra Club  
San Diego

Date 04/15/2024

Time 7:45 p.m.

**From:** [Chris Garcia](#)  
**To:** [Gina Jackson](#)  
**Subject:** FW: Hughes Circuits project  
**Date:** Monday, April 15, 2024 4:58:26 PM

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**From:** Dave Hogan <hogansierraclub@gmail.com>  
**Sent:** Monday, April 15, 2024 4:42 PM  
**To:** Chris Garcia <cgarcia@san-marcos.net>  
**Subject:** Fwd: Hughes Circuits project

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Hi Chris,

Please add the following exchange with Dudek to the project record for the Hughes Circuits project SDP22-0002, EIR23-006.

Thank you,  
Dave Hogan  
Sierra Club San Diego

----- Forwarded Message -----

**Subject:** RE: Hughes Circuits project  
**Date:** Mon, 15 Apr 2024 21:18:20 +0000  
**From:** Scott McMillan <[smcmillan@dudek.com](mailto:smcmillan@dudek.com)>

Hello Dave,

Below are the responses I have gotten from the City and Project:

- Are there parcels of land actually owned by the San Diego County Water Authority that bisect the project property? Or is it just an easement on the project property? The EIR says both. If it's an easement, I'm hoping area can be included in vernal pool restoration and any other mitigation measures for biological resources.

SDCWA parcels are actual property owned by the water authority, held in fee, and not an easement. SDCWA does not want any mitigation or other work done on their parcels per their comment letters.

- Vernal pool restoration under MM-BIO-2 should allow, not bar repair of vernal pool topography in existing pools using hand tools. I understand any concern about needing a federal ESA take permit for restoration if there are San Diego fairy shrimp. But that shouldn't be a big deal as restoration can be done without harming the population.

MM-BIO-2 is not meant to restrict topographic repair in existing pools, only limit it to where there are artificial disturbance factors (like ruts, berms, etc.) or where there is opportunity to expand

existing pools. It only limits recontouring in existing pools where there are not disturbance factors. Recontouring can be used to establish new pools outside of the existing pools. These mitigation measures will be included in the habitat mitigation plan and the long term management plan.

- Weed control under MM-BIO-2 should require weed control in vernal pools in perpetuity, not just during a 5-year restoration period.

The long-term management plan will include monitoring and management (including weed control) in perpetuity.

- Weed control measures should also include control in perpetuity of any invasive non-native plants colonizing the preserve in the future, not just bar planting of invasives.

See above.

- Mitigation measures don't appear to specify fencing the preserve area. Fencing and the type of fencing should be required so this area isn't left open or use the least expensive material. Given the urban location with inevitable future encampments, bike tracks, dumping, or other problems, fence material should be 6ft-tall spaced bar iron fence. Chain link or wire fence is much more easily cut so isn't suitable at this site.

Fencing is not a specific condition of approval, but it will be required with the habitat management plan in consultation with the Wildlife Agencies.

The specific type of fencing will be developed in the habitat mitigation plan and the long-term management plan, and will include the most appropriate and secure fencing available (e.g. the fencing that Mr. Hogan proposes).

I will be at the hearing tonight for discussion if these responses fall short of what you were looking for.

Thanks,  
Scott

**Scott McMillan**

Senior Habitat Restoration Ecologist/Botanist

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