

R 76-636

RESOLUTION NO. 214333

SEP 25 1975

WHEREAS, the United States Department of the Navy has proposed an exchange of real property all as more particularly set forth in that agreement on file in the Office of the City Clerk as Document No. 752822; and

WHEREAS, the City-owned property consists of 23.63 acres of undeveloped land north of future State Route 52 obtained from the United States Government at 50% of its appraised value; and

WHEREAS, the use of said 23.63 acres is limited to park and recreation purposes by deed restriction; and

WHEREAS, the activities of NAS Miramar include aircraft flight patterns which place said 23.63 acres in Composite Noise Rating Zone 2 (i.e., 100-115 decibels) as determined by the Bolt Beranek and Newman, Inc. Noise Studies of 1971, and such noise levels would limit the range of outdoor activities which could be enjoyed by average persons and would require substantial noise insulation modifications in any buildings which would need to be constructed; and

WHEREAS, the NAS Miramar General Plan provides for a noise buffer zone on property north of the proposed State Route 52 in recognition of the noise impacts in this area; and

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WHEREAS, said 23.63 acres is therefore not suitable for park and recreation purposes and is surplus to the needs of The City of San Diego; and

WHEREAS, the land owned by the United States Department of the Navy proposed for exchange is located in Pacific Beach where there is need for land for park and recreation purposes; and

WHEREAS, the City will be required by deed restriction to use the land to be acquired for the same purposes as the land to be conveyed, to wit: park and recreation; and

WHEREAS, Section 22.0907 of the Municipal Code provides for sales of real property to public agencies; and

WHEREAS, the Council believes the terms of the exchange to be fair and equitable and in the public interest; and

WHEREAS, the aforesaid exchange is categorically exempt from the provisions of the California Environmental Quality Act of 1970 under Section 15112, Class 12 (Surplus Government Property Sales) and Section 15107, Class 7 (Actions by Regulatory Agencies for Protection of Natural Resources); and

WHEREAS, such classes have been determined by the State Secretary for Resources and The City of San Diego to involve actions which do not have a significant effect on the environment and are therefore exempt from the provisions of the California Environmental Quality Act of 1970; NOW, THEREFORE,

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

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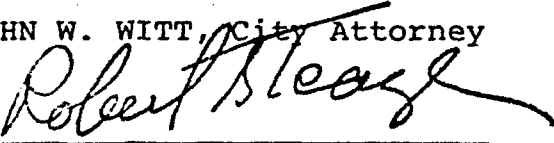
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1. Said agreement does not involve a transaction which has an adverse impact on the environment.

2. The City Manager be and he is hereby authorized to execute, for and on behalf of The City of San Diego that agreement for the exchange of real property with the United States Department of the Navy, on file in the office of the City Clerk as Document No. 752822.

APPROVED: JOHN W. WITT, City Attorney

By   
Robert S. Teaze  
Assistant City Attorney

RST:rb 713  
Orig. Dept.: Council

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Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_  
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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

By Kathleen Martinez Deputy.

(Seal)

*[Handwritten notes and stamps]*  
SEP 25 1975  
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California	
Resolution Number	214333
Adopted	SEP 25 1975

CC-1276 (REV. 1-75)

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