

RESOLUTION NUMBER R-290269

ADOPTED ON JUNE 15, 1998

RESOLUTION ADOPTING THE FIVE-PHASE MISSION
BEACH BOARDWALK WIDENING PROJECT (EASTERN
ALTERNATIVE).

BE IT RESOLVED, by the Council of the City of San Diego, that the following be and is hereby approved:

1. Adopt the Five-Phase Mission Beach Boardwalk Widening, CIP 52-533 [the Project], which was approved by City Council May 28, 1996, pursuant to Resolution No. R-287437, for the purpose of preparation of environmental documents and application for grants, with minor amendments, including the implementation of Phase 1 in smaller sub-phases and switching the wheel and pedestrian lanes, so that the pedestrian lane is on the west, next to the seawall;
2. Amend the Mission Beach Boardwalk Widening, CIP 52-533, to delete scheduling the repair of the seawall parapet concurrent with construction of the eastern widening from San Fernando Place to Pacific Beach Drive, in order that repairs of the existing seawall and boardwalk be performed based on their priority as funding becomes available;
3. Increase the Fiscal Year 1998 Capital Improvement Budget (CIP) by transferring \$25,000 from Transp (Fund No. 30303) to CIP 52-533, and amend the FY98 CIP by transferring \$125,000, Transient Occupancy Tax (TOT) (Fund No. 102232), to CIP 52-533, "Mission Beach Boardwalk Widening", for the eastern alternative Phase 1A widening;

4. Authorize City Auditor and Comptroller to transfer and expend an amount not to exceed \$25,000 from Transp (Fund No. 30303) fund balance to CIP 52-533, "Mission Beach Boardwalk Widening", for the eastern alternative Phase 1A widening from Ventura Place and Santa Barbara Place, about 750 linear feet;

5. Authorize City Auditor and Comptroller to transfer and expend an amount not to exceed \$125,000 from the Coastal Infrastructure & Facilities Transient Occupancy Tax (TOT), "Pacific Beach Lifeguard Tower and Restroom Design" project (Fund No. 102232/Dept. 9144) to CIP 52-533, "Mission Beach Boardwalk Widening", for the purpose of preparing plans and specifications and constructing Phase 1 A of the Eastern Boardwalk Widening Project;

6. Authorize the City Manager to continue to seek grant funding for the balance of the Project; and

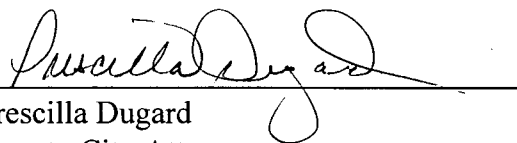
7. Declare Phase 1A of the Mission Beach Boardwalk Widening, CIP 52-533, to widen a section of boardwalk to the east between Ventura Place and Santa Barbara Place, is a "funded project" pursuant to Ordinance No. O-16400 N.S. adopted on April 8, 1985, regarding Ocean Front Walk encroachments.

BE IT FURTHER RESOLVED, that the City Engineer is hereby directed to take immediate steps to: a) notify owners of property on Ocean Front Walk between Ventura Place and Santa Barbara Place that all ocean front encroachment permits are canceled and that encroachments, without permits, must be removed; b) notify all property owners on Ocean Front Walk and Ocean Boulevard between San Fernando Place and Thomas Avenue who have encroachments without encroachment agreements that they must remove their ocean front encroachments; and (c) notify all property owners on Ocean Front Walk and Ocean Boulevard

between San Fernando Place and Thomas Avenue who have encroachment agreements other than those governed by Ordinance No. O-16400 N.S., that their ocean front encroachment agreements are canceled.

BE IT FURTHER RESOLVED, that the City Attorney is hereby directed to take appropriate action against owners of property on Ocean Front Walk and Ocean Boulevard who do not comply with the City Engineer's encroachment removal directions.

APPROVED: CASEY GWINN, City Attorney

By 
Prescilla Dugard
Deputy City Attorney

WTG:PD:cdk
05/12/98
07/13/98 REV. 1
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