

(O-85-104)

ORDINANCE NUMBER O- 16360 (NEW SERIES)

ADOPTED ON JAN 22 1985

AN ORDINANCE OF THE CITY OF SAN DIEGO,
AMENDING ORDINANCE NO. 0-15781 (NEW SERIES)
APPROVING AND ADOPTING THE AMENDMENT TO THE
REDEVELOPMENT PLAN FOR THE GASLAMP QUARTER
REDEVELOPMENT PROJECT.

WHEREAS, the Council of The City of San Diego (the "Council") adopted Ordinance No. O-15781 (New Series) on July 26, 1982, approving and adopting the Redevelopment Plan (the "Redevelopment Plan") for the Gaslamp Quarter Redevelopment Project (the "Project"); and

WHEREAS, the Redevelopment Agency of The City of San Diego (the "Agency") has been designated as the official redevelopment agency to carry out in the City of San Diego the functions and requirements of the Community Redevelopment Law of the State of California and to implement the Redevelopment Plan; and

WHEREAS, the Agency has proposed an amendment (the "Amendment") to the Redevelopment Plan for the Gaslamp Quarter Redevelopment Project in order to make certain technical changes to the text of the Redevelopment Plan; and

WHEREAS, the Planning Commission has reviewed the Amendment and has submitted to the Council its report and recommendation concerning the Amendment; and

WHEREAS, the Council has received from the Agency the proposed Amendment, together with the Report of the Agency and the Negative Declaration on the Amendment; and

WHEREAS, the Council and the Agency held a joint public hearing on January 8, 1985, on adoption of the Amendment, in the Council Chambers, City Hall, 202 "C" street, San Diego, California; and

WHEREAS, a notice of said hearing was duly and regularly published in the Daily Transcript, a newspaper of general circulation in the City of San Diego, once a week for three successive weeks prior to the date of said hearing, and a copy of said notice and affidavit of publication are on file with the City Clerk and the Agency; and

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

WHEREAS, copies of the notice of public hearing were mailed by certified mail with return receipt requested to the governing body of each taxing agency which receives taxes from property in the Project area; and

WHEREAS, the Council has considered the Report of the Agency and the report and recommendation of the Planning Commission, the Amendment and its economic feasibility, the Negative Declaration, and provided an opportunity for all persons to be heard, and has received and considered all evidence and testimony presented for or against any and all aspects of the Amendment; NOW, THEREFORE,

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

Section 1. The purpose and intent of the Council with respect to the Amendment is to complement and implement the existing Redevelopment Plan by making certain technical changes to the text of the Redevelopment Plan which will assist in implementing the goals and objectives of the Redevelopment Plan.

Section 2. The Council does hereby specifically find and determine that:

a. It is desirable and necessary to amend the Redevelopment Plan in the manner set forth in the Amendment in order to continue the redevelopment of the Project area and carry out and implement the objectives of the Redevelopment Plan for the Project area. This finding is based upon the fact that the Amendment will aid the redevelopment of the Project area by assisting in implementing the goals and objectives of the Redevelopment Plan.

b. The Amendment will enable the Project area to be redeveloped in conformity with the Community Redevelopment Law and in the interests of the public peace, health, safety and welfare. This finding is based upon the fact that the Amendment will implement the objectives of the Community Redevelopment Law by aiding in the elimination and prevention of the spread of conditions of blight and deterioration in the Project area.

c. The adoption and carrying out of the Amendment is economically sound and feasible. This finding is

based upon the fact that the Amendment consists of technical changes only and will not affect the existing financing of the Project or the existing financing methods available to the Agency.

d. The Amendment conforms to the General Plan of The City of San Diego. This finding is based on the report of the Planning Commission contained in their Resolution No. 5340 adopted on December 6, 1984.

e. The carrying out of the Amendment 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. This finding is based upon the fact that redevelopment will benefit the Project area by correcting conditions of blight and by coordinating public and private actions to stimulate development and improve the economic, social and physical conditions of the Project area.

f. The Amendment to the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the City of San Diego as a whole, for the redevelopment of the Project area by private enterprise.

g. The effect of tax increment financing to carry out the Amendment will not cause a severe financial burden or detriment on any taxing agency deriving revenues from the Project area. This finding is based on the fact that the Amendment only makes technical

changes to the Redevelopment Plan and has no effect on Project financing.

Section 3. Written objections to the Amendment filed with the City Clerk before the hour set for hearing, and all oral objections presented to the Council at the hearing having been considered, are hereby overruled.

