

Item 333
Subitem B
Tues. 7/29/14

RESOLUTION NUMBER R- 309179

DATE OF FINAL PASSAGE AUG 11 2014

A RESOLUTION APPROVING AN AMENDMENT TO THE
OCEAN BEACH COMMUNITY PLAN AND THE GENERAL
PLAN TO EFFECT A COMPREHENSIVE UPDATE TO THE
OCEAN BEACH COMMUNITY PLAN

WHEREAS, on July 29, 2014 the City Council of the City of San Diego held a public hearing for the purpose of considering amendments to the Ocean Beach Community Plan, the General Plan and Implementation Plan and other actions associated with the comprehensive update to the Ocean Beach Community Plan and Local Coastal Program; and

WHEREAS, the current Ocean Beach Community Plan and Local Coastal Program was adopted in 1975; and

WHEREAS, the Ocean Beach Community Plan Update provides a balanced land use plan, and preserves the existing mixed-use, coastal village community character and continues to meet the needs of the Ocean Beach community; and

WHEREAS, the update to the Ocean Beach Community Plan Update focuses on urban design, community character, public views, multi-modal mobility, protection of sensitive resources, and sea level rise; and

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

WHEREAS, the City desires to correct an inconsistency between the zone and the residential land use designation for a portion of Ocean Beach by rezoning 99 properties as part of the update process; and

WHEREAS, the Planning Commission of the City of San Diego held a public hearing on May 29, 2014, to consider this amendment to the Ocean Beach Community Plan and Local Coastal Program; 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 Ocean Beach 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 Ocean Beach community: and

BE IT FURTHER RESOLVED, that the City Council of the City of San Diego hereby adopts amendments to the Ocean Beach Community Plan and Local Coastal Program that implement the comprehensive update thereto, and that it adopts corresponding amendments to the General Plan, with a copy of said update being on file in the office of the City Clerk as Document No. ~~R-~~ 309179.

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 San Diego International Airport (Lindberg Field), 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 Lindberg Field, 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 Lindberg Field, 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 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.

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



Corrine Neuffer
Deputy City Attorney

CLN:dkr
5/16/2014
7/25/2014 Cor. Copy
Or.Dept: DSD
Doc. No. 790076_3
Comp. R-2014-747

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 29 2014

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 8/11/14
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

JUL 29 2014

Passed by the Council of The City of San Diego on _____, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherr 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 type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 11 2014

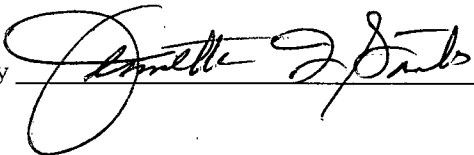
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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 , Deputy

Office of the City Clerk, San Diego, California

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