

ITEM # 330

SUB-B

1/29/13

(R-2013-409)

RESOLUTION NUMBER R- 307980

DATE OF FINAL PASSAGE JAN 29 2013

A RESOLUTION APPROVING AN AMENDMENT TO
THE UNIVERSITY COMMUNITY PLAN TO REVISE TABLE
THREE – LAND USE AND DEVELOPMENT INTENSITY
AND TO AMEND THE GENERAL PLAN.

WHEREAS, on January 29, 2013, the City Council of the City of San Diego held a public hearing for the purpose of considering an amendment to the University Community Plan (Community Plan) adopted on July 7, 1987, Resolution No. R-268789, and including its subsequent amendments, to increase the allowable development intensity of Scientific Research land use from 20,000 square feet per acre (sf/ac) to 35,500 sf/ac, reflected in revisions to Table Three – Land Use and Development Intensity of the University Community Plan. The increase in development intensity would occur on 7.076-acres located at 4775 and 4785 Executive Drive, the site legally described as Parcels 2 and 3 of Parcel Map No. 20044, City of San Diego, County of San Diego, State of California, and

WHEREAS, the 2008 General Plan will be amended due to the Community Plan being part of the Land Use Element of the adopted General Plan; and

WHEREAS, the Planning Commission of the City of San Diego held a public hearing on November 15, 2012, to consider this amendment to the Community Plan;

WHEREAS, the Planning Commission recommended certification of Addendum to Mitigated Negative Declaration No. 5906, Project No. 270734, which also addressed the accompanying development permit; and

WHEREAS, the Planning Commission found, based on its hearing record, that this amendment retains internal consistency with the Community Plan and the 2008 General Plan and that the proposed amendment helps achieve long-term community and citywide goals; 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, the City Council has considered the Planning Commission record and recommendation as well as all maps, exhibits, and written documents contained in the file for this amendment 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 City Council of the City of San Diego, that it adopts the amendment of the General Plan and the Community Plan, with a copy of said amendment being on file in the office of the City Clerk as Document No. RR- 307980.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Keely M. Halsey
Keely M. Halsey
Deputy City Attorney

KMH:als
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Or.Dept:DSD
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