

ORDINANCE NUMBER O- 17414 (NEW SERIES)

ADOPTED ON JAN 16 1990

AN EMERGENCY ORDINANCE, NECESSARY TO PRESERVE THE PUBLIC SAFETY, HEALTH AND WELFARE, BY IMPOSING A MORATORIUM ON PUBLIC HEARINGS, DEVELOPMENT PERMITS AND BUILDING PERMITS WITHIN A PORTION OF THE OTAY MESA COMMUNITY PLAN AREA OF THE CITY OF SAN DIEGO.

WHEREAS, the San Diego Association of Governments (SANDAG) is updating the Airport System Plan for the San Diego region; and

WHEREAS, SANDAG is including a multi-airport alternative as a part of the Airport System Plan Update; and

WHEREAS, a limited number of sites within the San Diego region are feasible for consideration as potential components of a multi-airport alternative; and

WHEREAS, due to the undeveloped state of the surrounding area, Brown Field is being evaluated by SANDAG as a potential component of a multi-airport system; and

WHEREAS, SANDAG is scheduled to complete an abbreviated analysis of Brown Field in approximately thirty (30) days; and

WHEREAS, substantial pressure exists for urbanization of Otay Mesa; and

WHEREAS, urban level development on Otay Mesa could preclude or preempt airport development and expansion thereby frustrating

SANDAG's efforts to update the Airport System Plan Update for the San Diego region; and

WHEREAS, pending the completion of this abbreviated analysis of Brown Field, the City Council desires to preserve Otay Mesa for consideration as a potential component of a regional commercial airport system; and

WHEREAS, San Diego Municipal Code section 101.0203.1, authorizes the City Council to enact as an emergency measure in the interest of public safety, health and welfare an interim ordinance which shall be of no further force and effect one (1) year from its enactment; and

WHEREAS, an emergency measure that prohibits the processing of development in Otay Mesa will protect the public safety, health and welfare and insure that Otay Mesa's potential use as a component of a regional commercial airport system will be preserved until SANDAG's abbreviated analysis is completed; NOW, THEREFORE,

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

Section 1. Within the area generally known as the residential portion of the Otay Mesa Community Plan area, specifically that portion located south of Otay Mesa Road, generally bounded by Interstate 805 and the San Diego and Arizona Eastern Railroad on the west, the Mexican Border on the south and the western border of the area designated for industrial use on the east, as more particularly shown on the map attached hereto

as Exhibit A, no public hearings on development applications shall be scheduled or conducted, nor shall decisions on development applications be made; provided however that:

(a) Nothing herein contained shall be construed to limit acceptance or processing (up to but not including the hearing stage) of development applications by the City.

(b) Tentative map applications shall not be accepted unless such applications are accompanied by a waiver, in form and content satisfactory to the City Attorney of the time limitations contained in the Subdivision Map Act (Government Code section 66410, et seq.)

Section 2. Within the area generally known as the industrial portion of the Otay Mesa Community Plan area, specifically all of the industrial area located north of Otay Mesa Road including any property that is currently in the process of being designated as industrial, and that portion of the industrial area located south of Otay Mesa Road, generally bounded on the west by the residential portion of Otay Mesa and on the east by Cactus Road, and bounded on the south by the Mexican Border west of Heritage Road, and Siempre Viva east of Heritage Road, as more particularly shown on the map attached hereto as Exhibit A, no public hearings on any development applications shall be scheduled or conducted; nor shall any development applications be approved, nor shall any building permits be issued unless a recorded final map exists on the property prior to the date of

enactment of this ordinance and that the use of that property is one of the uses described in Municipal Code section 103.1103, PERMITTED USES, paragraph A, INDUSTRIAL SUBDISTRICT, excepting subparagraph 6, Business Support Services, and subparagraph 7, Major Utilities and Services, and that no building height exceed thirty (30) feet; provided however that:

(a) Nothing herein contained shall be construed to limit acceptance or processing (up to but not including the hearing or approval stage) of development applications by the City.

(b) Tentative map applications shall not be accepted unless such applications are accompanied by a waiver, in form and content satisfactory to the City Attorney, of the time limitations contained in Subdivision Map Act (Government Code section 66410, et seq.)

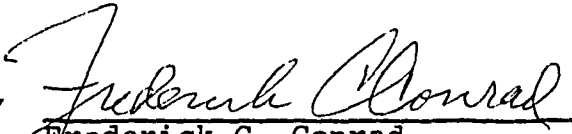
Section 3. For the purpose of this ordinance, development applications shall include, but not be limited to, rezonings, community plan amendments, precise plans, tentative maps, planned residential, commercial and industrial development permits, conditional use permits, and Otay Mesa Development District discretionary and ministerial permits.

Section 4. The provisions of this ordinance shall remain in force and effect for a period of ninety (90) days from the date of adoption of this ordinance unless such period is extended by action of the City Council. In the event this ordinance is not extended, the property affected by this ordinance shall be

regulated by the provisions of those land use regulations which are in effect at the time it expires.

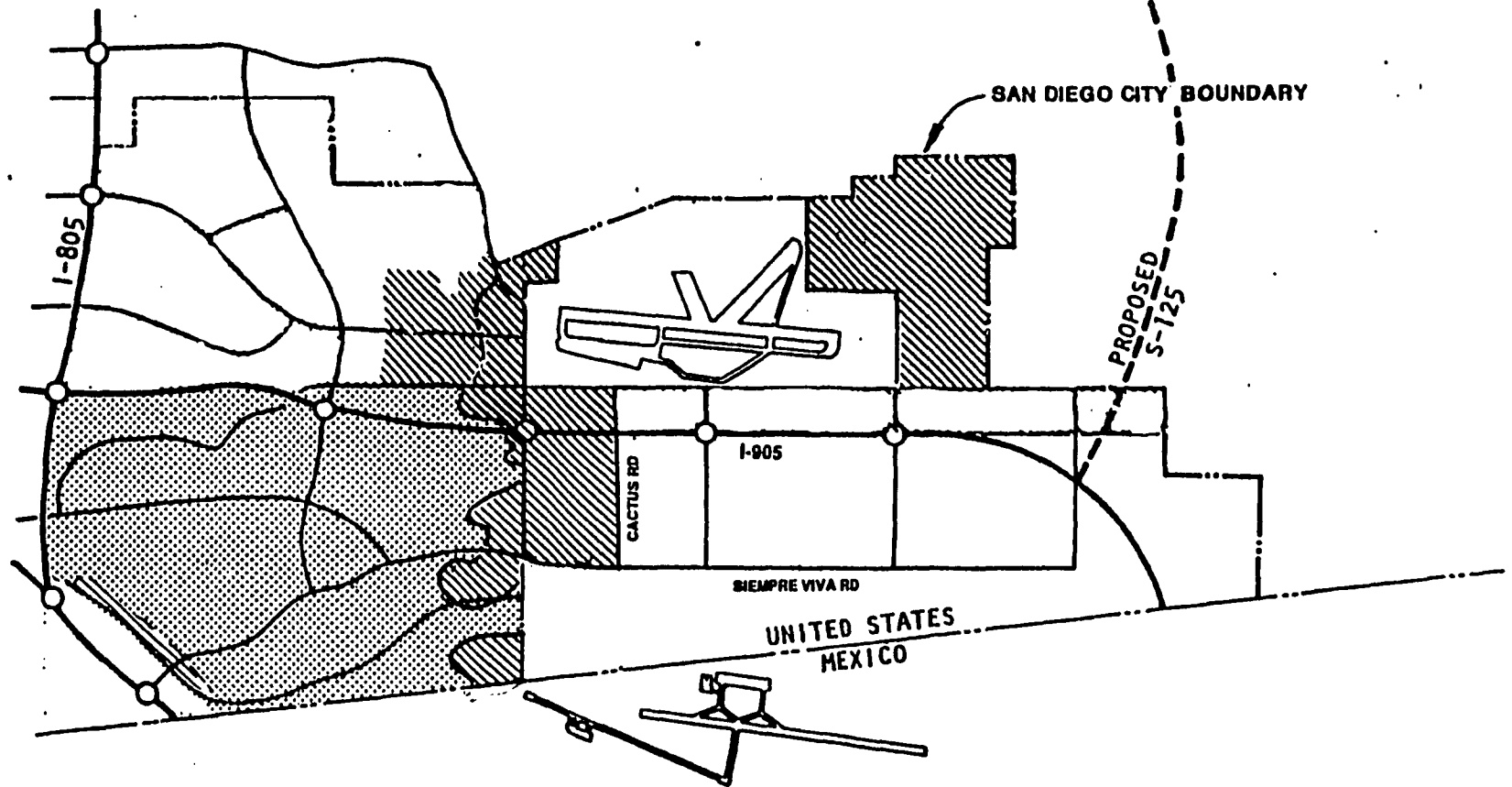
Section 5. For the reasons expressed in the preamble hereto, this ordinance shall take effect immediately upon its passage as an emergency measure necessary to protect and preserve the public health, safety and general welfare.

APPROVED: JOHN W. WITT, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:pev:lc
12/21/89
01/09/90 COR.COPY
01/10/90 REV. 1
Or.Dept:Mayor
O-90-119
Form=o.code

AREA OF PROTECTION



 Residential Portion

 Industrial Portion

Exhibit A



Otay Mesa Community Plan

PLANNING DEPARTMENT ■ CITY OF SAN DIEGO



EXHIBIT A

Attachment 1

0-17414

#5406

Passed and adopted by the Council of The City of San Diego on..... JAN 16 1990
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda Bernhardt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR

Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *Jena Martin*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on
JAN 16 1990
....., said ordinance being of the kind and character
authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

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 *Jena Martin*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance **0-17414**
Number

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Adopted.....