

CITY COUNCIL OF THE CITY OF SAN DIEGO

(R-84-694)

RESOLUTION NO. R- 259512

OCT 25 1983

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO, CALIFORNIA APPROVING THE SALE OF CERTAIN PROPERTY IN THE MARINA REDEVELOPMENT PROJECT AREA TO DAN W. PEARSON; APPROVING THE DISPOSITION AND DEVELOPMENT AGREEMENT PERTAINING THERETO; AND MAKING CERTAIN FINDINGS WITH RESPECT TO SUCH SALE

WHEREAS, the Redevelopment Agency of the City of San Diego (the "Agency") is engaged in activities necessary to carry out and implement the Redevelopment Plan for the Marina Redevelopment Project; and

WHEREAS, in order to carry out and implement such Redevelopment Plan, the Agency proposes to sell certain real property in the Marina Project area to Dan W. Pearson (the "Developer"), pursuant to the terms and provisions of a Disposition and Development Agreement, which Agreement contains a description of said property; and

WHEREAS, the Developer has executed and submitted to the Agency and this City Council copies of said proposed Agreement in a form desired by the Developer; and

WHEREAS, the Centre City Development Corporation, Inc. has reviewed and discussed said proposed Agreement and has recommended that the City Council approve and the Agency enter into the Agreement; and

WHEREAS, pursuant to the California Community Redevelopment Law (California Health and Safety Code, Section 33000 et seq.) this City Council and the Agency held a joint public hearing on the proposed sale of such property pursuant to such Agreement; having duly published notice of such public hearing and made copies of the proposed Agreement, and other reports and documents (including the summary provided for in Section 33433) available for public inspection and comment; and

WHEREAS, the Agency, after such public hearing, and subject to City Council approval, approved such proposed Agreement and the proposed sale of such property pursuant to such Agreement; and

WHEREAS, the Agency has heretofore adopted the First Amended Replacement Housing Plan Pertaining to the Marina/Columbia Residential Development, Document No. 512, which provides for replacement housing for dwelling units which would be destroyed or removed from the low and moderate-income housing market as a result of the proposed Agreement; and

WHEREAS, the City Council has duly considered all terms and conditions of the proposed conveyance and sale of the property and believes that the redevelopment of the real property pursuant to the proposed Agreement is in the best interests of the City and the health, safety, morals and welfare of its residents, and in accord with the public purposes and provisions of applicable State and local law and requirements.

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

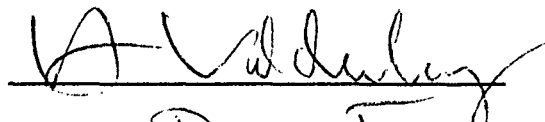
1. The City Council recognizes that it has received and heard all oral and written objections to the proposed Agreement, to the proposed sale of the property pursuant to the proposed Agreement, and to other matters pertaining to this transaction, and that all such oral and written objections are hereby overruled.

2. The City Council hereby finds and determines that the consideration to be paid by the Developer for the sale of the real property upon which the hotel and related facilities is to be developed and constructed is not less than fair market value in accordance with the covenants and conditions governing such sale as set forth in the proposed Agreement. The City Council hereby further finds and determines that all consideration to be paid under the proposed Agreement is in amounts necessary to effectuate the purposes of the Redevelopment Plan for the Marina Redevelopment Project.

3. The conveyance and sale of the property, and the proposed Agreement which establishes the terms and conditions for the conveyance and sale and the development of the real property, are hereby approved.

4. The City Council hereby authorizes the City Clerk to deliver a copy of this Resolution to the Executive Director and members of the Agency. A copy of the Agreement when executed by the Agency shall be placed on file in the office of the City Clerk as Document No. ~~R-259512~~ **R-259512**

APPROVED: JOHN W. WITT, City Attorney

By: 
Deputy

120/2-2

R-84-694
10/19/83
613.4

OCT 25 1983

Passed and adopted by the Council of The City of San Diego on _____,
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksmma	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By *Charles G. Abdelnour*, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution Number *R- 259512* Adopted **OCT 25 1983**

RECEIVED
CITY CLERK'S OFFICE

CERTIFICATE OF PUBLICATION

1983 NOV -9 AM 11:40

SAN DIEGO, CALIF.

CITY OF SAN DIEGO
ATTN: ELLEN BOYARD
202 C St., 12th Floor
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

RESOLUTION NO. R-259513

RESOLUTION NO. R-259513
Adopted on OCT 28 1983
WHEREAS, the Planning Commission of The City of San Diego held a public hearing on September 8, 1983 to consider an amendment to the CENTRE CITY/SAN DIEGO COMMUNITY PLAN; and
WHEREAS, the Council of The City of San Diego has reviewed the Urban Design Program, Centre City/San Diego and the Landscape Design Manual, Technical Supplement and approves the proposed adoption of an amendment to the CENTRE CITY/SAN DIEGO COMMUNITY PLAN to incorporate as a plan element the URBAN DESIGN PROGRAM, SAN DIEGO and THE LANDSCAPE DESIGN MANUAL, TECHNICAL SUPPLEMENT; and
IT IS RESOLVED, by the Council of The City of San Diego that an amendment to the CENTRE CITY/SAN DIEGO COMMUNITY PLAN, a copy of which is on file in the office of the City Clerk as Resolution No. R-259513, be, and the same is hereby approved and adopted by the Council of The City of San Diego on October 28, 1983.
CERTIFIED BY:
ELLEN BOYARD, Deputy
City Clerk of The City of San Diego, California.

I, Carrie Gedeon, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

RESOLUTION NO. R-259513

$4\frac{3}{4} \times 8.87 = 42.13$

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

November 7, 1983

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 7th day of Nov., 19 83.

Carrie Gedeon

(Signature)

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