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11/24

RESOLUTION NUMBER R- 304449
DATE OF FINAL PASSAGE DEC 02 2008

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE AMENDMENTS TO COUNCIL POLICY 700-46 PERTAINING TO MILLS ACT AGREEMENTS FOR PRESERVATION OF HISTORIC PROPERTY.

WHEREAS, the Mills Act was enacted in 1972 by the State of California to enable local jurisdictions “to enter into contracts with property owners of qualified historic properties who actively participate in the restoration and maintenance of their historic properties while receiving property tax relief;” and

WHEREAS, the Council of the City of San Diego adopted Council Policy 700-46 in 1995 “to provide a monetary incentive to the owners of historically designated in the form of a property tax reduction for the maintenance, restoration and rehabilitation of historic properties within the City of San Diego;” and

WHEREAS, when the Mills Act Program was set up in 1995, a monitoring system was not established and a program agreement was entered into for a period of ten years, with automatic renewal each year unless one of the parties proposed to end it; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that Council Policy No. 700-46 titled “Mills Act Agreements for Preservation of Historic Property,” is hereby approved with the following amendments listed below:

- Require a formal application process with a deadline of March 31st of each year for properties designated by December 31st of previous year;

- Require the property owner to demonstrate investment of the tax savings into the designated historic property through a 10-year tailored work plan which may include costs of rehabilitation or restoration of the historic property necessary to achieve historic designation; and
- Establish an inspection schedule for monitoring of Mills Act Program properties prior to a new agreement and every 5 years thereafter prior to the renewal date to assure compliance with contract requirements.

BE IT FURTHER RESOLVED, that the City Clerk is instructed to add the aforesaid to the Council Policy Manual.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Marianne Greene
Marianne Greene
Deputy City Attorney

MG:als
11/18/08
11/20/08 Cor.Copy
11/26/08 Rev. Copy
Or.Dept:Plannin
R-2009-681

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 24 2008.

ELIZABETH S. MALAND
City Clerk

By Sara Richardson
Deputy City Clerk

Approved: 12-2-08
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor