AGENDA FOR THE CITY OF SAN DIEGO HEARING OFFICER MEETING WEDNESDAY, MAY 12, 2021 AT 9:00 A.M. VIRTUAL HEARING

COVID- 19 PUBLIC SERVICE ANNOUNCEMENT REGARDING HEARING OFFICER MEETING ACCESS AND PUBLIC COMMENT:

Until further notice, Hearing Officer meetings will be conducted under the provisions of California Executive Order 29-20, which suspends specific requirements of the Ralph M. Brown Act.

During the current State of Emergency and in the interest of public health and safety, the Hearing Officer meetings will be conducted by teleconference. Per the Executive Order, there will be no members of the public in attendance at these meetings. In lieu of in-person attendance, members of the public may submit their comments online. Learn more about submitting public comments.

In lieu of in-person attendance, members of the public may participate and provide comment via a virtual meeting, telephone, using the Hearing Officer webform, email submission or via U.S. mail of written materials, as follows:

JOINING THE WEBINAR AND OFFERING PHONE-IN TESTIMONY:

Starting February 10, 2021, the Hearing Officer meetings will be held virtually using the Zoom Webinar platform. Members of the public can offer public comment on agendized items or during Non-Agenda Public Comment by accessing the meeting online using a desktop computer, laptop, tablet, or Smartphone, or by calling into the meeting using a Smartphone, cellular phone, or land line.

THE LINK TO JOIN THE WEBINAR BY COMPUTER, TABLET, OR SMARTPHONE IS:

https://sandiego.zoomgov.com/j/1605530072

TO JOIN BY USING IPHONE ONE-TAP:

US: 1-669-254-5252 or 1-646-828-7666 or 1-669-216-1590 or 1-646-828-7666

TO JOIN BY TELEPHONE:

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

When prompted, input Webinar ID: 160 553 0072

HOW TO SPEAK TO A PARTICULAR ITEM OR DURING NON-AGENDA PUBLIC COMMENT:

When the Hearing Officer introduces the item you would like to comment on (or indicates it is time for Non-Agenda Public Comment), raise your hand by either tapping the "Raise Your Hand" button

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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, click the unmute prompt that will appear on your computer, tablet or Smartphone, or dial *6 on your phone

WRITTEN COMMENT THROUGH WEBFORM:

Comment on Agenda Items may be submitted (no later than 8 AM day of meeting in order to participate) using the webform indicating the agenda item number for which you wish to submit your comment. Comments received by the start of the meeting will be distributed to the Hearing Officer. All webform comments are limited to 200 words. Comments received after the start of the meeting but before the item is called will be submitted into the written record for the relevant item. Please visit the Hearing Officer web page for further instructions.

Non-Agenda Public Comments may be submitted using the webform, checking the appropriate box. Comments received by the start of the meeting will be distributed to the Hearing Officer. All webform comments are limited to 200 words. 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.

Written Materials. If you wish to submit written materials for submission into the record or have an attachment to your comment, you may email it to hearingofficer@sandiego.gov or submit via U.S. Mail to 1222 First Avenue, MS501 San Diego, CA 92101. Materials submitted via e-mail will be distributed to the Hearing Officer in accordance with the deadlines described above. Materials submitted via U.S. Mail will need to be received the business day prior in order for it to be distributed to the Hearing Officer.

Watch the Meeting

The public may view the meeting at their scheduled time on YouTube or within 24 to 48 hours of the meeting depending upon techincal streaming issues.

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 contacting Support Services at (619) 321-3208 at least two business days prior to the meeting to insure availability or by email to: hearingofficer@sandiego.gov. The City is committed to resolving accessibility requests swiftly in order to maximize accessibility.

Each item presented on this docket is a Process 3 under the Land Development Code Section 112.0501. *Those items with an asterisk (*) will include consideration of the appropriate environmental document.* For additional information please see California Environmental Quality Act (CEQA) Notices and Documents at: https://www.sandiego.gov/ceqa.

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HEARING OFFICER ASSIGNED TO TODAY'S HEARING: Duke Fernandez

ANNOUNCEMENTS/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.

In lieu of in-person attendance, members of the public who would like to comment on a Non-Agenda Public Items may email comments to hearingofficer@sandiego.gov, with the term "Non-Agenda Public Comment" in the subject line of the email. All comments are limited to 200 words.

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 CONTINUANCES OR WITHDRAWALS

Staff will be requesting that Item No. 4 be continued to May 26, 2021

ITEMS TO BE PLACED ON CONSENT AGENDA

DISCUSSION ITEMS:

ITEM – 1: OLD TOWN ESCAPE BARN - PROJECT NO. 658052

City Council District: 3 Plan Area: Old Town

Staff: Travis Cleveland

Neighborhood Development Permit and Conditional Use Permit for an Assembly and Entertainment use ("escape room") and two dwelling units, with deviations from side and rear setback requirements located at 3886 Ampudia Street. The 0.11-acre site is in the OTMCR-1-2 Zone, within the Old Town San Diego Community Plan area. Council District 3. Exempt from Environmental. Report No. <u>HO-21-017</u>.

RECOMMENDATION:

Approve

ITEM - 2: ALAN'S MARKET CUP - PROJECT NO. 675385

City Council District: 7 Plan Area: Tierrasanta

Staff: Elisa Flores

Conditional Use Permit to allow the sale of a full-line of alcoholic beverages for off-site consumption (Type 21 ABC License), at an existing 4,754 square-foot grocery market located at 5950 Santo Road, Units L-N. The 5.2-acre site is in the CC-3-5 Zone, Airport Land Use Compatibility Plan (MCAS Miramar and Montgomery Field), Airport Influence Area (Review Area 2 - MCAS and Montgomery), and Federal Aviation Administration (FAA) Part 77 Notification Area (MCAS and Montgomery) Overlay

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Zones within the Tierrasanta Community Plan area in Council District 7. Exempt from Environmental. Report No. <u>HO-21-021</u>.

RECOMMENDATION:

Approve

ITEM – 3: **LEIDY RESIDENCE CDP - PROJECT NO. 639782**

City Council District: 1 Plan Area: La Jolla

Staff: Elisa Flores

Coastal Development Permit and Easement Vacation for demolition of an existing 1,876 square-foot dwelling unit and construction of a 6,582 square-foot, two-story single dwelling unit with basement, 405 square-foot garage, 661 square-foot Guest Quarter, and sewer easement vacation located at 6216 Avenida Cresta. The 0.24-acre site is in the RS-1-5 Zone and Coastal Overlay (Appealable), Coastal Height Limit, Coastal & Beach Parking Impact, Residential Tandem Parking, Transit Amenity Overlay Zones, and the Transit Priority Area within the La Jolla Community Plan area in Council District 1. Exempt from Environmental. Report No. <u>HO-21-024</u>.

RECOMMENDATION:

Approve

~This project will be continued to May 26, 2021

ITEM – 4: *4337 HOME AVENUE CANNABIS OUTLET CUP - PROJECT NO. 665772

City Council District: 9 Plan Area: City Heights

Staff: Sammi Ma

Conditional Use Permit to operate a 1,200-square-foot Cannabis Outlet on the first floor of a new 2,400-square-foot building to be constructed, located at 4337 Home Avenue. The 1.08-acre site is in the CC-1-3 and IL-3-1 Zones, Airport Influence Area (San Diego International Airport – Area 2), Fire Brush Zones, and High Fire Severity Zone within the City Heights Community Planning area. Mitigated Negative Declaration No. 593686. Report No. HO-21-025. Continuance memorandum dated May 5, 2021.

RECOMMENDATION:

Approve