

(R-2003-680)

RESOLUTION NUMBER R- 297400

ADOPTED ON NOV 26 2002

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN  
DIEGO APPROVING AN ENCROACHMENT AGREEMENT  
FOR THE CHILDREN'S MUSEUM PROJECT.

WHEREAS, the Redevelopment Agency of the City of San Diego [Agency] is engaged in activities to carry out and implement the Redevelopment Plan [Plan] for the Centre City Redevelopment Project [the Project]; and

WHEREAS, in order to carry out and pursuant to the Plan, The Children's Museum [Developer] submitted to the Agency Marina Development Permits 41-0232A and 41-0232B, with Exceptions, for the Children's Museum Project [Development] located within the block bounded by Market Street, Front Street, Island Avenue, and Union Street; and

WHEREAS, pursuant to the Marina Planned District Ordinance, the Agency approved the permits, including the Basic Concept and Schematic Drawings for the Development, on November 20, 2002; and

WHEREAS, the Centre City Development Corporation, Inc., and the Agency have held public hearings to consider revised Basic Concept/Schematic Drawings [Drawings], and have approved the Drawings for the Development; and

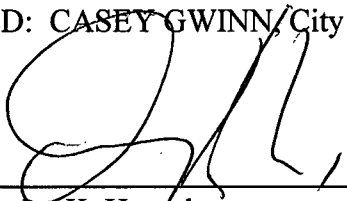
WHEREAS, the Council of the City of San Diego has considered a proposal for the revised Development to contain an elevated deck structure to encroach into the Island Avenue

right-of-way twenty feet and wishes to enter into an Encroachment Agreement with the Developer; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is authorized and empowered to execute, for and on behalf of the City, an Encroachment Agreement with The Children's Museum, under the terms and conditions set forth in the Encroachment Agreement on file in the office of the City Clerk as Document No.

**297400**  
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APPROVED: CASEY GWINN, City Attorney

By   
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Douglas K. Humphreys  
Deputy City Attorney

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