

(R. 77-1632)

RESOLUTION NO. 218126

APR 12 1977

RESOLUTION AMENDING COUNCIL POLICY  
700-17 REGARDING DEDICATION OF PARK  
LANDS.

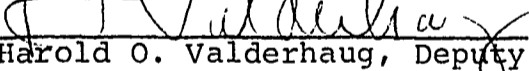
BE IT RESOLVED, by the Council of The City of San Diego,  
as follows:

That Council Policy No. 700-17 regarding dedication of  
Park Lands be and is hereby amended as set forth in the form  
of Council Policy filed in the office of the City Clerk as  
Document No. 758994.

BE IT FURTHER RESOLVED, that the City Clerk is hereby  
instructed to add the aforesaid to the Council Policy Manual.

BE IT FURTHER RESOLVED, that Resolution No. 193887 adopted  
June 6, 1968, is hereby rescinded.

APPROVED: JOHN W. WITT, City Attorney

By   
Harold O. Valderhaug, Deputy

HOV:sml:011.1  
3-10-77  
Or.Dept.:PFR-Councilman Morrow

COUNCIL POLICY NO. 700-17

SUBJECT: POLICY ON DEDICATION AND DESIGNATION OF PARK LANDS

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BACKGROUND

Park lands are an invaluable resource for citizens of the City of San Diego. It is important to protect these lands from being converted to nonrecreational uses. Such protection is best provided in the form of dedication or designation.

PURPOSE

To establish a policy for the protection of park lands by dedication (Section 55 of the City Charter) or designation as defined herein.

LEGAL CONSIDERATIONS

Section 55 of the City Charter provides in pertinent part as follows:

All real property owned in fee by the City heretofore or hereafter formally dedicated in perpetuity by ordinance of the Council or by statute of the State Legislature for park, recreation or cemetery purposes shall not be used for any but park, recreation or cemetery purposes without such changed use or purpose having been first authorized or later ratified by a vote of two-thirds of the qualified electors of the City voting at an election for such purpose. However, real property which has been heretofore or which may hereafter be set aside without the formality of an ordinance or statute dedicating such lands for park, recreation or cemetery purposes may be used for any public purpose deemed necessary by the Council.

DOCUMENT NO. 758994  
FILED APR 20 1977  
OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA

POLICY

- I. All land acquired for resource-based park and recreation purposes and owned in fee by the City shall be dedicated by ordinance pursuant to Section 55 of the City Charter. Future resource-based park site acquisitions shall be dedicated within one year of the date that the City accepts the property deed. Presently owned resource-based park sites shall be dedicated within one year of the adoption of this policy.
- II. All land acquired for population-based park purposes and owned in fee by the City shall be dedicated by ordinance pursuant to Section 55 of the City Charter upon initial development of the site in accordance with an approved General Development Plan or

within two years of the time that 75% of the developable land within a Park Service District has been subdivided, i.e., final map filed. Population-based park lands currently meeting this requirement shall be dedicated within one year of the adoption of this policy.

III. Exception to Section II may be made under any of the following conditions:

- A. Park Service District contains undeveloped land owned by City (other than Park and Recreation), school district, or other public agency which may provide a better park site.
- B. The Park and Recreation Board has approved a specific plan whereby the City hopes to improve its choice of site or boundaries.
- C. The Park and Recreation Board has recommended and the City Council has approved a one-year (renewable) moratorium on the dedication of a particular park.

IV. All land held in City interest for park and recreation purposes, not meeting the requirements for dedication as specified in Sections I, II and III, including land held in less than fee ownership, shall be designated by resolution and thereafter be subject to public hearing process prior to any other use or disposition, except for dedication. Designation shall be made within one year of the adoption of this policy.

V. Future dedication or designation of a park site shall include the following information:

- A. How the parksite implements the Park and Recreation Element of the General Plan and/or the Area Development Plan.
- B. An estimate of the long term development schedule.

VI. The Park and Recreation Board shall annually review the City inventory of park lands to determine which parks will meet the requirements for dedication or designation as specified in Sections I, II, III, IV during the year following. Staff will subsequently report the findings of the Board to the City Council.

VII. City Park lands, dedicated and designated, shall be clearly identified in any Planning Commission or Council action which affects the park site. Lands which are neither dedicated nor designated shall not be counted as satisfying any requirements or standards for park land.

FILED  
MAY 11 1965  
CITY OF LOS ANGELES  
COUNTY CLERK

VIII. Following the dedication or designation of a park,  
nonconflicting nonrecreational uses may only be permitted  
upon recommendation of the Park and Recreation Board and  
approval of the City Council.

~~3-11-77~~  
REV. 4-12-77

Passed and adopted by the Council of The City of San Diego on APR 12 1977,  
 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"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input 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"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joel M. Strobl	<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 *Richard Martinez*, Deputy.

(Seal)

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 CITY CLERK'S OFFICE  
 1977 MAR 23 AM 7:52  
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California	
Resolution Number .....	Adopted <u>APR 12 1977</u>