

REVISED

CITY OF SAN DIEGO COUNCIL AGENDA



COUNCIL PRESIDENT

Myrtle Cole • Fourth District

COUNCIL PRESIDENT PRO TEM

Barbara Bry • First District

COUNCILMEMBERS

Lorie Zapf • Second District
Christopher Ward • Third District
Mark Kersey • Fifth District
Chris Cate • Sixth District
Scott Sherman • Seventh District
David Alvarez • Eighth District
Georgette Gómez • Ninth District

**Andrea Tevlin
Independent
Budget Analyst**

**Mara W. Elliott
City Attorney**

**Liz Maland
City Clerk**

Council Chambers, 12th Floor, City Administration Building

Tuesday, March 20, 2018

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
TUESDAY, MARCH 20, 2018, AT 10:00 AM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

ALTERNATE FORMATS

This information will be made available in alternative formats upon request, as required by the Americans with Disabilities Act (ADA), by contacting the City Clerk at (619) 533-4000 or <mailto:cityclerk@sandiego.gov>. Requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services or interpreters, require different lead times. Please keep this in mind and provide as much advance notice as possible in order to ensure availability. Assistive Listening Devices (ALDs) are available in Council Chambers upon request.

SENATE BILL 343 (LATE-ARRIVING MATERIALS)

Pursuant to California Senate Bill 343 (Section 54957.5(b) of the Brown Act), late-arriving documents related to City Council meeting agenda items which are distributed to the legislative body prior to and during the Council meeting are available for public review in the Office of the City Clerk on the second floor of the City Administration Building, 202 C Street, San Diego, CA 92101. This relates to those documents received after the agenda is publicly noticed and during the 72 hours prior to the start of the meeting. Please note: Approximately one hour prior to the start of the Council Meeting, the documents will be available just outside Council Chambers in the lobby of the 12th floor of the City Administration Building in a binder labeled “SB 343.” Late-arriving materials received during the City Council meeting are available for review by making a verbal request of City Clerk staff located in Council Chambers.

NOTE: The City Council will meet in Closed Session this morning at 11:00 a.m. Public comment on Closed Session items will occur toward the end of the 10:00 a.m. session before Council adjourns into Closed Session. Copies of the Closed Session agenda are available in the Office of the City Clerk.

OTHER LEGISLATIVE MEETINGS

The **SAN DIEGO HOUSING AUTHORITY** is scheduled to meet today in the Council Chambers. A separate agenda is published for it, and is available in the Office of the City Clerk. For more information, please contact the Housing Authority Secretary at (619) 578-7550. Internet access to the agenda is available at:

<http://www.sdhc.org/Media-Center/SDHC-Meetings/Housing-Authority-Meetings/>

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF COUNCIL MINUTES

The Council Minutes of the following meetings will be approved by Unanimous Consent unless pulled for discussion:

02/05/2018

02/06/2018

ADOPTION AGENDA, CONSENT ITEMS

The Consent items listed are considered to be routine, and the environmental documents have been considered. Because these items may be handled quickly, if you wish to be heard submit your Request to Speak form prior to the start of the meeting.

ADOPTION AGENDA

CONSENT, ORDINANCES TO BE ADOPTED:

Item 50: Pacific Highlands Ranch (PHR) Village Commercial II Rezone (PTS 519369).

Total Estimated Cost of Proposed Action and Funding Source:

No fiscal impact. All costs associated with the processing of the application are recovered through a deposit account funded by the applicant.

Council District(s) Affected: 1.

Proposed Actions:

Adopt the following ordinance which was introduced on 3/5/2018, Item 200, Subitem A. (Council voted 7-2, Councilmember Alvarez-nay, Councilmember Gómez-nay):

(O-2018-84)

Ordinance approving a rezone changing 3.6 acres located north of Pacific Highlands Ranch Parkway between Carmel Valley Road and Village Way, within the Pacific Highlands Ranch Subplan Area, in the City of San Diego, California, from the AR-1-1, RT-1-2, RX-1-1 and CC-1-2 zones into the CC-1-3 zone for the PHR Village Commercial Phase II Project.

This item is not subject to the Mayor's veto.

Committee Actions Taken: N/A

Development Services: Morris E. Dye, (619) 446-5201

City Attorney Contact: Casey Shaw

Item 51: Carroll Canyon Mixed Use Project - Project No. 240716.

