

STRIKEOUT ORDINANCE

OLD LANGUAGE: ~~Struck Out~~

NEW LANGUAGE: Double Underline

ORDINANCE NUMBER O-_____ (NEW SERIES)

DATE OF FINAL PASSAGE _____

AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 6, DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 86.0104; AMENDING CHAPTER 9, ARTICLE 8, DIVISION 5 BY AMENDING SECTION 98.0510; AMENDING CHAPTER 11, ARTICLE 2, DIVISION 2 BY AMENDING SECTION 112.0203; AMENDING CHAPTER 11, ARTICLE 2, DIVISION 5 BY AMENDING SECTION 112.0503; AMENDING CHAPTER 11, ARTICLE 2, DIVISION 6 BY AMENDING SECTION 112.0602; AND AMENDING CHAPTER 15, ARTICLE 7, DIVISION 2 BY AMENDING SECTION 157.0203 ALL RELATED TO COMMUNITY PLANNING GROUP REFORM.

§86.0104 Angle Parking

(a) through (b) [No change in text.]

(c) The City Manager may install angle parking on any street without City Council approval provided that:

(1) through (2) [No change in text.]

(3) a City-recognized ~~community planning group~~, community parking district, or Business Improvement District, having some or all of the proposed angle parking within its geographical area of responsibility, does not object to the proposed angle parking.

(d) The City Manager may remove or modify existing angle parking on any street without City Council approval provided that:

(1) through (2) [No change in text.]

- (3) a City-recognized ~~community planning group~~, community parking district, or Business Improvement District, having some or all of the existing angle parking within its geographical area of responsibility, does not object to the removal or modification of the angle parking.
- (e) A written petition may be submitted to the City Manager that demonstrates approval for the proposed installation, removal, or modification of angle parking from:
 - (1) [No change in text.]
 - (2) all City-recognized ~~community planning groups~~, community parking districts, and Business Improvement Districts having some or all of the proposed or existing angle parking within their geographical area of responsibility.
- (f) [No change in text.]
- (g) At least 60 calendar days prior to installing, removing, or modifying angle parking without City Council approval, the City Manager shall provide notice in accordance with Municipal Code section 11.0301 to affected property owners and tenants. The City Manager shall also provide notice to all City-recognized ~~community planning groups~~, community parking districts, and Business Improvement Districts, having some or all of the proposed or existing angle parking within their geographical area of responsibility.
 - (1) [No change in text.]

(2) The notice may include the date of the next public meeting of, and contact information for, all City-recognized ~~community planning groups~~, community parking districts, and Business Improvement Districts, having some or all of the proposed or existing angle parking within their geographical area of responsibility.

(h) [No change in text.]

(i) If the City Manager receives a written objection within 60 calendar days of notice from a majority of affected property owners and tenants, or a City-recognized ~~community planning group~~, community parking district, or Business Improvement District, having some or all of the proposed or existing angle parking within its geographical area of responsibility, the City Manager shall not install, remove, or modify angle parking without City Council approval.

(j) [No change in text.]

§98.0510 Project Selection and Disbursement of Funds

~~(a) All projects considered for funding will be reviewed prior to Commission action by the local Community Planning Group or, in an area where there is no Planning Group, another community advisory group.~~

~~(b)~~ The San Diego Housing Commission may notify potential recipients that specified funds from the Affordable Housing Fund are available to be distributed as loans or grants through issuing requests for proposals and notices of fund availability.

§112.0203 Waiver of Fees or Deposits

- (a) ~~Appeal fees are waived for community planning groups officially recognized under City Council Policy 600-24.~~
- (b) If the City Manager determines that project delays have been caused solely by the actions of City agencies, the City Manager may, under the authority granted by the City Council, waive any portion of the fees or deposits.

§112.0503 Process Two

An application for a permit or other matter acted upon in accordance with Process Two may be initially approved, conditionally approved, or denied by a staff person designated by the City Manager pursuant to Section 111.0205. A public hearing will not be held. An appeal hearing is available upon written request in accordance with Section 112.0504. A Process Two decision shall be made in the following manner:

- (a) [No change in text.]
- (b) Decision Process. The designated staff person may approve, conditionally approve, or deny the application without a public hearing. The decision shall be made no less than 11 *business days* after the date on which the Notice of Future Decision is mailed to allow for sufficient time for public comment.

~~This 11 *business days* minimum time frame for a staff decision will be extended by a period not to exceed an additional 20 *business days* to allow time for a recommendation by a recognized community planning group, if~~

~~requested by the group's chair, or the chair's designee.~~ Notification of the decision shall be given to the *applicant* and to those persons who request notification in accordance with this section, no later than 2 *business days* after the *decision date*.

§112.0602 Process CIP/Public Project-Two

An application for a Site Development Permit for a *capital improvement program project* or a public project determined to be in compliance with the Environmentally Sensitive Lands Regulations, Historical Resources Regulations without deviation, or a City-issued Coastal Development Permit in the non-*appealable area* of the Coastal Overlay Zone shall be acted upon in accordance with Process CIP/Public Project-Two. An application for a Process CIP/Public Project-Two decision may be initially approved, conditionally approved, or denied by a staff person designated by the City Manager pursuant to Section 111.0205. A public hearing will not be held. An appeal hearing is available upon written request, in accordance with Section 112.0603. A Process CIP/Public Project-Two decision shall be made in the following manner.

- (a) [No change in text.]
- (b) Decision Process. The designated staff person may approve, conditionally approve, or deny the application without a public hearing. The decision shall be made no less than 11 *business days* after the date on which the Notice of Future Decision is mailed to allow for sufficient time for public comment.

~~This 11 *business days* minimum time frame for a staff decision will be extended by a period not to exceed an additional 20 *business days* to allow time for a recommendation by a recognized community planning group, if requested by the group's chair, or the chair's designee.~~ Notification of the decision shall be given to the *applicant* and to those persons who request notification in accordance with this section, no later than 2 *business days* after the *decision date*.

§157.0203 Gaslamp Quarter Development Permit Procedures

(a) Permit Review Process

All projects requiring a Gaslamp Quarter Development Permit pursuant to Section 157.0201(b)(1) shall be processed as follows:

(1) through (2) [No change in text.]

(3) The City Council may approve, conditionally approve or deny new construction of buildings up to 125 feet in height with an *FAR* of up to 6.0 on sites of 30,000 square feet or more located south of Island Avenue, subject to Section 157.0302(a)(4), in accordance with Process Five. The *development* shall be reviewed, and a recommendation provided by ~~the planning group officially recognized by the City of San Diego,~~ the Historical Resources Board, and the Planning Commission prior to consideration by the City Council.

(b) through (e) [No change in text.]

NJB:nja
08/26/2022
Or. Dept: Council District - 1
Doc. No.: 2843260