

11881

ORDINANCE NO. _____
(New Series)

AUG 18 1976

AN ORDINANCE APPROVING THE REDEVELOPMENT
PLAN FOR THE MARKET STREET INDUSTRIAL
PARK REDEVELOPMENT PROJECT.

WHEREAS, it is desirable and in the public interest that the Redevelopment Agency of the City of San Diego (herein called "Agency") undertake and carry out the Redevelopment Project (herein called "Project") identified as the Market Street Industrial Park Redevelopment Project; and

WHEREAS, there has been prepared and referred to the Council of the City of San Diego (herein called "Council") for review and approval, a Redevelopment Plan for the redevelopment area, a copy of which is on file in the office of the City Clerk as Document No. 756411, consisting of 29 pages, and two exhibits supported by the following supplementary material, data and recommendations not a part of the Redevelopment Plan, a report dated May, 1976, containing information required by the California Community Redevelopment Law; and

WHEREAS, a General Plan and a Community Plan have been prepared and are recognized and used as a guide for the general development of the locality as a whole; and

WHEREAS, the Planning Commission of the City of San Diego has approved a preliminary plan for the Project. The Planning Commission has furthermore submitted to the Council its report and recommendations respecting the Redevelopment Plan for the Project and has certified that the Redevelopment Plan conforms to the

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General Plan and Community Plan for the locality as a whole, and the Council has duly considered the report, recommendations and certification of the Planning Commission; and

WHEREAS, there are no individuals or families residing in the Project Area; and

WHEREAS, the City Council of the City of San Diego also serves as the Governing Body of Agency; and

WHEREAS, Council and Agency set the time and place for a joint public hearing on the Redevelopment Plan for the Project Area as July 20, 1976, at 2:00 p.m. in the Council Chambers of the City Administration Building and caused to be published a notice of such hearing in the San Diego Daily Transcript, a newspaper of general circulation in the County of San Diego and City of San Diego once each week for four successive weeks prior to the date of said hearing, a copy of said notice and an affidavit of publication of the same are on file with the City Clerk and Agency; and

WHEREAS, copies of the notice of said public hearing were mailed by certified mail and return receipt requested to the last known address of each assessee as shown on the last equalized assessment roll of the County of San Diego of each parcel of land in the Project Area; and

WHEREAS, each assessee whose property would be subject to acquisition by purchase or condemnation under the Redevelopment Plan was sent a statement to that effect attached to his notice of the public hearing; and

WHEREAS, on July 20, 1976, said public hearing was continued to August 3, 1976, at 2:00 p.m. and at that time the public hearing was duly held; and

WHEREAS, the Council has considered all aspects of said

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Redevelopment Plan and the feasibility of relocation, considered all written communications concerning said plan and provided an opportunity for all persons and organizations to be heard, and received and considered all evidence and testimony presented for or against all aspects of the Redevelopment Plan; NOW, THEREFORE,

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

Section 1. That the purpose and intent of the Council with respect to the Project Area is the:

1. Creation of a modern Industrial Park for light industries to provide employment for the Market Street area residents.

2. Elimination of blighting influences including incompatible land uses and obsolete structures.

3. Provision for the orderly development of the Southeast San Diego Community in accordance with the Progress Guide and General Plan for the City of San Diego and the Southeast San Diego Community Plan.

Section 2. That the Redevelopment Plan for Project having been duly reviewed and considered, is hereby adopted and approved and the City Clerk be and he is hereby directed to file said copy of the Redevelopment Plan with the minutes of this meeting. Said Redevelopment Plan, a copy of which is on file in the office of the City Clerk as Document No. 756411, is incorporated herein by reference and made a part hereof as if fully set out herein. The approved plan is the official Redevelopment Plan of Project and all written and oral objections to the plan are hereby overruled.

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Section 3. The Council hereby finds and determines that:

1. The Project Area is a blighted area, the redevelopment of which is necessary to effectuate the public purposes declared in the Community Redevelopment Law of the State of California;

2. The Redevelopment Plan for the Market Street Industrial Park Redevelopment Project will redevelop the Project Area in conformity with the Community Redevelopment Law of the State of California and in the interest of public peace, health, safety and welfare;

3. The adoption and carrying out of the Redevelopment Plan for the Project is economically sound and feasible;

4. The Redevelopment Plan for the Project conforms to the General Plan of the City of San Diego and the Southeast San Diego Community Plan;

5. The carrying out of the Redevelopment Plan for the Project will promote the public peace, health, safety and welfare of the City of San Diego and will effectuate the purposes and policies of the Community Redevelopment Law of the State of California;

6. The condemnation of real property, as provided for in the Redevelopment Plan for the Project area, may be necessary to the execution of the Redevelopment Plan, and adequate provisions have been made for payment for property to be acquired as provided by law;

7. The Redevelopment Plan for the project area will afford a maximum opportunity consistent with the sound needs of the locality as a whole for the redevelopment of

such area by private enterprise.

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Section 4. That, in order to implement and facilitate the effectuation of the Redevelopment Plan hereby approved, it may be necessary for the Council to take action with reference, among other things, to the vacating and removal of streets, alleys and other public ways, the establishment of street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action and, accordingly, this body hereby (a) pledges its cooperation in helping to carry out the Redevelopment Plan, including the expenditure of money in accordance with the provisions of the plan to effectuate the plan; (b) requests the various officials, departments, boards and agencies in the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate the Redevelopment Plan, and hereby declares its intention to undertake and complete any proceedings necessary to be carried out by the community under the provisions of the plan.

Section 5. That all written and oral objections to the Redevelopment Plan are hereby overruled.

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Section 6. That the City Clerk is hereby directed to send a certified copy of this ordinance to Agency and Agency is hereby vested with the responsibility for carrying out the Redevelopment Plan for the Market Street Industrial Park Redevelopment Project.

Section 7. That the City Clerk is hereby directed to record with the County Recorder of San Diego County a description of the land within the project area and a statement that the proceedings for the redevelopment of the project area have been instituted under the California Community Redevelopment Law. Agency is hereby directed to effectuate recordation in compliance with the provisions of Section 27295 of the Government Code to the extent applicable.

Section 8. That the Building Inspection Department of The City of San Diego is hereby directed, for a period of two years after the effective date of this ordinance, to advise all applicants for building permits within the Project area that the site for which a building permit is sought for the construction of buildings or for other improvements is within a redevelopment project area.

Section 9. That the City Clerk is directed to transmit a copy of the description and statement recorded by the Clerk pursuant to Section 7 of this ordinance, a copy of this ordinance and a map or plat showing the boundaries of the project area to the Auditor and Tax Assessor of San Diego County, to the governing body of each of the taxing

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agencies which levies taxes upon any property in the project area and to the State Board of Equalization.

Section 10. That it be and it is hereby certified that the information contained in the First Amendment to Environmental Negative Declaration on file in the office of the City Clerk as E.Q.D. No. 75-01-00.17 BG, has been completed in compliance with the California Environmental Quality Act of 1970 and the State guidelines pursuant thereto, and that said Amendment to Negative Declaration has been reviewed and considered by this Council.

Section 11. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By 
Harold Valderhaug, Deputy

HOV:n
8-16-76 (Rev.)
Or. Dept. E&D

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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"/>
Maurcen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Tom Gade	<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.

(Seal)

By *Arthur Martinez*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

AUG 3 1976

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~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

(Seal)

By *Arthur Martinez*, Deputy.

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Office of the City Clerk, San Diego, California	
Ordinance Number	11881
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