Section 4. The Redevelopment Plan for the Gaslamp Quarter Redevelopment Project, as adopted by Ordinance No. O-15781 (New Series), is hereby amended as set forth in Attachment No. 1 to this ordinance, incorporated herein and made a part hereof by reference. As so amended, it is hereby incorporated by reference herein and designated as the official Redevelopment Plan for the Gaslamp Quarter Redevelopment Project.

Section 5. Ordinance No. O-15781 (New Series) is continued in full force and effect as amended by this ordinance.

Section 6. The City Clerk is hereby directed to send a certified copy of this ordinance to the Agency whereupon the Agency is vested with the responsibility for carrying out the Amendment.

Section 7. The City Clerk is hereby directed to record with the County Recorder of San Diego County a notice of the approval and adoption of the Amendment pursuant to this ordinance containing a statement that proceedings for the redevelopment of the Project area pursuant to the Amendment have been instituted under the California Community Redevelopment Law.

Section 8. Effective Date. This ordinance shall be in full force and effect thirty (30) days after its passage.

Section 9. Publication. The City Clerk is hereby ordered and directed to certify to the passage of this ordinance and to cause the same to be published once in the Daily Transcript, a newspaper of general circulation, published and circulated in the City of San Diego.

Section 10. Severability. If any part of this ordinance, or the Amendment which it approves, is held to be invalid for any reason, such decision shall not affect the validity of the remaining portion of this ordinance or of the Amendment, and this Council hereby declares that it would have passed the remainder of the ordinance, or approved the remainder of the Amendment, if such invalid portion thereof had been deleted.

APPROVED: John W. Witt, City Attorney

By Thomas F. Steinke,
For Janis Sarmartino Gardner
Deputy City Attorney

JSG:ta:613.3.1
12/19/84
Or.Dept:Plan.
O-85-104
Form=o.none

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 Struikma	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

(Seal)

By Barbara Baxter, 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

JAN 8 1985

JAN 22 1985

, and on _____

~~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.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By Barbara Baxter, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-16360 Adopted JAN 22 1985

Passed and adopted by the Council of The City of San Diego on JAN 22 1985
 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 Struiksma	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

(Seal)

By *Barbara Baxter*, 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

JAN 8 1985

JAN 22 1985

~~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.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *Barbara Baxter*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-16360** Adopted **JAN 22 1985**

RECEIVED
CITY CLERK'S OFFICE
1984 JAN -4 AM 10: 25
SAN DIEGO, CALIF.

JAN 8 1984

JAN 8 1984

00108

JAN 8 1984

CERTIFICATE OF PUBLICATION

OFFICE OF THE CITY CLERK
202 C St., 12th Floor
San Diego, CA 92101

IN THE MATTER OF

NO.

**ORDINANCE NUMBER O-16360
(NEW SERIES)**

AN ORDINANCE OF THE CITY OF SAN DIEGO, AMENDING ORDINANCE NO. O-15781 (NEW SERIES) APPROVING AND ADOPTING THE AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE GASLAMP QUARTER REDEVELOPMENT PROJECT.

WHEREAS, the Council of The City of San Diego (the "Council") adopted Ordinance No. O-15781 (New Series) on July 26, 1982, approving and adopting the Redevelopment Plan (the "Redevelopment Plan") for the Gaslamp Quarter Redevelopment Project (the "Project"); and

WHEREAS, the Redevelopment Agency of The City of San Diego (the "Agency") has been designated as the official redevelopment agency to carry out in the City of San Diego the functions and requirements of the Community Redevelopment Law of the State of California and to implement the Redevelopment Plan; and

WHEREAS, the Agency has proposed an amendment (the "Amendment") to the Redevelopment Plan for the Gaslamp Quarter Redevelopment Project in order to make certain technical changes to the text of the Redevelopment Plan; and

WHEREAS, the Planning Commission has reviewed the Amendment and has submitted to the Council its report and recommendations concerning the Amendment; and

WHEREAS, the Council has received from the Agency the proposed Amendment, together with the Report of the Agency and the Negative Declaration on the Amendment; and

WHEREAS, the Council and the Agency held a joint public hearing on January 8, 1985, on adoption of the Amendment, in the Council Chambers, City Hall, 202 "C" Street, San Diego, California; and

WHEREAS, a notice of said hearing was duly and regularly published in the Daily Transcript, a newspaper of general circulation in the City of San Diego, once a week for three successive weeks prior to the date of said hearing, and a copy of said notice and affidavit of publication are on file with the City Clerk and the Agency;

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

WHEREAS, copies of the notice of public hearing were mailed by registered mail with return receipt requested to the governing body of the taxing agency which receives taxes from property in the Project area;

WHEREAS, the Council has considered the Report of the Agency, the report and recommendation of the Planning Commission, the Amendment and its economic feasibility, the Negative Declaration, and provided an opportunity for all persons to be heard, and has received and considered all evidence and testimony presented for or against any and all aspects of the Amendment; NOW, THEREFORE,

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

Section 1. The purpose and intent of the Council with respect to the Amendment is to complement and implement the existing Redevelopment Plan by making certain technical changes to the text of the Redevelopment Plan which will assist in implementing the goals and objectives of the Redevelopment Plan.

