

**THE COMMITTEE ON PUBLIC SAFETY AND NEIGHBORHOOD SERVICES  
OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO**

**ACTIONS FOR  
WEDNESDAY, MAY 18, 2005, AT 2:00 P.M.**

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

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COUNCIL COMMENT

ACTION: None received.

NON-AGENDA PUBLIC COMMENT

ACTION: None received.

ADOPTION AGENDA

ITEM-1: Report from the City Manager regarding PROPOSED AMENDMENTS TO  
PEDICAB REGULATIONS AND TRANSFER OF PROGRAM TO  
METROPOLITAN TRANSIT SYSTEM (MTS).

(See CMR 05-115)

ACTION: Motion by Councilmember Atkins, second by Deputy Mayor  
Zucchet to approve the City Manager's recommendations.

VOTE: 4-0; Madaffer-yea, Zucchet-yea, Atkins-yea, Young-not present,  
Inzunza-yea

ITEM-2: Informational report from the City Manager regarding SAN DIEGO POLICE  
DEPARTMENT'S "E911" SYSTEM.

(See CMR 05-117)

ACTION: Report accepted.

**ACTIONS**  
**Committee on Public Safety & Neighborhood Services**  
**May 18, 2005**

- 2 -

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ITEM-3:       REQUEST TO HEAR AN APPEAL relative to the Hearing Officer's decision re: Beverage License for 801 Pearl Street, La Jolla (San Diego), CA.

(See PS&NS 05-02; Sgt. James Kistner's April 6, 2005, fax; Dan Coffey's April 14, 2005, letter; letter; Molly Schultze's May 2, 2005, email; Dan Coffey's May 11, 2005, letter; Melissa Summerhays May 13, 2005, letter with attachments; Glen M. Rasmussen's May 16, 2005, letter; Al Strohlein's May 17, 2005, fax; Mat Peterson's May 17, 2005, letter; Sherri S. Lightner's May 17, 2005, letter)

**ACTION:**     Motion by Deputy Mayor Zucchet, second by Councilmember Atkins to grant the request to hear the appeal on June 22, 2005, based on the following findings from the Police Department:

- 1) The hearing officer's decision was arbitrary because no evidence was presented to the hearing officer that supports the decision. SDMC 33.0505(d)(3).
- 2) The appeal presents a City-wide issue on which guidance of the Committee on Public Safety and Neighborhood Services is required and the matter is of City-wide significance. SDMC 33.0505(d)(4).
- 3) The hearing officer's decision is in conflict with adopted Council policy or the Municipal Code. SDMC 33.0505(d)(5).

**VOTE:**       3-0;   Madaffer-yea, Zucchet-yea, Atkins-yea, Young-not present, Inzunza-not present

Jim Madaffer  
Chair