

RESOLUTION NUMBER R- 302503

DATE OF FINAL PASSAGE APR 09 2007

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AMENDING THE PROGRESS GUIDE AND GENERAL PLAN, PACIFIC BEACH COMMUNITY PLAN AND LOCAL COASTAL PROGRAM TO REDESIGNATE APPROXIMATELY 0.36 ACRES FROM MEDIUM DENSITY RESIDENTIAL TO COMMUNITY COMMERCIAL.

WHEREAS, Stanley R. Simpson, requested an amendment to the Progress Guide and General Plan, the Pacific Beach Community Plan, and the Local Coastal Program in order to redesignate an approximately 0.11-acre site from Medium Density Residential (14 to 29 dwelling units per acre) to Community Commercial, located at 1042 Grand Avenue (Assessor's Parcel Number 423-052-1600); and

WHEREAS, the site is legally described as Lot 30 and the easterly half of Lot 31, Block 230 of Pacific Beach, in the City San Diego, County of San Diego, State of California, according to the maps thereof No. 697 and 854, filed in the Office of the Recorder of said San Diego County January 8, 1892 and September 28, 1898, respectively, and to incorporate within the proposed amendment an 0.11-acre lot located at 1036 Grand Avenue (Assessor's Parcel Number 423-052-1700) and legally described as the west half of Lot 31 and all of Lot 32 in Block 230 of Map 854 as filed in the Recorder's Office of the City and County of San Diego, California and a 0.14-acre lot located at 1033 Grand Avenue (Assessor's Parcel Number 423-154-0300) and legally described as Lots 9 & 10 in Block 257 of Map 854 as filed in the Recorder's Office of the City and County of San Diego, California within the Pacific Beach Community Plan and Local Coastal Program area; and

WHEREAS, City Council Policy 600-7 provides that public hearings to consider revisions to the Progress Guide and General Plan for the City of San Diego may be scheduled concurrently with public hearings on proposed community plans in order to retain consistency between said plans and the Planning Commission has held such concurrent public hearings; and

WHEREAS, on December 7, 2006, the Planning Commission of the City of San Diego held a public hearing for the purpose of considering an amendment to the Progress Guide and General Plan, the Pacific Beach Community Plan, and the Local Coastal Program; and

WHEREAS, the Planning Commission of the City of San Diego found the proposed amendment consistent with the Progress Guide and General Plan, the Pacific Beach Community Plan and the Local Coastal Program; and

WHEREAS, under Charter section 280(a)(2) this resolution is not subject to veto by the Mayor because this matter requires the City Council to act as a quasi-judicial body and where a public hearing was required by law implicating due process rights of individuals affected by the decision and where the Council was required by law to consider evidence at the hearing and to make legal findings based on the evidence presented; and

WHEREAS, on MAR 26 2007, the City Council of the City of San Diego held a public hearing for the purpose of considering an amendment to the Progress Guide and General Plan, the Pacific Beach Community Plan and the Local Coastal Program; and

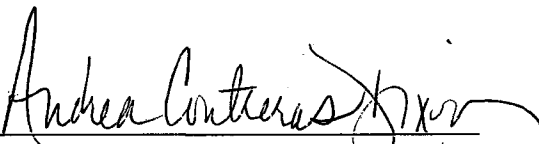
WHEREAS, the Council of the City of San Diego has considered all maps, exhibits, and written documents contained in the file for this project on record in the City of San Diego, and has considered the oral presentations given at the public hearing; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Council adopts the amendments to the Pacific Beach Community Plan and the Local Coastal Program, a copy of which is on file in the office of the City Clerk as Document No: RR- 302503.

BE IT FURTHER RESOLVED, that the Council adopts the amendment to the Progress Guide and General Plan for the City of San Diego to incorporate the above amended plan.

BE IT FURTHER RESOLVED, that this project is located in the Coastal Zone, therefore the City Council's decision requires amending the City's Local Coastal Program. As a result, these amendments will not become effective in the Coastal Zone until the Coastal Commission unconditionally certifies the Local Coastal Program amendment.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Andrea Contreras Dixon
Deputy City Attorney

ACD:pev
02/20/07
Or.Dept:DSD
R-2007-815
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Community Plan Amend - Applicant Initiated Amendment 11-01-04