(0-84-166)

ORDINANCE NUMBER 0-16172 (New Series) Adopted on FEB 27 1934

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AMENDING ORDINANCE NO. 11950 APPROVING AND ADOPTING THE FIRST AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE DELLS REDEVELOPMENT PROJECT.

WHEREAS, the Council of The City of San Diego adopted
Ordinance No. 11950 on November 17, 1976, approving and adopting
the Redevelopment Plan for the Dells Redevelopment Project; and

WHEREAS, it is desirable and in the public interest that the Redevelopment Agency of The City of San Diego (the "Agency") continue to carry out the Redevelopment Project (the "Project") identified as the Dells Redevelopment Project; and

WHEREAS, it has become necessary and desirable to amend or modify the Redevelopment Plan to extend the time within which the Agency may institute eminent domain proceedings to carry out the Redevelopment Plan; and

WHEREAS, there has been prepared and referred to the Council of The City of San Diego (the "Council") for review and approval, the proposed First Amendment to the Redevelopment Plan for the Dells Redevelopment Project, a copy of which is on file in the office of the City Clerk as Document No. 161727 consisting of three pages, supported by certain supplementary material, data and recommendations not a part of the Redevelopment Plan, but contained in the Report to Council on the proposed First Amendment to the Redevelopment Plan for the Dells Redevelopment Project; and

WHEREAS, rules for owner participation within the Project, a copy of which rules is on file in the office of the Secretary to the Agency as Document No. 386, has previously been adopted; 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 Agency has consulted with, and obtained the advice of, residents, businesses and community organizations with respect to the proposed First Amendment to the Redevelopment Plan; and

WHEREAS, the Planning Commission of The City of San Diego previously approved a preliminary plan for the Project. The Planning Commission previously submitted to the Council its report and recommendations respecting the original adoption of the Redevelopment Plan for the Project and found that the Redevelopment Plan conforms to the General Plan and Community Plan for the locality as a whole; and

WHEREAS, the Agency has previously adopted a plan and program for the relocation of individuals and families that may be displaced as a result of carrying out the Project in accordance with the Redevelopment Plan; and

WHEREAS, there have also been presented to the Council information and data respecting the relocation program which has been prepared by Agency as a result of studies, surveys and inspections in the area comprising the program and the assembling and analysis of the data and information obtained from such studies, surveys and inspections; and

WHEREAS, the members of the Council have general knowledge of the conditions prevailing in the redevelopment area and of the availability of proper housing in the locality for the relocation of individuals and families that may be displaced by Project and, in light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and

WHEREAS, the Council of The City of San Diego, also serves as the governing body of the Agency; and

WHEREAS, the Council and the Agency set the time and place for a joint public hearing on the proposed First Amendment to the Redevelopment Plan for the Project area as February 14, 1984, at 10:30 a.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 the 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 to each taxing agency which levies taxes upon any property 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, said public hearing was duly held at the time and place fixed therefore in said notice; and

WHEREAS, the Council has considered all aspects of said proposed First Amendment to the Redevelopment Plan and the feasibility of relocation, considered all written communications concerning said amendment 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 proposed First Amendment to the Redevelopment Plan; and

WHEREAS, all actions required by law have been taken by all appropriate public agencies; NOW, THEREFORE,

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

Lection 1. That the purpose and intent of the Council with respect to the Project area is to:

- 1. Improve and establish the Dells Redevelopment Project as one of several industrial areas within the southeast community where labor intensive types of industries can be located.
- 2. Provide sites for new and relocated industries that will provide jobs for Southeast San Diego residents.
 - 3. Maximize the multiplier effect that economic

growth, new jobs, and the improved environmental aspects of this Project will have on the entire southeast community.

- 4. Strengthen an existing industrial area by implementing performance standards that assure desired site design and environmental quality.
- 5. Promote local entrepreneurship by providing incentives for industrial/commercial development by local residents.
- 6. Eliminate blighting influences such as incompatible land uses, obsolete and substandard structures, and under-utilized land.
- 7. Insure, as far as possible, that the causes of blighted conditions will be either eliminated or protected against.
- 8. Provide participation for owners and a reasonable preference for persons engaged in business in the area added to the project.
- 9. Encourage the rehabilitation, rebuilding, and development of the area added to the Project.
- 10. Relocate the owners and occupants of the area added to the Project as needed.
- 11. Provide for the orderly development of the southeast community in accordance with the Progress Guide and General Plan and more specifically with the Southeast Community Plan for The City of San Diego.

Section 2. The Council hereby determines that the First Amendment to the Redevelopment Plan for the Dells Redevelopment

Project is necessary and desirable.

Section 3. All written and oral objections to the First

Amendment to the Redevelopment Plan for the Dells Redevelopment

Project are hereby overruled.

