

RESOLUTION NUMBER R- 309576

DATE OF FINAL PASSAGE MAR 27 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DECLARING A SHELTER CRISIS IN THE CITY OF SAN DIEGO, AND RELATED ACTIONS.

WHEREAS, a significant number of persons are living outside and unsheltered in the City of San Diego at any given time, without the ability to obtain shelter; and

WHEREAS, the 2014 Regional Task Force on the Homeless Point-in-Time Count revealed 62.8 percent (5,199 individuals) of persons experiencing homelessness in the San Diego region are located within the City of San Diego; and

WHEREAS, of those homeless persons counted, 2,468 were living on the streets, and the City has insufficient shelter beds to shelter these persons; and

WHEREAS, such individuals are at risk of injury and harm due to exposure to the elements and due to other health, safety, and welfare-related circumstances and consequences associated with living outside; and

WHEREAS, such individuals generally camp or lodge overnight on or in City parks, sidewalks, parking lots, and beaches; and

WHEREAS, the effects and impacts of such camping and lodging activities on the physical environmental resources and on the use and enjoyment of public spaces for their intended purpose have an adverse effect on the health and safety of the people in the City, including the homeless population, and those effects and impacts constitute a nuisance for which abatement is warranted; and

WHEREAS, in Fiscal Year 2016, the City will provide funding for a total of 320 homeless shelter beds and transitional housing beds from various funding sources; and

WHEREAS, there is a need for additional shelter beds to accommodate the number of City homeless individuals in need of such shelter; and

WHEREAS, there is a need to allow for the operation of a year-round Interim Housing Facility for Homeless Adults (Interim Housing), to be located at the St. Vincent de Paul Village, Inc. campus at 16 15th Street, and a Day Center Facility for Homeless Adults (Day Center) to be located at a lot leased to the City by the California Department of Transportation at 299 17th Street; and

WHEREAS, pursuant to the provisions of California Government Code section 8698 et seq., the City may declare a shelter crisis, which is deemed to constitute a local emergency; and

WHEREAS, pursuant to California Government Code Section 8698.1(b), upon declaration of a shelter crisis, the provisions of state or local regulatory statutes, regulations, and ordinances prescribing standards of housing, health, or safety are deemed suspended and inapplicable to the extent that strict compliance with such regulations or ordinances would in any way prevent, hinder, or delay the mitigation effects of the shelter crisis; and

WHEREAS, strict compliance with otherwise applicable state or local statutes, regulations and ordinances would prevent, hinder or delay the mitigation of the effects of the shelter crisis; NOW, THEREFORE,

BE IT RESOLVED, that the Council of the City of San Diego hereby finds and adopts the recitals above as findings and determinations.

BE IT FURTHER RESOLVED, that the City hereby finds and declares the existence of a shelter crisis in the City of San Diego pursuant to and in accordance with the provisions of California Government Code section 8698.2(a)(1), because a significant number of persons in the City are without the ability to obtain shelter, resulting in a threat to their health and safety.

BE IT FURTHER RESOLVED, that this declaration of the existence of a shelter crisis shall continue until terminated by the City Council; specifically, that it shall be applicable to activities that include but are not limited to the establishment and continued operation of the Interim Housing program and Day Center program.

BE IT FURTHER RESOLVED, that the activities described in this resolution are not a project as defined in California Environmental Quality Act (CEQA) Section 15378 and, therefore, are not subject to CEQA pursuant to Section 15060 (c)(3) of the State CEQA Guidelines.

BE IT FURTHER RESOLVED, that the Mayor, or designee, is authorized to execute such documents and to perform such acts as are necessary and appropriate to implement these approvals.

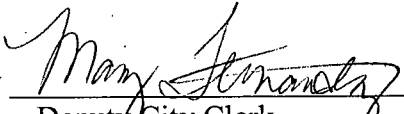
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Leslie A. FitzGerald  
Senior Chief Deputy City Attorney

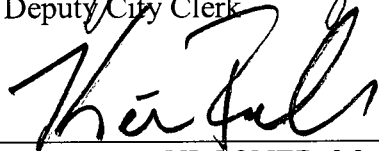
LAF:nja  
03/17/15  
Or.Dept: SDHC  
Doc. No.: 975994

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 24 2015.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 3/27/15  
(date)

  
KEVIN L. FAULCONER, Mayor

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

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

Passed by the Council of The City of San Diego on MAR 24 2015, 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"/>
Lorie Zapf	<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"/>
Chris Cate	<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 27 2015

(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 *Mary Fernandez*, Deputy

Office of the City Clerk, San Diego, California

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