

RESOLUTION NO. 204962

FEB 23 1972

WHEREAS, The City of San Diego by its police powers delegated from the State of California has the power to react when the health, safety and general welfare of its citizens are jeopardized; and

WHEREAS, the Council has had under consideration the adoption of an emergency ordinance temporarily suspending the issuance of building permits in Mira Mesa in the City of San Diego, California, due to the following considerations:

1. The rapid growth rate in the population of the community has created a deficiency of certain services and facilities.
2. The ingress and egress roadways (Mira Mesa Boulevard "on and off" ramps to Interstate 15) are operating at approximately full capacity during peak traffic flows causing a poor level of traffic service consisting of severe congestion, delays, excessive travel times, and an increasing trend in traffic accidents.
3. The limited roadway capacity at peak traffic flow periods substantially delays the availability of emergency services such as ambulance, police and back-up fire protection to the community.

4. Roadway traffic enters and leaves the community via one arterial roadway.

5. The school system is grossly deficient in permanent elementary and secondary schools requiring the use of single family residences to serve as temporary classrooms on double session for elementary students, and requiring the busing of elementary and secondary students on an average of 20 miles a day to and from school.

6. The present fire protection is provided from a residence serving as an interim fire station and back-up fire equipment could be delayed by traffic congestion during peak traffic flows.

7. There is a deficiency of completed parks to serve the recreational needs of the community. And,

WHEREAS, the Council does find and determine that the foregoing facts do exist and that they constitute an emergency requiring measures to provide for the immediate preservation of the public peace, property, health and safety; and

WHEREAS, the City Manager has proposed measures by which the emergency condition may be rectified; and

WHEREAS, such proposals were presented to the Council in open session at the hearing during its continued special meeting held on February 23, 1972 and were also set forth in the City Manager's report dated the same day; and

WHEREAS, the Council desires to allow an opportunity for such remedial measures to be implemented and their effect to be ascertained; and

WHEREAS, substantial progress has been made in negotiating solutions but additional time is necessary to complete the specific instruments required to implement the solutions; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. In lieu of the adoption of the ordinance placing a moratorium on the issuance of building permits in Mira Mesa at this time as proposed at the special meeting held on February 9, 1972, the Council does direct the City Manager to bring forward to the Council by March 23, 1972, the developers' measures and the specific instruments required to implement the proposals made by the Manager during the course of the hearing.

2. The hearing on the building moratorium in Mira Mesa is hereby continued to March 23; and in the event the specific instruments required to implement the solutions are not forthcoming so that any emergency conditions can be alleviated, the Council will reconsider the adoption of the ordinance.

APPROVED: JOHN W. WITT, City Attorney

By Donald W. Detisch
Donald W. Detisch, Deputy

DWD:gs
Rev. 3/7/72

Passed and adopted by the Council of The City of San Diego on FEB 23 1972
by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
Mayor of The City of San Diego, California.

(Seal)

EDWARD NIELSEN
City Clerk of The City of San Diego, California.

By *Judith A. Dillon*, Deputy.

Office of the City Clerk, San Diego, California

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