Section 4. The First Amendment to the Redevelopment Plan for the Dells Redevelopment Project, having been duly reviewed and considered, is hereby approved and adopted, and as approved and adopted is incorporated herein by reference and made a part hereof as if fully set out herein.

Section 5. The Redevelopment Plan for the Dells Redevelopment Project, as hereby amended, is hereby designated the official redevelopment plan for the Dells Redevelopment Project.

Section 6. The Council hereby finds and determines that:

- 1. The Project area was and still 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, to wit:
 - a. Much of the property in the area is vacant, blighted, and deteriorated.
 - b. The area is characterized by economic dislocation, deterioration, and disuse resulting in depreciated land values, impaired investments, and social and economic maladjustment, all contributing to the reduced capacity to pay taxes.
 - c. The growing or total lack of proper

utilization of the area has resulted in a stagnant and unproductive condition of land potentially useful and valuable for contributing to the public health, safety, and welfare.

- 2. The Redevelopment Plan for the Dells
 Redevelopment Project, as hereby amended, 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, as hereby amended, is economically sound and feasible.
- 4. The Redevelopment Plan for the Project, as hereby amended, 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, as hereby amended, 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. There are families and persons to be displaced from housing facilities in the Project, an when any such families and persons are displaced by redevelopment activities:
 - a. The Agency has feasible method and plan

for the relocation of families and persons to be temporarily or permanently displaced from housing facilities in the area.

- project area or in other areas not generally less desirable in regard to public utilities and public and commercial facilities and at rents or prices within the financial means of the families and persons displaced from the Project, decent, safe, and sanitary dwellings equal in number to the number of and available to such displaced families and persons and reasonably accessible to their places of employment.
- 7. The condemnation of real property, as provided for in the Redevelopment Plan for the Project, as hereby amended, is 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.
- 8. Inclusion within the Project area of any lands, buildings, or improvements which are not detrimental to the public health, safety, or welfare is necessary for the effective redevelopment of the area of which they are a part; any such area included is necessary for effective redevelopment and is not included for the purpose of obtaining the allocation of tax increment revenues from such area pursuant to

Section 33670 of the Community Redevelopment Law without other substantial justification for its inclusion.

9. The elimination of blight and the redevelopment of the Project area could not be reasonably expected to be accomplished by private enterprise acting alone without the aid and assistance of the Agency.

Section 7. In the event any occupants are displaced from housing facilities in the Project, the Council is satisfied that permanent housing facilities will be available within three years from the time occupants of the area are displaced, and that, pending the development of such facilities, there will be available to such displaced occupants adequate temporary housing facilities at rents comparable to those in the City of San Diego at the time of their displacement.

Section 8. The Council is convinced that the effect of tax increment financing will not cause a severe financial burden or detriment on any taxing agency deriving revenues from the Project area.

Section 9. That, in order to implement and facilitate the effectuation of the Redevelopment Plan, as hereby amended, 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 10. The City Clerk is hereby directed to send a certified copy of this ordinance to the Agency and the Agency is hereby vested with the responsibility for carrying out the Redevelopment Plan for the Dells Redevelopment Project, as hereby amended.

· 一下一次三大大大大大

Section 11. The City Clerk is hereby directed to effectuate recordation with the County Recorder of San Diego County in compliance with the provisions of Section 33456 of the Community Redevelopment Law and Section 27295 of the Government Code, to the extent applicable.

Section 12. The City Clerk shall certify to the adoption of this ordinance and shall cause the same to be published once in a newspaper of general circulation in the City of San Diego.

Section 13. The effective date of this ordinance shall be ninety (90) days from and after its adoption.

APPROVED: John W. Witt, City Attorney

Janis Sammartino Gardner Deputy City Attorney

JSG:ta:756 1/30/84 Or.Dept:SEDC 0-84-166 Form=o.none

Passed and adopted by the Council of The City of San Diego on				FEB 27 1984		
by the following vote: Councilme Bill Mitchell Bill Cleator Gloria McColl William Jones Ed Struiksma Mike Gotch Dick Murphy Uvaldo Martine Mayor Roger F	(Nays	Not Present	Ineligible	
AUTHENTICATED BY:			ROGER HEDGECOCK Mayor of The City of San Diego, California.			
(Seal)			City Clerk	-	ABDELNOUR ian Diego, California	
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 FEB 27 1984						
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.						
(Seai)	*	Ву .	City Cle	IARLES G. AI	San Diego, Californi	Deputy.
			Office of t	the City Clerk,	San Diego, Califor	rnia
CC-1255-A (REV. 6-83)	00666	Ordina Number	nce <i>O</i> -1	6172	Adopted FEB	27 1984

RECEIVE CITY CLERK'S CITY 1984 MAR 14 AM

CERTIFICATE OF PUBLICATION

SAN DIEGO, CA

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

IN THE MATTER OF

NO.

ORDINANCE NO. 0-16172

> ORDINANCE NO. 0-16172 (New Series)

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:

March 12, 1984

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

Dated at San Diego, California this 12th day of Mar., 1984

3 4 4 4

00667

(Signature)

ORDINANCE NO. O-16172 (New Series)

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AMENDING ORDINANCE NO. 11950 APPROVING AND ADOPTING THE FIRST AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE DELLS REDEVELOPMENT PROJECT.

SAN DIEGO AMENDING ORDINANCE NO. 11850 APPROVING AND ADDOTING THE FIRST AMENDMENT TO THE
REDEVELOPMENT PLAN FOR THE DELLS REDEVELOPMENT PROJECT.
WHEREAS, the Council of The City of San Diego adopted Ordinance No. 11950 on November 17, 1976, approving and adopting
the Redevelopment Plan for the Delis Redevelopment Project; and
WHEREAS, it is desirable and in the public interest that the
Redevelopment Agency of The City of San Diego (the "Agency")
continue to carry out the Redevelopment Project (the "Project")
identified as the Delis Redevelopment Project; and
WHEREAS, it has become necessary and desirable to amend
or modify the Redevelopment Plan to extend the time within which
the Agency may institute eminent domain proceedings to carry out
the Redevelopment Plan; and
WHEREAS, there has been prepared and referred to the Council of The City of San Diego (the "Council") for review and approval, the proposed First Amendment to the Redevelopment Plan
for the Delis Redevelopment Project, a copy of which is on Ilie in
the office of the City Clerk as Document No. O0-18172, consisting
of three pages, supported by certain supplementary material, data
and recommendations not a part of the Redevelopment Plan, but
contained in the Report to Council on the proposed First Amendment to the Redevelopment Plan for the Delis Redevelopment Project; and
WHEREAS, rules for owner participation within the Project, a
copy of which rules is on file in the office of the Secretary to the
Agency as Document No. 388, has previously been adopted; 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 Agency has consulted with, and obtained the
advice of, residents, businesses and community Plan have been
prepared by the locality as a whole; and
WHEREAS, the Agency has previously adopted a plan and program for the relocation of individuals and families that may be
displaced as a result of carrying out t

have carefully considered and reviewed such proposals for relocation; and
WHEREAS, the Council of The City of San Diego, also serves as the governing body of the Agency; and
WHEREAS, the Council and the Agency set the time and place for a joint public hearing on the proposed First Amendment to the Redevelopment Plan for the Project area as February 14, 1984, at 10:30 a.m., In the Council Chambers of the City Administration Building and caused to be published a notice of such hearing in the "San Diego Dally 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 sald hearing, a copy of sald notice and an affidavit of publication of the same are on file with the City Clerk and the Agency; and
WHEREAS, copies of the notice of sald 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 roil of the County of San Diego of each parcel of land in the project area and to each taxing agency which levies taxes upon any property 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, sald public hearing was duly held at the time and place fixed therefore in sald notice; and
WHEREAS, the Council has considered all aspects of sald proposed First Amendment to the Redevelopment Plan and the feasibility of relocation, considered all written communications concerning said amendment 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 proposed First Amendment to the Redevelopment to the Redevelopment Plan and the

WHEREAS, all actions required by law have been taken by all appropriate public agencies; NOW, THEREFORE, BE IT ORDAINED, by the Council of The City of San Diego, as

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

 1. Improve and establish the Delis Redevelopment Project as one of several industrial areas within the southeast community where labor intensive types of industries can be located.

 2. Provide sites for new and released industries that will

located.

2. Provide sites for new and relocated industries that will provide jobs for Southeast San Diego residents.

3. Maximize the multiplier effect that economic growth, new jobs, and the improved environmental aspects of this Project will have on the entire southeast community.

4. Strengthen an existing industrial area by implementing performance standards that assure desired site design and environmental quality.

5. Promote local entrepreneurship by providing incentives for Industrial/commercial development by local residents.

8. Eliminate blighting influences such as incompatible land uses, obsolete and substandard structures, and undersutilized.

- uses, obsolete and substandard structures, and under-utilized
- land.
 7. Insure, as far as possible, that the causes of blighted conditions will be either eliminated or protected against.
 8. Provide participation for owners and a reasonable preference for persons engaged in business in the area added

preference for persons engaged in business in the area added to the project.

9. Encourage the rehabilitation, rebuilding, and development of the areas added to the Project.

10. Relocate the owners and occupants of the area added to the Project as needed.

11. Provide for the orderly development of the southeast community in accordance with the Progress Guide and General Plan and more specifically with the Southeast Community Plan for The Cily of San Diego.

Section 2. The Council hereby determines that the First Amendment to the Redevelopment Plan for the Delis Redevelopment Plan for the Delis Redevelopment to the Redevelopment Plan for the Delis Redevelopment Project are hereby overruled.

Section 3. All written and cral objections to the First Amendment to the Redevelopment Plan for the Delis Redevelopment Project are hereby overruled.

Section 4. The First Amendment to the Redevelopment Plan for the Delis Redevelopment Project, having been duly reviewed and considered, is hereby approved and adopted, and as approved and adopted is incorporated herein by reference and made a part hereof as if fully set out herein.

Section 5. The Redevelopment Plan for the Delis Redevelopment Project, as hereby amended, is hereby designated the official redevelopment plan for the Delis Redevelopment Project.

Section 6. The Council hereby finds and determines that:

1. The Project area was and still 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 Cellifornia, to wit:

a. Much of the property in the area is vacant, blighted, and deteriorated.

b. The area is characterized by economic dislocation, deterioration, and disuse resulting in depreciated land values, impaired investments, and social and economic maladjustment, all contributing to the reduced capacity to pay taxes.

c. The growing or total lack of proper utilization of the

maladjustment, all contributing to the reduced capacity to pay taxes.

c. The growing or total lack of proper utilization of the area has resulted in a stagnant and unproductive condition of land potentially useful and veluable for contributing to the public health, safety, and welfare.

2. The Redevelopment Plan for the Dells Redevelopment Project, as hereby amended, 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.

Project, as nereby amended, will 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, as hereby amended, is economically sound and feasible.

4. The Redevelopment Plan for the Project, as hereby amended, 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, as hereby amended, 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. There are families and persons to be displaced from housing facilities in the Project, and when any such families and persons are displaced by redevelopment activities:

a. The Agency has feasible method and plan for the relocation of families and persons to be temporarily or permanently displaced from housing facilities in the area.

b. There will be provided in the entire Project area or in other areas not generally less destrable in regard to public utilities and public and commercial facilities and at rents or prices within the financial means of the families and persons displaced from the Project, decent, safe, and sanitary dwellings equal in number to the number of and available to such displaced families and persons and reasonably accessible to their places of employment.

7. The condemnation of real property, as provided for in the Redevelopment Plan for the Project, as hereby amended, is 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.

8. Inclusion within the Project area of any lands, buildings, or improvements which are not detrimental to the public health safety; or welfare is necessary for the effective Heddwelopment of the area of which they are a part; any such soft included is necessary for effective redevelopment and is not included for the purpose of obtaining the allocation of tax increment revenues from such area pursuant to Section 33670 of the Community Redevelopment Law without other substantial justification for its inclusion.

9. The elimination of blight and the redevelopment of the Project area could not be reasonably expected to be accomplished by private enterprise acting alone without the aid and assistance of the Agency.

Section 7. In the event any occupants are displaced from housing facilities in the Project, the Council is satisfied that permanent housing facilities will be available within three years from the time occupants of the area are displaced, and that, pending the development of such facilities, there will be available to such displaced occupants adequate temporary housing facilities at rents comparable to those in the City of San Diego at the time of their displacement.

Section 8. The Council is convinced that the effect of tax increment financing will not cause a severe financial burden or detriment on any taxing agency deriving revenues from the Project area.

ment financing will not cause a severe financial burden or detriment on any taxing agency deriving revenues from the Project area.

Section 9. That, in order to implement and facilitate the effectuation of the Redevelopment Plan, as hereby amended, 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 sever 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 fundions 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 deliceres its intention to undertake and complete any proceedings necessary to be carried out by the community under the provisions of the plan.

Section 10. The City Clerk is hereby directed to send a certified copy of this ordinance to the Agency and the Agency is hereby vested with the responsibility for carrying out the Redevelopment Plan, for the Delis Redevelopment Project, as hereby amended.

hereby vested with the responsibility for carrying out the Redevelopment Plan for the Delis Redevelopment Project, as hereby amended.

Section 11. The City Clerk is hereby directed to effectuate recordation with the County Recorder of San Diego County in compliance with the provisions of Section 33456 of the Community Redevelopment Law and Section 27295 of the Government Code, to the extent applicable.

Section 12. The City Clerk shall certify to the adoption of this ordinance and shall cause the same to be published once in a newspaper of general circulation in the City of San Diego.

Section 13. The effective date of this ordinance shall be ninety (90) days from and after its adoption.

Introduced on February 14, 1984.

Passed and adopted by the Council of The City of San Diego on February 27, 1984.

AUTHENTICATED BY:

ROGER HEDGECOCK,

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR,

City Clerk of The City of San Diego, California.

(SEAL)

By ELLEN BOVARD, Deputy.

Publish Mar. 12, 1984