CITY OF SAN DIEGO
NOTICE OF CITY COUNCIL PUBLIC HEARING

DATE OF MEETING:	**MONDAY, MAY 13th, 2024**
TIME OF MEETING:	**2:00 P.M.**
PLACE OF MEETING:	**COUNCIL CHAMBERS, 12th FLOOR,**
	CITY ADMINISTRATION BUILDING,
	202 "C" STREET, SAN DIEGO, CALIFORNIA, 92101
PROJECT TYPE:	**MUNICIPAL CODE AMENDMENT AND LOCAL COASTAL PROGRAM AMENDMENT, PROCESS 5**
PROJECT NAME:	**REPEAL OF MEASURE E AMENDING THE PEOPLE'S ORDINANCE AND ASSOCIATED AMENDMENTS TO THE SAN DIEGO MUNICIPAL CODE AND LOCAL COASTAL PROGRAM**
APPLICANT:	**CITY OF SAN DIEGO**
COMMUNITY PLAN AREA:	**MIDWAY-PACIFIC HIGHWAY**
COUNCIL DISTRICT:	**2**

FOR ADDITIONAL INFORMATION, PLEASE CONTACT
Corey Funk, Senior Planner / cfunk@sandiego.gov / 619-533-3945

PLEASE ACCEPT THIS AS A NOTICE TO INFORM YOU, as a property owner, tenant or interested citizen, that the Council of The City of San Diego, California will conduct a public hearing, as part of a scheduled City Council meeting, on the following project:

This action seeks City Council approval of an ordinance to repeal Measure E approved in the Municipal Election held on November 3, 2020. Measure E amended the People's Ordinance O-10960 and San Diego Municipal Code (SDMC) Section 132.0505 to exclude the Midway-Pacific Highway Community Plan Area from the 30-foot height limit on buildings in the Coastal Height Limit Overlay Zone, as defined in Ordinance O-10960.

This action is required to implement a ruling of the Superior Court of San Diego County which struck down amendments to San Diego Municipal Code (SDMC) Section 132.0505 approved by Measure E.

The Environmental Review Section of the City Planning Department has reviewed the proposed municipal code amendment (project) and has determined that the proposed action to adopt an ordinance amending Section 132.0505 of the SDMC to repeal Measure E is not subject to CEQA pursuant to CEQA Guidelines Sections 15060(c)(1) and (2) as the activity does not involve the exercise of discretionary powers by a public agency, and it will also not result in a direct or reasonably foreseeable indirect physical change in the environment.

The project applies to property located in the Coastal Zone; therefore, the City Council's decision requires amending the City's Local Coastal Program. The final decision on the portions of the project that are the City's Local Coastal Program will be with the California Coastal Commission. The City of San Diego will submit the project to the California Coastal Commission for certification following City Council and Airport Land Use Commission action. The ordinance will not be effective in the coastal zone until the Coastal Commission unconditionally certifies the amendment.

If you wish to be noticed of the Coastal Commission hearing on this issue, you must submit a request in writing to the City of San Diego City Planning Department, Attention: Corey Funk, Senior Planner, 202 C Street, M.S. 413, San Diego, CA 92101 or cfunk@sandiego.gov before the close of the City Council public hearing. If you wish to challenge the City's action on the above proceedings in court, you may be limited to addressing only

those issues you or someone else have raised at the public hearing described in this notice or written in correspondence to the City at or before the public hearing.

The decision of the City Council is final.

COMMUNICATIONS

Instructions for providing testimony during the May 13, 2024, Council Meeting are posted on the City Clerk's website at https://www.sandiego.gov/city-clerk/officialdocs/participate-council-meetings. The amount of time allotted for each speaker will be determined at the discretion of the Chair, who will generally allow between one and three minutes per speaker depending on the number of speakers in the queue for that item.

Comments may also be submitted electronically using the City Clerk webform at https://www.sandiego.gov/city-clerk/agenda-comment-form by indicating the agenda item number for which you wish to submit your comment. Comments submitted using this form will be distributed to the City Council and made a part of the record but will not be read into the record. Please note that electronic comments submitted using this form are limited to 500 words, but attachments are allowed. If the size limitations are met, please send materials to cityclerk@sandiego.gov.

Additionally, you may write a letter to the Mayor and City Council, Attention: City Clerk, City Administration Building, 202 "C" Street, San Diego, CA 92101-4806, Mail Station 2A; OR you can reach us by FAX: (619) 533-4045. All communications will be forwarded to the Mayor and Council.

The public may view the meetings on public television (within the City of San Diego only) on City TV Channel 24 for Cox Communications and Time Warner Cable or Channel 99 for AT&T, or view the meetings online, located at http://sandiego.granicus.com/player/camera/5?publish_id=1648.

In accordance with the Brown Act, the agenda will be posted 72 hours in advance of the City Council meeting. Please refer to the City Clerk's website to view the agenda, and for further instruction and applicable deadlines for submitting public comment or written materials.

If you wish to challenge the Council's actions on the above proceedings in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence to the City Council at or prior to the public hearing.

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 the City Clerk at (619) 533-4000 or via email cityclerk@sandiego.gov. The City is committed to resolving accessibility requests swiftly in order to maximize accessibility.

Notice date: 04-29-2024   **DIANA J.S. FUENTES**
                                                                 SAN DIEGO CITY CLERK