

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING AN AMENDMENT TO THE UNIVERSITY COMMUNITY PLAN, THE GENERAL PLAN, AND THE CITY'S CERTIFIED LOCAL COASTAL PROGRAM AND RESCINDING THE NEXUS TECHNOLOGY CENTER SPECIFIC PLAN FOR THE COMPREHENSIVE UPDATE TO THE UNIVERSITY COMMUNITY PLAN.

WHEREAS, the current University Community Plan was adopted in 1987 and encompasses land within the University community; and

WHEREAS, the University Community Plan is the Local Coastal Program for the University Community Plan area; and

WHEREAS, this comprehensive update creates a new community plan for the University community, in order to recognize its unique land use and urban form characteristics; and

WHEREAS, as part of the plan update, the City of San Diego's General Plan (General Plan) will be amended due to the University Community Plan being a component of the adopted General Plan; and

WHEREAS, the University Community Plan serves as the long-range vision for land use, mobility, urban design, public facilities and services, natural resources, historic and cultural resources, and economic development within the University Community plan area;

WHEREAS, the proposed update to the University Community Plan seeks to provide more opportunities for homes, jobs, public spaces, and mobility options; and

WHEREAS, the update includes application an updated Community Plan Implementation Overlay Zone to implement supplemental development regulations; and

WHEREAS, on May 30, 2024, the Planning Commission of the City of San Diego considered rescinding Nexus Technology Center Specific Plan and adopting this update to the University Community Plan;

WHEREAS, the Planning Commission recommended certification of Program Environmental Impact Report (SCH No. 2021070359) prepared for the proposed comprehensive update to the University Community Plan; and

WHEREAS, the Planning Commission found, based on its hearing record, that this comprehensive community plan update is consistent with and implements the General Plan and City of San Diego's Climate Action Plan and that the proposed update helps achieve long-term goals within the community as well as meets city-wide goals; and

WHEREAS, on July 23, 2024, the City Council of the City of San Diego held a public hearing for the purpose of considering amendments to the University Community Plan and General Plan and other actions associated with the comprehensive update to the University Community Plan; and

WHEREAS, the City Council has considered the Planning Commission record and recommendation as well as the maps, exhibits, and written documents contained in the file for these updates on record in the City of San Diego, and has considered the oral presentations given at the public hearing; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the University Community Plan incorporates the policies of the City of San Diego General Plan and Climate Action Plan.

BE IT FURTHER RESOLVED, that the City Council of the City of San Diego hereby adopts the comprehensive update to the University Community Plan, which is also an amendment to the community's certified Local Coastal Program, a copy of which is on file in the office of the City Clerk as Document No. RR-_____.

BE IT FURTHER RESOLVED, that the City Council of the City of San Diego hereby adopts the amendment to the General Plan, with a copy of said update and new plan being on file in the office of the City Clerk as Document No. RR-_____.

BE IT FURTHER RESOLVED, that the City Council rescinds the Nexus Technology Center Specific Plan, on file in the Office of the City Clerk as Ordinance Number O-16561 N.S., approved on December 16, 1985.

BE IT FURTHER RESOLVED, that prior to becoming effective, this resolution shall be submitted to the San Diego County Regional Airport Authority (SDCRAA) serving as the Airport Land Use Commission (ALUC) for a consistency determination.

BE IT FURTHER RESOLVED, that if the ALUC determines that this resolution is consistent with the ALUCP for MCAS Miramar, this resolution shall take effect and be in force on the thirtieth day from and after the finding of consistency, except that the provisions of this resolution inside the Coastal Overlay Zone, which are subject to the California Coastal Commission jurisdiction as a City of San Diego Local Coastal Program amendment, shall not take effect until the date the California Coastal Commission unconditionally certifies those provisions as a local coastal program amendment.

BE IT FURTHER RESOLVED, that if the ALUC determines that this resolution is inconsistent or conditionally consistent subject to modifications with the ALUCP for MCAS Miramar, the resolution shall be submitted to the City Council for reconsideration.

BE IT FURTHER RESOLVED, that if the ALUC determines that this resolution is conditionally consistent with the ALUCP for MCAS Miramar, but that consistency is subject to proposed modifications, the City Council may amend this resolution to accept the proposed modifications, this resolution shall take effect and be in force on the thirtieth day from and after the finding of consistency, except that the provisions of this resolution inside the Coastal Overlay Zone, which are subject to the California Coastal Commission jurisdiction as a City of San Diego Local Coastal Program amendment, shall not take effect until the date the California Coastal Commission unconditionally certifies those provisions as a local coastal program amendment.

BE IT FURTHER RESOLVED, that a proposed decision by the City Council to overrule a determination of inconsistency or to reject the proposed modifications for a finding of conditional consistency shall include the findings required pursuant to Public Utilities Code section 21670 and require a two-thirds vote. The proposed decision and findings shall be forwarded to the ALUC, the California Department of Transportation, Division of Aeronautics, and the airport operators for MCAS Miramar. The City Council shall hold a second hearing not less than forty-five days from the date the proposed decision and findings were provided, at which hearing any comments submitted by the public agencies shall be considered and a final decision to overrule a determination of inconsistency shall require a two-thirds vote.

BE IT FURTHER RESOLVED, that if the City Council makes a final decision to overrule a determination of inconsistency, this resolution shall take effect and be in force on the thirtieth day from and after the finding of consistency, except that the provisions of this resolution inside the Coastal Overlay Zone, which are subject to the California Coastal Commission jurisdiction as a City of San Diego Local Coastal Program amendment, shall not take effect until the date the California Coastal Commission unconditionally certifies those provisions as a local coastal program amendment.

APPROVED: MARA W. ELLIOT, City Attorney

By _____

Deputy City Attorney

:njc

Date

Or. Dept: Planning

Doc. No.:

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

DIANA J.S. FUENTES
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor