



THE CITY OF SAN DIEGO

HEARING OFFICER AGENDA SEPTEMBER 23, 2026 at 9:00 A.M.

HYBRID MEETING

Development Services Department
Edric Doringo Public Hearing Room
7650 Mission Valley Road, San Diego, CA 92108

PUBLIC SERVICE ANNOUNCEMENT REGARDING MEETING ACCESS

Until further notice, Hearing Officer meetings will be conducted pursuant to the provisions of California Government Code section 54953(a), as amended by Assembly Bill 2249. The Hearing Officer will be in person, and the meeting will be open for in-person testimony. Additionally, we are continuing to provide alternatives to in-person attendance for participating in Hearing Officer meetings.

The public is encouraged to [subscribe](#) in order to receive meeting agendas.

In lieu of in-person attendance, members of the public may also participate and provide comments via telephone, ZOOM, using the Hearing Officer [webform](#), or via U.S. Mail of written materials, as follows:

The link to join the webinar by computer, tablet, or smartphone is:

<https://sandiego.zoomgov.com/j/1611914200>

To join by telephone:

Dial 1-669-254-5252 or (Toll Free) 1-833-568-8864

When prompted, input **Webinar ID: 161 191 4200**

**GENERAL INFORMATION AND HOW TO PROVIDE MATERIAL AND PARTICIPATE IN THE MEETING IS
FOUND AT THE END OF THE AGENDA**

HEARING OFFICER ASSIGNED TO TODAY'S HEARING: Jeffrey Szymanski and Patricia Bautista

ANNOUNCEMENTS/NON-AGENDA PUBLIC COMMENT

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

Comments may be submitted using the [webform](#) checking the appropriate box. All webform comments are limited to 500 words but may include attachments. Comments received after the start of the meeting but before non-agenda comment is called will be submitted into the written record for the meeting. Pursuant to the Brown Act, no discussion or action, other than a referral, shall be taken by the Hearing Officer on any issue brought forth under Announcements/Public Comment.

REQUESTS FOR ITEMS TO BE CONTINUED AND/OR WITHDRAWN**REQUEST FOR ITEMS TO BE PLACED ON CONSENT AGENDA****AGENDA ITEMS****ITEM 1: LA FITNESS 4665 CLAIREMONT DRIVE – PROJECT NO. PRJ-1140684**

Staff: Will Rogers

City Council District: 2

Plan Area: Clairemont Mesa Planning Area

An application for a Conditional Use Permit PMT-3370729 and Amendment to CPIOZ/PCD/CUP NO. 90-0852 or a tenant improvement/remodel of an existing 56,085-square-foot theater building into a 40,388-square-foot space for an assembly and entertainment use (fitness center), located at 4665 Clairemont Drive within the CC-1-3 zone, a Transit Priority Area, and the Community Plan Implementation Overlay Zone, Type B (CPIOZ-B) within the Clairemont Mesa Community Plan.

This project was determined to be categorically exempt from the California Environmental Quality Act pursuant to Section 15301(Existing Facilities).

[Report No. HO-26-051.](#)

- [Attachment 1-8](#)
- [Attachment 9 Part 1](#)
- [Attachment 9 Part 2](#)

DEPARTMENT RECOMMENDATION:

Approve the project.

ITEM 2: 11095 CARMEL MOUNTAIN ROAD – PROJECT NO. PRJ-1150122

Staff: May Rollin

City Council District: 5

Plan Area: Rancho Peñasquitos

An application for a Conditional Use Permit to allow the sale of beer, wine, and distilled spirits for off-site consumption (ABC Type 21) at an existing convenience store. The 0.06-acre site is located at 11095 Carmel Mountain Road in the Commercial–Community (CC-1-3) Zone, Airport Land Use Compatibility Overlay Zone (Montgomery-Gibbs Executive Airport), and the ALUCP Airport Influence Area (Montgomery-Gibbs Executive Airport – Review Area 2), and within the Rancho Peñasquitos Community Plan area.

This project was determined to be statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3), (Common Sense Exemption).

[Report No. HO-26-052.](#)

DEPARTMENT RECOMMENDATION:

Approve the project.

ITEM 3: 1334 SOUTH 36TH STREET – PROJECT NO. PRJ-1088953

Staff: Xavier Del Valle

City Council District: 8

Plan Area: Southeastern San Diego

An application for a Variance to allow a four-foot rear setback (where 15 feet is otherwise required) to construct a two-story, 700-square-foot single dwelling unit. The 0.035-acre vacant site is located at 1334 South 36th Street and is in the RM-1-1 zone (Residential – Multiple Unit) and a Transit Priority Area within the Southeastern San Diego Community Plan.

This project was determined to be categorically exempt from the California Environmental Quality Act pursuant to Section 15303 (New Construction or Conversion of Small Structures).

[Report No. HO-26-049.](#)

DEPARTMENT RECOMMENDATION:

Approve the project.

ADJOURNMENT

HOW TO PARTICIPATE IN HEARING OFFICER HEARINGS

TO SPEAK TO A PARTICULAR ITEM DURING PUBLIC COMMENT:

In Person for Agenda Items and Non-Agenda Public Comment: Please fill out a speaker slip located at the entrance to the meeting. Indicate the item you wish to speak on as well as other requested information. Then submit it to City staff.

Via Virtual Platform for Agenda Items and Non-Agenda Public Comment: When the Hearing Officer introduces the item (or indicates it is time for Non-Agenda Public Comment), raise your hand by either tapping the “Raise Your Hand” button on your computer, tablet, or Smartphone, or by dialing *9 on your phone. You will be taken in the order in which you raised your hand. You may only speak once on a particular item. When the Hearing Officer indicates it is your turn to speak, unmute your phone by tapping the unmute button on your computer, tablet or Smartphone, or dial *6 on your phone.

Please Note: Members of the public who wish to provide virtual testimony must enter the virtual queue by raising their hand before the queue closes. The queue will close when the last virtual speaker finishes speaking or five minutes after in-person testimony ends, whichever happens first. *Those participating virtually may NOT cede time to others participating in person or virtually.*

HOW TO PROVIDE WRITTEN COMMENTS:

For Agenda Items and Non-Agenda Public Comment: Submit using the [webform](#), indicating the comment type and item number (if relevant). Comments must be received by the business day prior for it to be distributed to the Hearing Officer. All webform comments are limited to 500 words but may include attachments. Comments received after the deadlines described above but before the item is called will be submitted into the written record for the relevant item. Please go to the Hearing Officer [website](#) for further instructions.

Written Materials: Instead of submitting materials as an attachment to the [webform](#), you may submit via U.S. Mail to the Hearing Officer at 7650 Mission Valley Road, MS DSD 1A, San Diego, CA 92108. Materials submitted via U.S. Mail must be received the business day prior for it to be distributed to the Hearing Officer.

Late-Arriving Materials:

Pursuant to the Brown Act, California Government Code Section 54957.5(b), late-arriving documents related to the Hearing Officer meeting agenda items which are distributed to the legislative body prior to and during the meeting are available for public review at the Development Services Department Building, 7650 Mission Valley Road, 1st Floor, San Diego, CA 92108. 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 Hearing Officer meeting, the documents will be available just outside the Edric Doringo Hearing Room on the 1st floor of the Mission Valley Development Services Department Building in a binder labeled “Hearing Officer Binder”. Late arriving materials received during the Hearing Officer meeting are available for review by verbally requesting the materials from Legislative staff.

HOW TO WATCH THE MEETING:

The public may view the meetings on their scheduled time-on the [City of San Diego Public Hearings](#) YouTube channel or within 24 to 48 hours of the meeting, depending upon technical streaming issues.

GENERAL INFORMATION:

Requests For Accessibility Modifications Or Accommodations: As required by the Americans with Disabilities Act (ADA), requests for agenda information to be made available in alternative formats, and any requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for alternatives to observing meetings and offering public comment as noted above, may be made by calling 619-321-3208 or emailing hearing_officer@sanidiego.gov at least two business days before the meeting. The City is committed to resolving all accessibility requests swiftly.

Items Marked with Asterisks: Those items with an asterisk (*) will include consideration and adoption/approval of the appropriate environmental document. For additional information, please see [California Environmental Quality Act \(CEQA\) Notices and Documents](#) at: <https://www.sandiego.gov/ceqa>.

Consent Agenda: The Hearing Officer may vote to approve one or more items identified as being part of a Consent Agenda. If an item is approved in that manner, the action approved is as stated in Staff's recommendation, which is normally set forth in the agenda and the Report to the Hearing Officer, and which Staff may modify prior to the vote by informing the Hearing Officer verbally or in writing.

The Consent Agenda may be voted on quickly. If you wish to be heard, please submit your [webform](#) the business day prior for it to be distributed to the Hearing Officer. All webform comments are limited to 500 words but may include attachments. Comments received after the deadlines described above but before the item is called will be submitted into the written record for the relevant item.