

RESOLUTION NUMBER R- 305544
DATE OF FINAL PASSAGE JAN 08 2010

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO CONFIRMING THE CURRENT SUBSTANTIAL CONFORMANCE REVIEW PROCESS AS DESCRIBED WITHIN MUNICIPAL CODE SECTION 126.0112, AND SUPPORTING THE DEVELOPMENT SERVICES DEPARTMENT'S USE OF GUIDELINES TO ASSIST IN DETERMINING SUBSTANTIAL CONFORMANCE REVIEW.

WHEREAS, between 2003 and 2005, the San Diego County Grand Jury [Grand Jury] published reports critical of the City of San Diego's Substantial Conformance Review [SCR] process; and

WHEREAS, between 2002 and 2005, the City Manager of the City of San Diego prepared responses to the Grand Jury and published reports to the Land Use and Housing Committee [LU&H] recommending changes to the SCR process; and

WHEREAS, since these reports were published, the Development Services Department [DSD] has improved the SCR process with staff training and by distributing SCR applications to the relevant community planning group; and

WHEREAS, over the past six to seven years, the current SCR process has proven to be the most practical, effective, and efficient method to process minor modifications to previously approved discretionary permits; and

WHEREAS, on September 23, 2008, and again on July 28, 2009, the Community Planners Committee [CPC] recommended that all SCR applications be elevated to a Process Two decision, and that review guidelines be published to assist in determining whether or not a project substantially conforms to the requirements of the original entitlement; and

WHEREAS, on September 10, 2009, the Planning Commission of the City of San Diego voted to support the staff recommendation not to elevate SCR to a Process Two decision, but to maintain the current SCR process as defined in the San Diego Municipal Code [SDMC] section 126.0112, and to utilize the “Guidelines for Measurement of Substantial Conformance Review” as maintained by the DSD; and

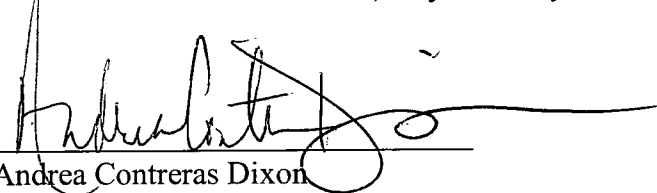
WHEREAS, on September 2, 2009, LU&H voted to support the staff recommendation not to elevate SCR’s to a Process Two decision, but to maintain the current SCR process as defined in SDMC section 126.0112, and to utilize the “Guidelines for Measurement of Substantial Conformance Review” as maintained by the DSD; and

WHEREAS, the matter was set for public hearing, testimony having been heard, evidence having been submitted, and the City Council having fully considered the matter and being fully advised concerning the same; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that this Council hereby confirms the staff recommendation not to elevate SCR’s to a Process Two decision, but to maintain the current SCR process as described within SDMC section 126.0112, and that this

Council hereby supports utilization of the "Guidelines for Measurement of Substantial Conformance Review" as maintained by the DSD.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Andrea Contreras Dixon
Deputy City Attorney

ACD:cw
11/02/09
Or.Dept:DSD
R-2010-347
MMS #10289

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 05 2010.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1.8.10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor