

CITY OF SAN DIEGO COUNCIL DOCKET



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COUNCIL PRESIDENT PRO TEM

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Myrtle Cole • Fourth District
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Scott Sherman • Seventh District
David Alvarez • Eighth District

Andrea Tevlin
Independent
Budget Analyst

Jan Goldsmith
City Attorney

Liz Maland
City Clerk

Council Chambers, 12th Floor, City Administration Building

MONDAY, JANUARY 26, 2015 – AND – TUESDAY, JANUARY 27, 2015
(Adjourned)

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
MONDAY, JANUARY 26, 2015, AT 2:00 PM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

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, ranging from five business days to two weeks. 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.

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.

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVAL OF COUNCIL MINUTES

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

12/15/2014

12/16/2014

12/16/2014 - Special 5:30 pm

PROCLAMATIONS/CEREMONIAL ITEMS

NOTE: The following Proclamation will be presented in Council Chambers and approved by Unanimous Consent unless pulled for discussion.

ITEM-30: The Great Kindness Challenge Week.

PRESENTED BY COUNCILMEMBER COLE:

Proclaiming January 26-30, 2015, to be “The Great Kindness Challenge Week” in the City of San Diego.

NOTE: The following Proclamation will NOT be presented in Council Chambers. It will be approved by Unanimous Consent unless pulled for discussion.

ITEM-31: Leslie Kilpatrick Day.

MAYOR FAULCONER'S RECOMMENDATION:

Proclaiming January 17, 2015, as "Leslie Kilpatrick Day" in the City of San Diego.

SPECIAL ORDERS OF BUSINESS

None.

ADOPTION AGENDA, CONSENT ITEMS

The Consent items listed beginning on the next page are considered to be routine, and the appropriate Environmental Impact Reports have been considered. These items are indicated on the docket by a preceding asterisk (*). 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.

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, of the San Diego Municipal Code, comments are limited to three minutes per speaker, and three minutes per subject regardless of the number of people requesting to speak on that subject.

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

UPDATES ON PENDING LEGISLATION (MAYOR'S OFFICE)

REQUESTS FOR CONTINUANCE

The Council will consider requests for continuance in the morning or afternoon, based on when the item was noticed to be heard.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

ITEM-200: City Council Training: Ralph M. Brown Act.

CITY ATTORNEY'S RECOMMENDATION:

Informational item only.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: None.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

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Primary Contact\Phone: Mary Nuesca\619-236-6220, MS 59

Secondary Contact\Phone: Prescilla Dugard\619-236-6220, MS 59

ADOPTION AGENDA, DISCUSSION, HEARINGS

NOTICED HEARINGS:

ITEM-201: CHW Arizona Street Development, Project No. 359872. (Greater North Park Community Plan Area. District 3.)

ITEM DESCRIPTION:

The project proposes a phased development consisting of a six-story, market rate, multi-family residential building, providing 118 units; and the construction of a five-story, for-rent, multi-family residential building, intended to be marketed to seniors, providing 76 units (23 affordable units dedicated to very low income households), for a total of 194 residential units, located at 4220 Arizona Street and 4212 Texas Street within the Greater North Park Community Plan area.

STAFF'S RECOMMENDATION:

Adopt the following resolutions in Subitems A, B, and C and introduce the ordinance in Subitem D:

Subitem-A: (R-2015-356)

Adoption of a Resolution certifying that the Declaration has been completed in compliance with the California Environmental Quality Act of 1970 (CEQA) (Public Resources Code Section 21000 et seq.), as amended and the State CEQA Guidelines thereto (California Code of Regulations, Title 14, Chapter 3, Section 15000 et seq.), that the Declaration reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in said Declaration, together with any comments received during the public review process, has been reviewed and considered by the City Council in connection with the approval of the Project;

Adopting said Declaration, the City Council finds on the basis of the entire record that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study, that there is no substantial evidence that the project will have a significant effect on the environment;

Adopting the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the Project as required by this City Council in order to mitigate or avoid significant effects on the environment, pursuant to CEQA Section 21081.6, which is attached hereto as Exhibit A;

Declaring that the Declaration and other documents constituting the record of proceedings upon which the approval is based are available to the public at the Office of the Development Services Department, 1222 First Avenue, San Diego, CA 92101;

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.

NOTE: This Subitem is not subject to the Mayor's veto.

Subitem-B: (R-2015-363)

Adoption of a Resolution certifying findings with respect to Site Development Permit No. 1265467, which are supported by the minutes, maps and exhibits, all of which are incorporated herein by this reference;

Granting Site Development Permit No. 1265467 to CHW Arizona Street Development, LP, Owner/Permittee, under the terms and conditions set forth in the attached permit which is made a part of this Resolution.

NOTE: This Subitem is not subject to the Mayor's veto.

Subitem-C: (R-2015-364)

Adoption of a Resolution approving Vesting Tentative Map No. 1265466, for Lot 1 of the CHW Arizona Street Development, Project No. 359872;

Granting Vesting Tentative Map No. 1265466, based on the Findings hereinbefore adopted by the City Council, to, CHW Arizona Street Development, LP, Subdivider, and Project Design Consultants, Engineer, subject to the attached conditions which are made a part of this Resolution by this reference.

NOTE: This Subitem is not subject to the Mayor's veto.

Subitem-D: (O-2015-68)

Introduction of an Ordinance allowing 14 additional residential units above the 35 percent maximum affordable housing density bonus on 0.56 acre site located at 4212 Texas Street (Lot 2).

NOTE: This Subitem is not subject to the Mayor's veto.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

None with this action. All costs associated with the processing of this project have been paid by the applicant through a deposit account.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: None.

Lowe\Graham\lb

Primary Contact Phone: Laura C. Black\619-236-6327, MS 501

Secondary Contact Phone: Jeffrey A. Petersen\619-446-5237, MS 501

City Attorney Contact: Thomas, Shannon

PUBLIC NOTICES:

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-250: **Notice** of Pending Final Map Approval - Herschel Lofts.

Notice is hereby given that the City Land Surveyor has reviewed and will approve on the date of this City Council meeting that certain final map entitled "HERSCHEL LOFTS " (T.M. No. 924629, PTS No.223788) located at 7844 Herschel Avenue, in the La Jolla District Planned Ordinance Zone 1 and the Coastal Overlay (Non-Appealable Area 2), Coastal Height Limitation Overlay, Transit Area Overlay, Residential Tandem Area Overlay, and Parking Impact Overlay (Coastal) zones of the La Jolla Community Plan and Local Coastal Program area, legally described as lots 29 and 30 in block 39 of La Jolla Park, Map No. 352, a copy of which is available for public viewing at the office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Land Surveyor to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 PM, 10 calendar days from the date of this City Council meeting stating briefly which of the above findings made by the City Land Surveyor was improper or incorrect and the basis for that conclusion. If you have questions about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Gregory P. Hopkins (619) 446-5291.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT