

RESOLUTION NUMBER R- **260928**

Adopted on JUN 12 1984

WHEREAS, MERCY HOSPITAL AND MEDICAL CENTER, a California corporation, "Owner/Permittee," filed an application for an amendment to Conditional Use Permit No. 5816, which was granted in 1963 and which has been subsequently amended, to construct and operate a helicopter landing facility within the Mercy Hospital and Medical Center, with a maximum of five (5) flight operations per month, on the east side of Fifth Avenue, between Washington and Lewis Streets, in Zone R-400 (portion HR), in the Uptown Medical Complex, within the Uptown Community Plan area, and more particularly described as Parcel 1, Parcel Map No. PM-8543; and

WHEREAS, on April 26, 1984, the Planning Commission of The City of San Diego made its findings of fact, approved said amendment to Conditional Use Permit No. 5816 and filed said decision in the office of the City Clerk on May 8, 1984; and

WHEREAS, said application was set for public hearing on May 29, 1984, continued to June 12, 1984, testimony having been heard, evidence having been submitted, and the City Council having fully considered the same; and

WHEREAS, the City Council in considering said application is empowered by the provisions of Municipal Code, Section 101.0507 to approve, under conditions, helistops by a Conditional Use Permit following approval by the Planning Commission; NOW, THEREFORE,

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

All of the following facts exist with respect to Conditional Use Permit No. 83-0657:

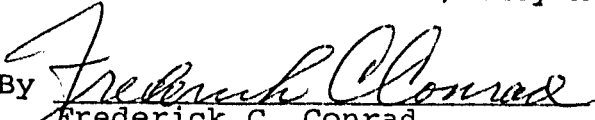
1. The proposed facility would not be detrimental to the health, safety or general welfare of persons living or working in the vicinity. Appropriate state, federal and local agencies will be required to review the proposal. This Council believes that the facility would provide a service to the community and would enhance the health, safety and general welfare by providing emergency medical service.

2. The proposed use will comply with all relevant regulations in the Municipal Code. Section 101.0507 of the Municipal Code of San Diego, paragraph A.1., permits helistops under a Conditional Use Permit granted by the City Council.

The above findings are supported by the minutes, maps and exhibits, all of which are herein incorporated by reference.

BE IT FURTHER RESOLVED, that this Council hereby grants to MERCY HOSPITAL AND MEDICAL CENTER, a California corporation, Owner/Permittee, Conditional Use Permit No. 83-0657, in the form and with the terms and conditions as set forth in the permit attached hereto and made a part hereof.

APPROVED: John W. Witt, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:ib:632
06/20/84
R-84-2341
Or.Dept:Clerk
CUP-83-0657
Form=r.none

R-260928

CONDITIONAL USE PERMIT
NO. 83-0657
CITY COUNCIL

This Conditional Use Permit is granted by the City Council of The City of San Diego to MERCY HOSPITAL AND MEDICAL CENTER, a California corporation, "Owner/Permittee," for the purposes and under the terms and conditions as set out herein, pursuant to the authority contained in Section 101.0507 of the San Diego Municipal Code.

1. Permission is hereby granted to Owner/Permittee to construct and operate a helipad on the east side of Fifth Avenue between Washington and Lewis Streets, described as Parcel 1, Parcel Map No. PM-8543, in the R-400 (portion HR) Zone of the Uptown Community Plan area.

2. The facility shall consist of the following:

- a. Existing 449-bed general hospital;
- b. Existing 50-bed psychiatric unit;
- c. Existing 14-bed, surgical intensive care unit and related offices;
- d. Existing 10-bed medical intensive care unit;
- e. Existing resident and intern apartments (24);
- f. A five-story, 700-space, parking garage;
- g. A 140,000-square-foot, ambulatory service addition;
- h. Off-street parking;
- i. Helipad; and
- j. Incidental accessory uses or limited expansion, as may be determined and approved by the Planning Director.

3. No fewer than 1,325 off-street parking spaces shall be

maintained on the property in the approximate location shown on Exhibit "A," dated April 26, 1984, on file in the office of the Planning Department. Parking spaces shall be consistent with Division 8 of the Municipal Code and shall be permanently maintained and not converted for any other use. Parking spaces and aisles shall conform to Planning Department standards. Parking areas shall be marked.

4. No permit for operation of any facility shall be granted nor shall any activity authorized by this permit be conducted on the premises until:

a. The Permittee signs and returns the permit to the Planning Department;

b. The Conditional Use Permit is recorded in the office of the County Recorder.

If the signed permit is not received by the Planning Department within 90 days of the Planning Commission decision or within 30 days of a City Council decision, the permit shall be void.

5. This Conditional Use Permit must be used within 18 months after the date of City approval or the permit shall be void. An extension of time may be granted as set forth in Sections 101.0506 and 101.0507 of the San Diego Municipal Code.

6. Construction and operation of the approved uses shall comply at all times with the regulations of this or any other governmental agencies.

7. After establishment of the project, the property shall not be used for any other purposes unless:

a. Authorized by the Planning Commission and City

Council; and

b. The proposed use meets every requirement of the zone existing for the property at the time of conversion; or

c. The permit has been revoked by the City.

8. This Conditional Use Permit may be revoked by the City if there is a material breach or default in any of the conditions of this permit.

9. This Conditional Use Permit is a covenant running with the lands and shall be binding upon the Permittee and any successor or successors, and the interests of any successor shall be subject to each and every condition set out.

10. This permit is contingent upon the applicant receiving approval from the City of San Diego General Services Department, Airports Division, of a Heliport Permit/License. A permit is also required from the California Department of Transportation, Aeronautic Division.

11. Lights shall be adjusted or screened so as not to create glare or shine upon adjacent streets or properties.

12. Development of the subject property shall be in substantial conformance to Exhibit "A," dated April 26, 1984.

13. Helicopter flights shall be limited to emergency flights to transport the critically and injured emergency cases and shall be limited to an average of five per month (landings and take-offs), or 60 per year. The permittee shall maintain records on a monthly basis of flight activity, to be provided for review. An amendment to the permit shall be required, along with appropriate environmental review if deviation from the

maximum of 60 flights per year occurs.

14. The helicopter take-off and landing flight pattern shall be as indicated on Exhibit "B," or the alternate "B-1" and shall be strictly adhered to, unless a state of emergency has been declared by the proper public officials.

15. No helicopter shall be based at this location.

16. No vehicular parking shall be permitted on any of the private roadways within this development.

17. Fees may be charged for non-employee parking within the parking structure.

18. The Planning Commission shall each July review a composite of the annual monthly reports required in Condition 13, and a comprehensive review with a public hearing shall be held at the end of the first year of operation.

19. During landings and take-offs from the helipad, Fifth Avenue, adjacent to the emergency room, shall have vehicular traffic stopped in a manner approved by the City of San Diego Police Department.

20. The primary approach and departure paths and the alternate departure path shall be as required by Caltrans Aeronautics Division and as submitted to the Planning Department.

21. The applicant shall notify all helicopter pilots using the helipad of the primary approach and departure paths and shall recommend their use except in such instances as the pilot, in his sole professional judgment, shall deem these primary approach and departure paths unsafe, in which event, an alternate path shall be utilized.

ADOPTED BY THE COUNCIL OF THE CITY OF SAN DIEGO ON JUNE 12,
1984.

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Passed and adopted by the Council of The City of San Diego on JUN 12 1984
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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Struiksmma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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.

(Seal)

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

By Ellen Roward, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-260928 Adopted JUN 12 1984

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CITY CLERK'S OFFICE

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