Total Estimated Cost of Proposed Action and Funding Source:

No fiscal impact. All costs associated with the processing of the application are recovered through a deposit account funded by the applicant.

Council District(s) Affected: 5.

Proposed Actions:

Adopt the following ordinance which was introduced on 3/5/2018, Item 202, Subitem B. (Council voted 7-2. Council President Cole-nay, Councilmember Ward-nay):

(O-2018- 79)

Ordinance rezoning 14.30 acres within the Scripps Miramar Ranch Community Plan from the IP-2-1 zone into the RM-3-7 and CC-2-3 zones, for the Carroll Canyon Mixed Use Project.

This item is not subject to the Mayor's veto.

Committee Actions Taken: N/A

Development Services: Morris (Mo) Dye, (619) 446-5201

City Attorney Contact: Shannon M. Thomas

Item 52: Third Amendment to the Agreement with Dr. David Victor for Energy Market Expert Review Services, regarding the San Vicente Hydroelectric Pumped Storage Project.

Total Estimated Cost of Proposed Action and Funding Source:

This project will be funded by the Water Fund 700011. Third Amendment adds \$240,000, bringing the total not-to-exceed amount of the Agreement to \$480,000.

Council District(s) Affected: Outside of City limits.

Proposed Actions:

Adopt the following ordinance which was introduced on 3/6/2018, Item 50. (Council voted 9-0):

(O-2018-63)

Ordinance for the 3rd Amendment to the Consulting Services Contract with Dr. David Victor, for Consulting Services for the San Vicente Hydropower Project, adding \$240,000 and three years to the Agreement, for a total of \$480,000 until August 22, 2022.

6 votes required pursuant to Section 99 of the City Charter.

Committee Actions Taken: N/A

Public Utilities: Lan Wiborg, (619) 533-4112

City Attorney Contact: Ray Palmucci

Item 53: Reimbursement Agreement for Project No. OM T-6.1, Playa del Sol Parkway (formerly Street "A") in the Otay Mesa Community.

Total Estimated Cost of Proposed Action and Funding Source:

Prior Expenditures \$0
Design, Construction, & Administration \$3,715,092
Interest (not-to-exceed) \$50,000
Contingencies \$234,908
Total Cost \$4,000,000
Non-Reimbursable Budget \$880,000
Reimbursement Budget \$3,120,000
This Request (Fund No. 400856) \$3,120,000

Council District(s) Affected: 8.

Proposed Actions:

Adopt the following ordinance which was introduced on 3/6/2018, Item 51.
(Council voted 9-0):

(O-2018-77)

Ordinance authorizing a reimbursement Agreement for Project No. OM T-6.1, Playa del Sol Parkway in the Otay Mesa Community.

6 votes required pursuant to Section 99 of the City Charter.

Committee Actions Taken: N/A

Planning: Frank January, (619) 533-3699

City Attorney Contact: Kate Malcolm

Item 54: Award a 2nd Amendment to the Consultant Agreement with Brown and Caldwell (B&C), for professional services for the design and construction support of Tierrasanta Pump Station (H115441).

Total Estimated Cost of Proposed Action and Funding Source:

Cost: \$331,359 (This item)

Funding Source: CIP S-12040, Tierrasanta (Via Dominique) Pump Station, Fund 700010, Water Utility CIP

Council District(s) Affected: 7.

Proposed Actions:

Adopt the following ordinance which was introduced on 3/6/2018, Item 52. (Council voted 9-0):

(O-2018-71)

Ordinance authorizing the Mayor, or his designee, to execute Amendment No. 2 to the Contract with Brown and Caldwell that extends the Contract through 2020, in connection with the Tierrasanta Pump Station Project.

6 votes required pursuant to Section 99 of the City Charter.

Committee Actions Taken: N/A

Public Works: Elif Cetin, (619) 533-3749

City Attorney Contact: Mark M. Mercer

Item 55: HousingSD: Amendments to the City's Affordable Housing Density Bonus Regulations.

Total Estimated Cost of Proposed Action and Funding Source:

Costs associated with implementation of the regulations will be borne by future project applicants.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following ordinance which was introduced on 3/6/2018, Item 331, Subitem B. (Council voted 9-0):

(O-2018-78 Cor. Copy)

Ordinance amending the San Diego Municipal Code by amending Sections 126.0502, 126.0505, 129.0710, 131.0446, 143.0710, 143.0715, 143.0717, 143.0720, 143.0740, 143.0745 and 143.0750; by repealing Section 143.0725;

by adding new Sections 143.0741, 143.0742, 143.0743 and 143.0744; and amending Section 143.0920; relating to affordable housing regulations.

Committee Actions Taken: N/A

Planning: Dan Normandin, (619) 446-5388

City Attorney Contact: Shannon M. Thomas

Item 56: 11th Update to the Land Development Code and Local Coastal Program and Municipal Code, including amendments to the Land Development Manual to include Paleontological Resources.

Total Estimated Cost of Proposed Action and Funding Source:

Costs associated with implementation of an ordinance would be covered by project applicants.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following ordinances which were introduced on 3/6/2018, Item 332, Subitems A, B, C and D. (Council voted 7-1. Councilmember Alvarez-nay, Council President Pro Tem Bry-recused):

Subitem-A: (O-2018-82 Cor. Copy)

Ordinance amending Chapter 6, Article 2, Division 6 of the San Diego Municipal Code by amending Section 62.0616; amending Chapter 11, Article 2, Division 5 by amending Section 112.0504; amending Chapter 11, Article 3, Division 2 by amending Section 113.0234; amending Chapter 12, Article 3 by repealing Division 3, Sections 123.0301, 123.0302, 123.0303, 123.0304, 123.0305, 123.0306, 123.0307, and 123.0308; amending Chapter 12, Article 5 by retitling Division 1; amending Chapter 12, Article 5, Division 1 by amending Section 125.0730; amending Chapter 12, Article 6, Division 2 by amending Section 126.0203; amending Chapter 12, Article 6, Division 5 by amending Section 126.0502; amending Chapter 12, Article 8, Division 2 by amending Section 128.0209; amending Chapter 12, Article 8, Division 3 by amending Section 128.0302; amending Chapter 12, Article 9, Division 6 by amending Section 129.0650; amending Chapter 13, Article 1, Division 1 by amending Section 131.0112; amending Chapter 13, Article 1, Division 2 by amending Section 131.0222; amending Chapter 13, Article 1, Division 3 by amending Section 131.0322; amending Chapter 13, Article 1, Division 4 by amending Sections 131.0422, 131.0431, 131.0451, 131.0453 and 131.0460; amending Chapter 13, Article 1, Division 5 by amending Sections 131.0522, 131.0540 and 131.0548; amending Chapter 13, Article 1, Division 6 by amending Sections 131.0622 and 131.0623; amending Chapter 14, Article 1, Division 4 by amending Section 141.0407; amending Chapter 14, Article 1, Division 6 by amending Sections 141.0602 and 141.0612; amending Chapter

14, Article 1 by retitling Division 9; amending Chapter 14, Article 1, Division 10 by amending Section 141.1004; amending Chapter 14, Article 2, Division 4 by amending Sections 142.0405, 142.0407, 142.0409 and 142.0412; amending Chapter 14, Article 2, Division 5 by amending Sections 142.0525, 142.0530 and 142.0545; amending Chapter 14, Article 2, Division 6 by amending Section 142.0611 and by repealing Section 142.0650; amending Chapter 14, Article 2, Division 12 by amending Sections 142.1265 and 142.1270; amending Chapter 14, Article 3, Division 1 by amending Section 143.0126; amending Chapter 14, Article 3, Division 3 by amending Section 143.0365; amending Chapter 14, Article 3, Division 9 by amending Section 143.0920; amending Chapter 14, Article 4, Division 2 by amending Section 144.0211 and by repealing Section 144.0250; amending Chapter 15, Article 2, Division 2 by amending Section 152.0201; amending Chapter 15, Article 14, Division 3 by amending Section 1514.0304 all relating to development and the 11th Update to the Land Development Code.

Subitem-B: (O-2018-80)

Ordinance amending Chapter 1, Article 2, Division 6 of the San Diego Municipal Code by amending Section 12.0609, relating to abatement penalties proposed as part of the 11th Update to the Land Development Code.

Subitem-C: (O-2018-81)

Ordinance amending Chapter 14, Article 2, Division 1 of the San Diego Municipal Code by amending Section 142.0101, amending Section 142.0130 by amending the editor's note, and adding new Section 142.0151, relating to paleontological resources and grading proposed as part of the 11th Update to the Land Development Code.

