

**THE COMMITTEE ON LAND USE AND HOUSING
OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO**

**Councilmember Todd Gloria, Chair
Councilmember Sherri Lightner, Vice Chair
Council President Pro Tem Kevin Faulconer
Councilmember Anthony Young**

**ACTIONS FOR
WEDNESDAY, MARCH 24, 2010, AT 2:00 P.M.**

**COUNCIL COMMITTEE ROOM (12TH FLOOR),
CITY ADMINISTRATION BUILDING
202 C STREET, SAN DIEGO, CALIFORNIA**

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All Committee members present.

NON-AGENDA PUBLIC COMMENT: Richard F. McNamee commented on the health hazards of smoking.

COMMITTEE COMMENT: None

CITY ATTORNEY, IBA, AND MAYORAL STAFF COMMENT: None

ADOPTION AGENDA

Approval of the Record of Action Items for February 3, 2010

ACTION: Motion by Council President Pro Tem Faulconer, second by Councilmember Lightner, to approve

VOTE: 3-0; Gloria-yea, Lightner-yea, Faulconer-yea, Young-not present

CONSENT ITEMS

ITEM-1: Report from City Planning and Community Investment Department regarding
FY2011 ANNUAL REGIONAL TRANSPORTATION CONGESTION
IMPROVEMENT PROGRAM DEVELOPMENT IMPACT FEE ADJUSTMENT

(See City Planning Department's March 6, 2010, report)

ACTION: Motion by Council President Pro Tem Faulconer, second by Councilmember Lightner, to approve

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VOTE: 3-0; Gloria-yea, Lightner-yea, Faulconer-yea, Young-not present

ITEM-2: Report from City Planning and Community Investment Department regarding FBA Reimbursement Agreement with Pardee Homes for a Portion of the WATER TRANSMISSION LINE RELOCATION WITHIN THE CARMEL VALLEY COMMUNITY

(See City Planning Department's March 15, 2010, report)

ACTION: Motion by Council President Pro Tem Faulconer, second by Councilmember Lightner, to approve

VOTE: 3-0; Gloria-yea, Lightner-yea, Faulconer-yea, Young-not present

ITEM-3: Report from Real Estate Assets Department regarding WYOMING STREET SALE

(See Real Estate Assets Department's March 17, 2010, report)

ACTION: Motion by Council President Pro Tem Faulconer, second by Councilmember Lightner, to approve

VOTE: 3-0; Gloria-yea, Lightner-yea, Faulconer-yea, Young-not present

ITEM-4: Report from Real Estate Assets Department regarding PROPERTY PURCHASE AT 3RD AND OLIVE STREETS

(See Real Estate Assets Department's March 17, 2010, report; Olive Street Park Reader Article, November 5, 2008)

ACTION: Motion by Council President Pro Tem Faulconer, second by Councilmember Lightner, to approve

VOTE: 3-0; Gloria-yea, Lightner-yea, Faulconer-yea, Young-not present

ITEM-5: Report from the Engineering and Capital Projects Department regarding Third Amendment to SCRIPPS RANCH/MIRA MESA BOULEVARD MEDIANS PROJECT

(See Engineering and Capital Projects Department's December 28, 2009, Executive Summary; Engineering and Capital Projects Department's March 24, 2010, PowerPoint)

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ACTION: Motion by Council President Pro Tem Faulconer, second by Councilmember Lightner, to approve

VOTE: 3-0; Gloria-yea, Lightner-yea, Faulconer-yea, Young-not present

ACTION ITEMS

ITEM-6: Report from the Engineering and Capital Projects Department regarding 2009 ALLOCATION OF UNDERGROUNDING PROJECTS AND UPDATE TO UTILITY UNDERGROUNDING MASTER PLAN

(See Engineering and Capital Projects Department's undated report; Engineering and Capital Projects Department's 2009 Master Plan)

ACTION: Motion by Council President Pro Tem Faulconer, second by Councilmember Lightner, to approve

VOTE: 3-0; Gloria-yea, Lightner-yea, Faulconer-yea, Young-not present

ITEM-7: Report from the Housing Commission regarding Proposed SAN DIEGO HOUSING COMMISSION REAL ESTATE DISPOSITION POLICY

(See San Diego Housing Commission's Report LUH 10-002)

ACTION: Motion by Council President Pro Tem Faulconer, second by Councilmember Lightner, to approve

VOTE: 3-0; Gloria-yea, Lightner-yea, Faulconer-yea, Young-not present

ITEM-8: Report from the Medical Marijuana Task Force regarding POTENTIAL LAND USE AND ZONING REGULATIONS FOR MEDICAL MARIJUANA DISPENSARIES

(See Reports to City Council No. 09-165; Kevin Faulconer's March 18, 2010, memorandum; Todd Gloria's March 17, 2010, memorandum; Marti Emerald's March 17, 2010, memorandum; Sherri Lightner's March 19, 2010 memorandum; Medical Marijuana Task Force's March 24, 2010, PowerPoint; CPG Recommendations)

ACTION: Motion by Councilmember Lightner, second by Council President Pro Tem Faulconer, to direct the City Attorney to develop an ordinance

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for the regulation of medical marijuana dispensaries using the recommendations of the Medical Marijuana Task Force, but with the following changes:

1. All applications will be subject to a Process 4 Conditional Use Permit
2. Proof of Non-Profit status required for the CUP
3. Eliminate Commercial Neighborhood and Commercial Visitor zones from the list of allowable zones. Any commercial zones must be without residential uses.
4. Provide analysis of the IL3 and IS zones, as detailed in Councilmember Falconer's memo.
5. Additional consideration must be given to the zones with Planned District Ordinances.
6. Distance Requirement of 1000 feet from the uses described in the Task Force Report, including distance between dispensaries.
7. Additional distance requirement of 1000 feet for parks and places of worship.
8. Existing dispensaries must come into compliance with the new ordinance.
9. Clear definitions provided for terms describing distance requirements.
10. Full cost recovery to mitigate any costs borne by the City

VOTE: 3-1; Lightner-yea, Falconer-yea, Gloria-yea, Young-Nay

Todd Gloria
Chair