

SI
9/16/14

ORDINANCE NUMBER O- 20410 (NEW SERIES)

DATE OF FINAL PASSAGE OCT 02 2014

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 20.53 ACRES LOCATED IN OCEAN BEACH, WITHIN THE OCEAN BEACH COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE SINGLE FAMILY ZONE OF RS-1-7 TO THE MULTI-FAMILY ZONE OF RM-1-1, AND REPEALING ORDINANCE NO. 32 ADOPTED SEPTEMBER 6, 1932, and ORDINANCE NO. 12793 ADOPTED APRIL 14, 1930, OF ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICT HEREWITH.

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

Section 1. That 20.53 acres located in Ocean Beach and legally described as those portions of Lots 25 through 27 and Lots 33 through 36 in Block 17, and Lots 12 through 44 in Block 18, and Lots 5 through 44 in Blocks 19 and 20, and Lots 5 through 24 in Block 21, all of Ocean Beach, according to map thereof No. 279, filed in the office of the County Recorder of San Diego County on May 28, 1887; and those portions of Lots 25 through 34 in Block 3, and Lots 20 through 27 in Block 4, all of Sunset Cliffs, according to map thereof No. 1889, filed in the Office of the County Recorder of San Diego County on March 1, 1926, and as shown on Zone Map Drawing No. B-4297, filed in the office of the City Clerk, are rezoned from the RS-1-7 into the RM-1-1 zone, as the zone is described and defined by San Diego Municipal Code Chapter 13 Article 1 Division 4. This action amends the Official Zoning Map adopted by Resolution R-301263 on February 28, 2006.

Section 2. That Ordinance No. 12793 adopted April 14, 1930 and Ordinance No. 32 adopted September 6, 1932 of the ordinances of the City of San Diego are repealed insofar as the same conflict with the rezoned uses of the land.

Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 4. That prior to becoming effective, this ordinance shall be submitted to the San Diego County Regional Airport Authority (SDCRAA) for a consistency determination.

That if the SDCRAA finds this ordinance consistent with the Airport Land Use Compatibility Plan (ALUCP) for San Diego International Airport (Lindberg Field), this ordinance shall take effect and be in force on the thirtieth day from and after the finding of consistency, except that the provisions of this ordinance inside the Coastal Overlay Zone, which are subject to California Coastal Commission jurisdiction as a City of San Diego Local Coastal Program amendment, shall not take effect until the date the California Coastal Commission unconditionally certifies those provisions as a local coastal program amendment.

That if the SDCRAA determines that this ordinance is inconsistent or conditionally consistent, subject to proposed modifications, with the ALUCP for Lindberg Field, the ordinance shall be submitted to the City Council for reconsideration.

That if the SDCRAA determines that this ordinance is conditionally consistent with the ALUCP for Lindberg Field, but that consistency is subject to proposed modifications, the City Council may amend this ordinance to accept the proposed modifications, and this ordinance as amended shall take effect and be in force on the thirtieth day from and after its final passage, except that the provisions of this ordinance as amended inside the Coastal Overlay Zone, which


are subject to California Coastal Commission jurisdiction as a City of San Diego Local Coastal Program amendment shall not take effect until the date the California Coastal Commission unconditionally certifies those provisions as a local coastal program amendment.

That a proposed decision by the City Council to overrule a determination of inconsistency or to reject the proposed modifications for a finding of conditional consistency shall include the findings required pursuant to Public Utilities Code section 21670 and require a two-thirds vote; the proposed decision and findings shall be forwarded to the SDCRAA, California Department of Transportation, Division of Aeronautics, and the airport operators for Lindberg Field; and the City Council shall hold a second hearing not less than 45 days from the date the proposed decision and findings were provided, at which hearing any comments submitted by the public agencies shall be considered and a final decision to overrule a determination of inconsistency shall require a two-thirds vote.

That if the City Council makes a final decision to overrule a determination of inconsistency, ordinance shall take effect and be in force thirtieth day from and after that final decision, except that the provisions of this ordinance inside the Coastal Overlay Zone, which are subject to California Coastal Commission jurisdiction as a City of San Diego Local Coastal Program amendment shall not take effect until the date the California Coastal Commission unconditionally certifies those provisions as a local coastal program amendment.

Section 5. That permits shall not be issued for development that is inconsistent with the provisions of this ordinance unless complete applications for the permits were submitted to the City prior to the date the California Coastal Commission unconditionally certifies the provisions of this ordinance as a local coastal program amendment.

APPROVED: JAN GOLDSMITH, City Attorney

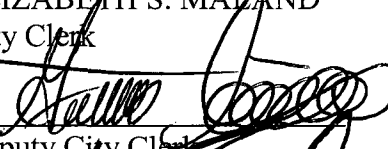

By 
Corrine Neuffer,
Deputy City Attorney

CLN:dkr
05/16/2014
Or.Dept:DSD
Doc. No. 790136_2

Attachments: Exhibit A, Ocean Beach Parcel Information

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of ~~SEP 16 2014~~.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

KEVIN L. FAULCONER, Mayor

Approved: 10/2/14
(date)

Vetoed: _____
(date)

