

RESOLUTION NUMBER R- 308810

DATE OF FINAL PASSAGE MAR 25 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING AN AMENDMENT TO THE OTAY MESA COMMUNITY PLAN AND THE GENERAL PLAN TO EFFECT A COMPREHENSIVE UPDATE TO THE OTAY MESA COMMUNITY PLAN.

WHEREAS, on January 13, 2014, the City Council of the City of San Diego held a public hearing for the purpose of considering amendments to the Otay Mesa Community Plan and the General Plan and other actions associated with the comprehensive update to the Otay Mesa Community Plan; and

WHEREAS, the current Otay Mesa Community Plan was adopted in 1981; and

WHEREAS, the historical development pattern followed the natural topography of the land, with development occurring on the flat mesa tops and bounded by the extensive canyon system. Known sensitive biological resources have been documented, and planning in the area included preservation of canyon lands and sensitive resources along with development opportunities. Otay Mesa's industrial, commercial, residential, and institutional uses have developed in a manner consistent with the adopted 1981 Community Plan land use policies and zoning; and

WHEREAS, the City desires to implement the community plan update with Citywide zoning and repeal the Otay Mesa Development (OMDD) which implements the adopted Community Plan non-residentially zoned lands

WHEREAS, the update to the Otay Mesa Community Plan addresses substantial land use changes, both locally and regionally that have occurred over the past 30 years, including the loss

of designated industrial and residential land resulting from adoption of the Multiple Species Conservation Program (MSCP) in 1997; and

WHEREAS, as part of the plan update, the 2008 General Plan will be amended because the Community Plan is a component of the General Plan; and

WHEREAS, the Planning Commission of the City of San Diego held a public hearing on December 19, 2013, to consider this amendment to the Otay Mesa Community Plan; and

WHEREAS, the Planning Commission found, based on its hearing record, that this comprehensive community plan update is consistent with and implements the City of San Diego's 2008 General Plan and that the proposed update helps achieve long-term community and city-wide goals; and

WHEREAS, the City Council has considered the Planning Commission record and recommendation as well as the maps, exhibits, and written documents contained in the file for this update 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 the Otay Mesa Community Plan Update incorporates each of the policies of the City of San Diego's 2008 General Plan that the City Council has determined are mandatory and fundamental to advancement of the General Plan's goals as they apply to the Otay Mesa community.

BE IT FURTHER RESOLVED, that the City Council of the City of San Diego hereby adopts amendments to the Otay Mesa Community Plan that implement the comprehensive update thereto, with a copy of said update being on file in the office of the City Clerk as Document No. RR-308810, and that it adopts corresponding amendments to the General Plan.

BE IT FURTHER RESOLVED, after approval by the City Council of these amendments, it was noticed that Otay Mesa Community Plan Figure 3-2 depicted the street classifications for Otay Pacific Drive, Otay Pacific Place, and Las Californias incorrectly; these streets were classified pursuant to City Council Resolution R-307235 on January 10, 2012, which reclassification was not captured in all places in the Otay Mesa Community Update documents, including Figure 3-2, and therefore Figure 3-2 in Document Number RR-308810 is replaced with Figure 3-2, on file in the Office of the City Clerk as Document No. RR- 308810 .

BE IT FURTHER RESOLVED, that prior to becoming effective, this resolution shall be submitted to the San Diego County Regional Airport Authority (SDCRAA) for a consistency determination.

BE IT FURTHER RESOLVED, that if the SDCRAA finds this resolution consistent with the Airport Land Use Compatibility Plan (ALUCP) for Brown Field Airport, this resolution shall take effect and be in force on the thirtieth day from and after the finding of consistency, except that the provisions of this resolution 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.

BE IT FURTHER RESOLVED, that if the SDCRAA determines that this resolution is inconsistent or conditionally consistent, subject to proposed modifications, with the ALUCP for Brown Field Airport, the resolution shall be submitted to the City Council for reconsideration.

BE IT FURTHER RESOLVED, that if the SDCRAA determines that this resolution is conditionally consistent with the ALUCP for Brown Field Airport, but that consistency is subject to proposed modifications, the City Council may amend this resolution to accept the proposed

modifications, and this resolution 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 resolution 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.

BE IT FURTHER RESOLVED, 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 operator for the Brown Field Airport; 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.

BE IT FURTHER RESOLVED, that if the City Council makes a final decision to overrule a determination of inconsistency, this resolution shall take effect and be in force on the thirtieth day from and after that final decision, except that the provisions of this resolution 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.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Shannon M. Thomas  
Shannon M. Thomas  
Deputy City Attorney

SMT:als  
02/20/14  
09/16/16 Cor.Copy  
Or.Dept:DSD  
Doc. No.: 666497\_2

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 11 2014.

ELIZABETH S. MALAND  
City Clerk

By \_\_\_\_\_  
Deputy City Clerk

Approved: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

(See attached memo and signature page.)

**Office of  
The City Attorney  
City of San Diego**

**MEMORANDUM**

**DATE:** September 16, 2016  
**TO:** Elizabeth Maland, City Clerk  
**FROM:** Shannon M. Thomas, Deputy City Attorney *AT*  
**SUBJECT:** R-2014-400 (R-308810) – Amendment to the Otay Mesa Community Plan and General Plan

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A corrected copy of the Resolution No. R-2014-400 is being submitted to reflect the following corrections on first recital, to read:

WHEREAS, on January 13, 2014, the City Council of the City of San Diego held a public hearing for the purpose of considering amendments to the Otay Mesa Community Plan and the General Plan and other actions associated with the comprehensive update to the ~~Barrie Logan~~ Otay Mesa Community Plan; and


A new clause was added on page 3, to read:

BE IT FURTHER RESOLVED, after approval by the City Council of these amendments, it was noticed that Otay Mesa Community Plan Figure 3-2 depicted the street classifications for Otay Pacific Drive, Otay Pacific Place, and Las Californias incorrectly; these streets were classified pursuant to City Council Resolution R-307235 on January 10, 2012, which reclassification was not captured in all places in the Otay Mesa Community Update documents, including Figure 3-2, and therefore Figure 3-2 in Document Number RR-308810 is replaced with Figure 3-2, on file in the Office of the City Clerk as Document No. RR-\_\_\_\_\_.

SMT:als  
Doc. No.: 1348844

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 11 2014.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 3/20/2014  
(date)

  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on MAR 11 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"/>
District 2 (Vacant)	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 25 2014

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

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

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

(Seal)

By *Demetria J. Davis*, Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R- 308810