

RESOLUTION NUMBER R- 301862

DATE OF FINAL PASSAGE SEP 19 2006

RESOLUTION ACCEPTING CALIFORNIA COASTAL COMMISSION SUGGESTED MODIFICATIONS FOR CERTIFICATION OF LOCAL COASTAL PROGRAM AMENDMENT NO. 2-05 RE WIRELESS COMMUNICATION FACILITIES, AND AUTHORIZING THE MAYOR TO SUBMIT LOCAL COASTAL PROGRAM AMENDMENT NO. 2-05 TO THE CALIFORNIA COASTAL COMMISSION FOR FINAL CERTIFICATION.

WHEREAS, on December 9, 1997, the Council of the City of San Diego adopted the Land Development Code of the City of San Diego pursuant to Ordinance No. O-18451; and

WHEREAS, the California Coastal Act (Public Resources Code section 30000 et seq.) requires Coastal Commission certification of zoning ordinances, zoning maps, and in sensitive coastal areas, other implementing actions to implement the approved coastal plan; and

WHEREAS, on August 10, 2004, Chapter 14, Article 1, Division 4, of the San Diego Municipal Code was amended by adding Section 141.0420, entitled "Wireless Communication Facilities," by Ordinance No. O-19308; and

WHEREAS, on May 3, 2005, Chapter 14, Article 1, Division 4, Section 141.0420 of the San Diego Municipal Code was further amended by Ordinance No. O-19369; and

WHEREAS, on November 17, 2005, the California Coastal Commission approved the City's addition of and amendments to Section 141.0420 as an amendment to the City's Local

Coastal Program (LCP Amendment No. 2-05) and suggested modifications to address the removal of obsolete facilities and Coastal Development Permit requirements; and

WHEREAS, by letter of November 25, 2005, the Coastal Commission advised the City that to obtain certification, the City must acknowledge receipt of the Commission's resolution of certification and any suggested modifications and take any action necessary to satisfy the Commission's terms; and

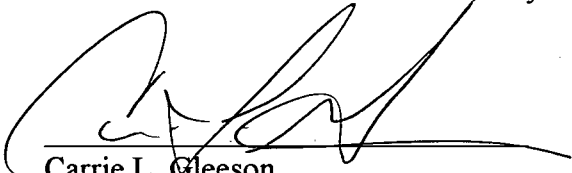
WHEREAS, the modifications suggested by the Coastal Commission are before the City Council for adoption as an amendment to Section 141.0420 (City Attorney Ordinance No. O-2006-94); NOW, THEREFORE,

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

1. That it acknowledges receipt of the Coastal Commission's certification resolution, including its suggested modifications to Section 141.0420 to address the removal of obsolete facilities and Coastal Development Permit requirements.
2. That adoption of the pending amendment to Section 141.0420 (City Attorney Ordinance No. O-2006-94) will satisfy the terms of the Coastal Commission's certification resolution.

3. That the Mayor or his designee is authorized to submit the ordinance adopted by City Council to the California Coastal Commission for final certification and incorporation into the City's certified Local Coastal Program.

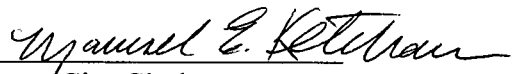
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Carrie L. Gleeson
Chief Deputy City Attorney

CLG:pev
02/14/06
Or.Dept:DSD
R-2006-716
MMS #3006

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 11 2006

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9.19.06
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

Passed by the Council of The City of San Diego on SEP 11 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage SEP 19 2006

AUTHENTICATED BY:

(Seal)

JERRY SANDERS
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Mary Cepeda*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number <u><i>R</i> 301862</u>