Subitem-D: (O-2018-83)

Ordinance amending Chapter 12, Article 6, Division 4 of the San Diego Municipal Code by amending Sections 126.0402 and 126.0404; amending Chapter 14, Article 3, Division 2 by amending Section 143.0210 and adding new Section 143.0240; and amending Chapter 14, Article 3, Division 3 by amending Sections 143.0302 and 143.0360, relating to development incentives for historic preservation, proposed as part of the 11th Update of the Land Development Code.

Committee Actions Taken: N/A

Planning: Edith Gutierrez, (619) 236-6521

City Attorney Contact: Heidi Vonblum

ADOPTION AGENDA

CONSENT, ORDINANCES TO BE INTRODUCED WITH RESOLUTIONS TO BE ADOPTED:

Item 60: Play All Day Parks Program: Approval of Joint Use Agreements between the City and San Diego Unified School District for Cubberley Elementary and Encanto Elementary Schools.

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: 4, 7.

Proposed Actions:

The action being considered will establish a 25-year Joint Use Agreement between the City and the San Diego Unified School District for new joint-use parks to be located at the Cubberley Elementary School and Encanto Elementary School.

Subitem-A: (R-2018-393)

Resolution of the City, as a Responsible Agency, that it has reviewed and considered the Mitigated Negative Declaration prepared by the San Diego Unified School District for the Cubberley and Encanto Elementary School Joint Use Agreements, and adopting a Mitigation, Monitoring, and Reporting Program.

Directing the City Clerk to file a Notice of Determination with the Clerk of the Board of Supervisors for the County of San Diego regarding the Project.

Subitem-B: (O-2018-91)

Introduction of an Ordinance authorizing the execution of a 25 year Joint Use Agreement with the San Diego Unified School District for the Cubberley Elementary School.

6 votes required pursuant to Section 99 of the City Charter.

Subitem-C: (O-2018-92)

Introduction of an Ordinance authorizing the execution of a 25 year Joint Use Agreement with the San Diego Unified School District for the Encanto Elementary School.

6 votes required pursuant to Section 99 of the City Charter.

Committee Actions Taken:

This item was heard at the Public Safety and Livable Neighborhoods Committee meeting on February 21, 2018.

ACTION: Motion by Councilmember Gómez, second by Councilmember Bry, to introduce the ordinance and adopt the resolution.

VOTE: 4-0; Cate-yea, Bry-yea, Zapf-yea, Gómez-yea.

Planning: Shannon Scoggins, (619) 236-6894

City Attorney Contact: Shannon M. Thomas

ADOPTION AGENDA

CONSENT, RESOLUTIONS TO BE ADOPTED:

Item 100: Accept a donation from the Phillip L. Green Revocable Trust and establish the Phillip L. Green Memorial Fund.

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: 3.

Proposed Actions:

(R-2018-379)

Resolution approving the City of San Diego's acceptance of a donation from the Phillip L. Green Revocable Trust in the amount of \$677,601.54; establishing the Phillip L. Green Memorial Fund under the supervision and control the San Diego Funds Commission; and all related actions.

Committee Actions Taken: N/A

Park & Recreation: Meredith Dawson, (619) 525-8217

City Attorney Contact: David Powell

Item 101: Accept, Appropriate, and Expend Prop. 47 Grant Funds for S.M.A.R.T. Program.

Total Estimated Cost of Proposed Action and Funding Source:

\$185,550 for the cost of 1/2 of the S.M.A.R.T. Program Manager's salary, plus travel expenses, to be paid from Prop. 47 Grant funds.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2018-391)

Resolution authorizing the City to accept Proposition 47 Grant funds, and authorizing the Chief Financial Officer to appropriate and expend \$185,550, plus related travel expenses, to fund half of the Program Manager's salary and related travel expenses through Fiscal Year 2020.

Committee Actions Taken: N/A

Office of the City Attorney: Lara Easton, (619) 533-6208

City Attorney Contact: Catherine Morrison

Item 102: Settlement of personal injury complaint entitled Elvia Gonzalez v. City of San Diego, San Diego Superior Court Case No. 37-2016-00015752-CU-PO-CTL. Risk Management No. 12408.

Total Estimated Cost of Proposed Action and Funding Source:

Settlement in the sum of \$75,000 will be paid from Public Liability Fund No. 720045.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2018-332)

Resolution authorizing the settlement of the complaint entitled Elvia Gonzalez v. City of San Diego, San Diego Superior Court Case No. 37-2016-00015752-CU-PO-CTL, for personal injuries arising from a trip-and-fall that occurred on December 24, 2015, on South 21st Street near Commercial Street. Claim No. 12408.