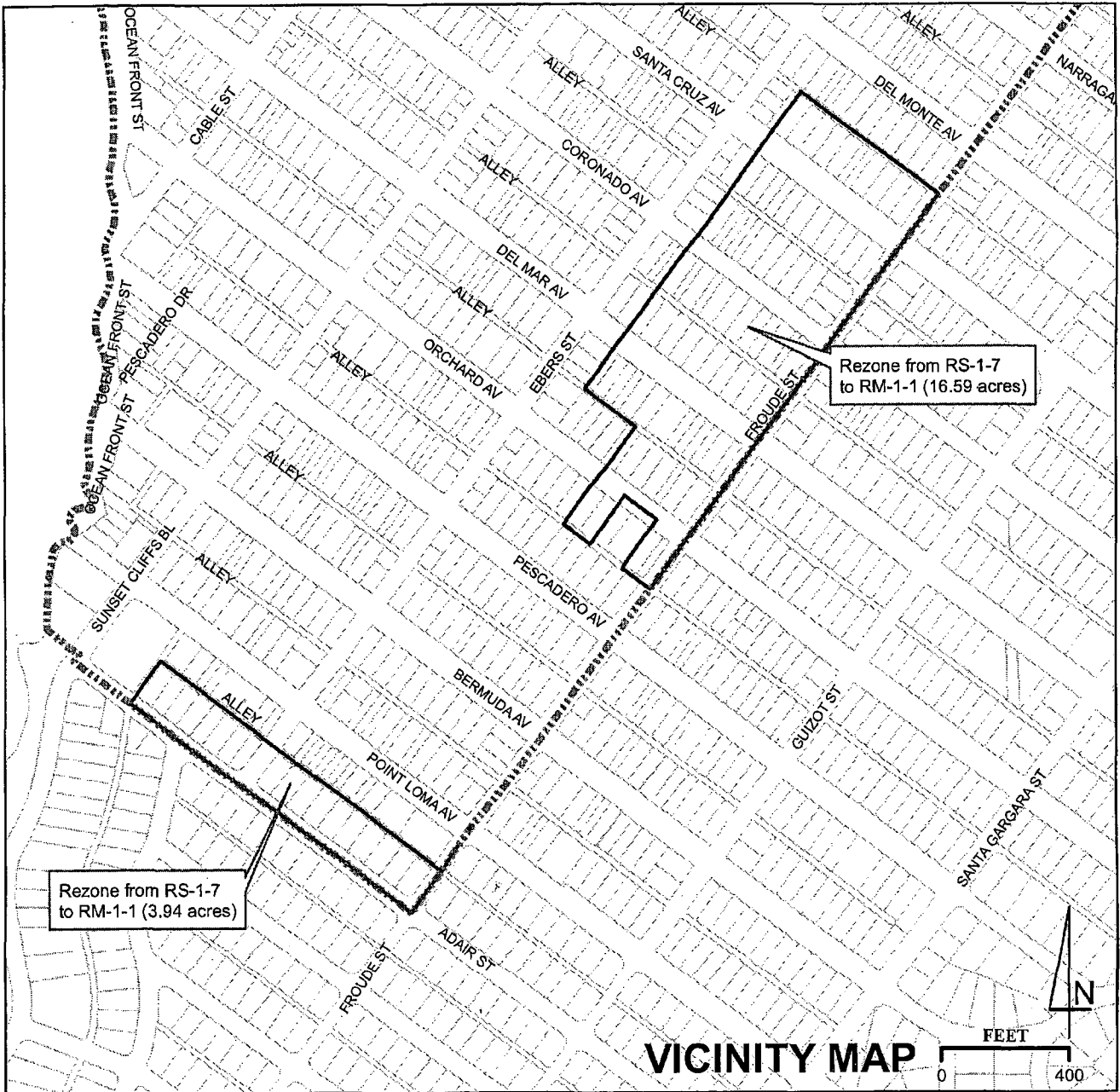
KEVIN L. FAULCONER, Mayor

EXHIBIT A

Ocean Beach Rezone Assessor Parcel Number Information

44848235	44848129	44848132
44848215	44848219	44834215
44848117	44845115	44845120
44834219	44847222	44848127
44848241	44847223	44848109
44848231	44848105	44848234
44848107	44848238	44848134
44834216	44848217	44848110
44847231	44849108	44845123
44847210	44848104	44847224
44849106	44848237	44848239
44849115	44848103	44848240
44845114	44848116	44848227
44849110	44848128	44848111
44845119	44845116	44848130
44847235	44848106	44848218
44847118	44834212	44847220
44848112	44847233	44848229
44847213	44848213	44848131
44845118	44848233	44845117
44848108	44849105	44847218
44849111	44849107	44848133
44849113	44848221	44847209
44834218	44848220	44834214
44847236	44847237	44845121
44847206	44848121	44847211
44848216	44847119	44847114
44849109	44847207	44849112
44848118	44848223	44849114
44847115	44847219	
44848228	44847208	
44834213	44848236	
44848222	44848214	
44834217	44847212	
44845122	44847221	

PROPOSED REZONING



ORDINANCE NO. _____ EFF. DATE ORD. _____ ZONING SUBJ. TO _____ BEFORE DATE _____ EFF. DATE ZONING _____ MAP NAME AND NO. _____	REQUEST PLANNING COMM. RECOMMENDATION CITY COUNCIL ACTION	CASE NO. DEVELOPMENT SERVICES MANAGER B-4297 APN: VARIOUS
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Passed by the Council of The City of San Diego on SEP 16 2014, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Harris	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 02 2014

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

(Seal)

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

By [Signature], Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

JUL 29 2014

, and on

OCT 02 2014

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

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

By [Signature], Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20410