Section 2. The Council does hereby specifically find and determine that:

a. It is desirable and necessary to amend the Redevelopment Plan in the manner set forth in the Amendment in order to complement the development of the Project area and carry out and implement the objectives of the Redevelopment Plan; for the Project area is based upon the fact that the Amendment will assist in the development of the Project area by assisting in implementing the goals and objectives of the Redevelopment Plan.

I, Michael L. Ungashick, 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

ORDINANCE NUMBER O-16360
(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:

February 4, 1985

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

Dated at San Diego, California this 4th day of Feb., 19 85

Michael L. Ungashick
(Signature)

00109

13 1/4 x 2 x 9.76 = 258.64

interests of the public, health, safety and welfare. This finding is based upon the fact that the Amendment will implement the objectives of the Community Redevelopment Law by eliminating, elimination and prevention of the spread of conditions of blight and deterioration in the Project area.

c. The adoption and carrying out of the Amendment is economically sound and feasible. This finding is based upon the fact that the Amendment consists of technical changes only and will not affect existing financing of the Project or the existing methods available to the Agency.

d. The Amendment conforms to the General Plan of the City of San Diego. This finding is based on the report of the Planning Commission contained in their Resolution No. 6340 adopted on December 2, 1984.

e. The carrying out of the Amendment will promote the public health, safety and welfare of the City of San Diego and will facilitate the purposes and policies of the Community Redevelopment Law. This finding is based upon the fact that redevelopment will benefit the Project area by correcting conditions of blight and coordinating public and private actions to stimulate development and improve the economic, social and physical conditions of the Project area.

f. The Amendment to the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the City of San Diego as a whole, for the redevelopment of the Project area by private enterprise.

g. The effect of tax increment financing to carry out the Amendment will not cause a severe financial burden or detriment on any taxing agency deriving revenues from the Project area. This finding is based on the fact that the Amendment only makes technical changes to the Redevelopment Plan and has no effect on Project financing.

Section 3. Written objections to the Amendment filed with the City Clerk before the hour set for hearing, and all oral objections presented to the Council at the hearing having been considered, the Council hereby overrules.

Section 4. The redevelopment Plan for the Gaslamp Quarter Redevelopment Project, as adopted by Ordinance No. O-1578 (New Series) is hereby amended as set forth in Attachment No. 1 of this ordinance; incorporated herein and made a part hereof by reference. As so amended, it is hereby incorporated by reference herein and designated as the official Redevelopment Plan for the Gaslamp Quarter Redevelopment Project.

Section 5. Ordinance No. O-1578 (New Series) is continued in full force and effect as amended by this ordinance.

Section 6. The City Clerk is hereby directed to send a certified copy of this ordinance to the Agency whereupon the Agency is vested with the responsibility for carrying out the Amendment.

Section 7. The City Clerk is hereby directed to record with the County Recorder of San Diego County a notice of the approval and adoption of the Amendment pursuant to this ordinance containing a statement that proceedings for the redevelopment of the Project area pursuant to the Amendment have been instituted under the Gaslamp Quarter Community Redevelopment Law.

Section 8. Effective Date. This ordinance shall be in full force and effect thirty (30) days after its passage.

Section 9. Publication. The City Clerk is hereby ordered and directed to certify to the passage of this ordinance and to cause the same to be published once in the Daily Transcript, a newspaper of general circulation, published and circulated in the City of San Diego.

Section 10. Severability. If any part of this ordinance, or the Amendment which it approves, is held to be invalid for any reason, such decision shall not affect the validity of the remaining portion of this ordinance or of the Amendment, and this Council hereby declares that it would have passed the remainder of the ordinance, or approved the remainder of the Amendment, if such invalid portion thereof had been deleted.

Introduced JAN 8 1985.
Passed and adopted by the Council of The City of San Diego on JAN 22 1985.

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 BARBARA BAXTER, Deputy
Pub. Feb. 4