Committee Actions Taken: N/A

Office of the City Attorney: Casey Sweda, (619) 533-5872

Item 103: Settlement of Loire Valley Homeowners Association v. City of San Diego, San Diego Superior Court, Case No. 37-2012-00088561-CU-EI-CTL. Claim No. 4725

Total Estimated Cost of Proposed Action and Funding Source:

Total settlement in the sum of \$215,000 will be paid from Public Liability Fund No. 720045.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2018-232)

Resolution authorizing the settlement of the complaint of Loire Valley Homeowners Association for property damaged arising from a ruptured City-owned storm drain adjacent to Rue Chantemar, San Diego, CA 92131 (between Rue Vincennes and Rue Chamberry). Claim No. 4725.

Committee Actions Taken: N/A

Office of the City Attorney: M. Travis Phelps, (619) 533-6370

Item 104: Settlement of Heather Slavey v. Christopher Stanley, et al., San Diego Superior Court Case No. SDSC 37-2016-00042724-CU-PA-CTL. Claim No. 12971.

Total Estimated Cost of Proposed Action and Funding Source:

The total settlement of \$600,000 will be paid from Public Liability Fund No. 720045.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2018-372)

Resolution authorizing the settlement of Heather Slavey v. City of San Diego, San Diego Superior Court Case No. 37-2016-00042724-CU-PA-CTL, for injuries she sustained as a result of a vehicle collision that occurred on December 23, 2015. Claim No. 12971.

Committee Actions Taken: N/A

Office of the City Attorney: Jacqueline McQuarrie, (619) 533-5910

Item 105: Settlement of Mary Jo Grubbs and Edward Grubbs v. City of San Diego, San Diego Superior Court Case No. 37-2017-00002671-CU-PO-CTL. Claim No. 13201.

Total Estimated Cost of Proposed Action and Funding Source:

Settlement in the sum of \$1,000,000 will be paid from Public Liability Fund No. 720045.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2018-390)

Resolution authorizing the settlement of Mary Jo Grubbs and Edward Grubbs v. City of San Diego, San Diego Superior Court Case No. 37-2017-00002671-CU-PO-CTL, for injuries sustained in a trip and fall accident at the southwest corner of the crosswalk at Park and Madison on April 17, 2016. Claim No. 13201.

Committee Actions Taken: N/A

Office of the City Attorney: Kelly McGeehan, (619) 533-5884

Item 106: Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

Proposed Actions:

(R-2018-301)

Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

Committee Actions Taken: N/A

City Attorney Contact: Thomas C. Zeleny

SPECIAL ORDERS OF BUSINESS

None.

ITEMS PULLED FROM THE CONSENT AGENDA

NON-AGENDA PUBLIC COMMENT

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket are to be taken at the time the item is heard.)

Per Section 22.0101, Rule 2.6.2, of the San Diego Municipal Code, comments are limited to two (2) minutes per speaker. Speakers may not allocate their time to other speakers. If there are eight (8) or more speakers on a single issue, the maximum time allotted for that issue will be sixteen (16) minutes. Non-Agenda Public Comment is limited to 30 minutes during the Tuesday morning Council session. Any remaining speakers will be given an opportunity to speak after Council concludes the remaining agenda items for that day. Speaker order will generally be decided on a first-come, first-served basis. However, in the event that there are more than fifteen (15) Non-Agenda Public Comment speakers on a particular Tuesday, priority may be given to those speakers who did not speak during Non-Agenda Public Comment at the most recent prior Council meeting.

MAYOR, COUNCIL, CITY ATTORNEY, INDEPENDENT BUDGET ANALYST, CITY CLERK COMMENT

UPDATES ON PENDING LEGISLATION (MAYOR'S OFFICE)

REQUESTS FOR CONTINUANCE BY COUNCILMEMBERS

ADOPTION AGENDA, DISCUSSION ITEMS

ADOPTION AGENDA

DISCUSSION, RESOLUTIONS TO BE ADOPTED:

Item S500: Approval of Actions Related to Opening a Transitional Storage Center at 116 South 20th Street, including related to the lease, operating agreement, funding, and determining the project exempt from the California Environmental Quality Act. (Added 3/14/18)

This item will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.

Total Estimated Cost of Proposed Action and Funding Source:

Local funding will be utilized for this project. Year one of the contract will be primarily funded through savings realized on start-up and operating costs of the Temporary Bridge Shelters (which are currently funded with local real estate funds), and will be re-evaluated in future years if continued savings are not realized.

Council District(s) Affected: 9.

Proposed Actions:

(R-2018-396)

Resolution authorizing execution of a lease for property located at 116 South 20th Street, approving a First Amendment to the Memorandum of Understanding Between the City of San Diego and the San Diego Housing Commission for the Provision of Temporary Bridge Shelters to address the duties of the parties concerning the Transitional Storage Center, determining the project exempt from the California Environmental Quality Act, authorizing expenditure of funds, and approving related actions;

Directing the City Clerk to file a Notice of Exemption regarding the project with the Clerk of the Board of Supervisors for the County of San Diego.

Committee Actions Taken: N/A

Housing Commission: Jeff Davis, (619) 578-7606

Real Estate Assets Department: Karen Johnson (619) 236-6191

City Attorney Contact: Keely M. Halsey

See the Housing Authority Agenda of March 20, 2018, for a companion item.

ADOPTION AGENDA

DISCUSSION, NOTICED HEARINGS:

Item 330: Town and Country - Project No. 424475.

(Continued from the meeting of February 13, 2018, Item 331, at the request of the applicant.)

NOTE: No testimony taken.

This item will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.

Total Estimated Cost of Proposed Action and Funding Source:

None with this action. All costs associated with the processing of this project are paid from a deposit account maintained by the applicant.

Council District(s) Affected: 7.

Proposed Actions:

Approval of all actions necessary for the redevelopment of an existing hotel and convention center with the addition of 840 residential units and accessory uses on a 39.72-acre site located at 500 Hotel Circle North in the Atlas Specific Plan and the Mission Valley Community Plan Area.

Subitem-A: (R-2018-78)

Resolution certifying the Environmental Impact Report No.424475/SCH No. 2015121066, adopting the Findings and Statement of Overriding Considerations, and adopting the Mitigation, Monitoring, and Reporting Program;

Directing the City Clerk to file a Notice of Determination with the Clerk of the Board of Supervisors for the County of San Diego regarding the Project.

This subitem is not subject to the Mayor's veto.

Subitem-B: (R-2018-75)

Resolution amending the General Plan, Mission Valley Community Plan, and the Atlas Specific Plan.

This subitem is not subject to the Mayor's veto.

Subitem-C: (O-2018-17)

Introduction of an Ordinance rezoning 39.72 acres within the Mission Valley Community Plan.

This subitem is not subject to the Mayor's veto.

Subitem-D: (R-2018-77)

Resolution granting a Master Planned Development Permit, Site Development Permit, Conditional Use Permit, and Amendments to a Planned Commercial Development Permit/ Conditional Use Permit and Site Development Permit.

This subitem is not subject to the Mayor's veto.

Subitem-E: (R-2018-76)

Resolution approving a Vesting Tentative Map and Easement Vacation.

This subitem is not subject to the Mayor's veto.

Committee Actions Taken: N/A

Development Services: Jeffrey A. Peterson, (619) 446-5237

City Attorney Contact: Shannon Thomas

Item 331: Appeal of the Environmental Determination for the Harbor View Lot Line Adjustment - Project No. 511293.

This item will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.

Total Estimated Cost of Proposed Action and Funding Source:

All costs associated with processing this project application are paid through a deposit trust account by the applicant.

Council District(s) Affected: 2.

Proposed Actions:

Take the following actions:

According to San Diego Municipal Code Section 112.0520(e) Power to Act on Appeal. The City Council shall consider the appeal and may:

(1) By a majority vote, deny the appeal, approve the environmental determination that the project is exempt from California Environmental Quality Act (CEQA) pursuant to Guidelines Section 15303 (New Construction or Conversion of Small Structures); or

(2) By a majority vote, grant the appeal and set aside the environmental determination, in accordance with San Diego Municipal Code 112.0520(f).

If the City Council grants the appeal, the lower-decision maker's decision to approve the project shall be held in abeyance. The City Council shall retain jurisdiction to act on the revised environmental determination and associated project at a subsequent public hearing.

Directing the City Attorney to prepare the appropriate resolutions according to Section 40 of the City Charter.

This item is not subject to the Mayor's veto.

Committee Actions Taken: N/A

Development Services: Tim Daly, (619) 446-5356

City Attorney Contact: Corrine Neuffer

NON-AGENDA ITEMS

REPORT OUT FROM CLOSED SESSION

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT