

RESOLUTION NUMBER R- 309872

DATE OF FINAL PASSAGE JUL 21 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE GENERAL PLAN AND THE EAST ELLIOTT COMMUNITY PLAN AMENDMENT FOR THE CASTLEROCK AMENDMENT PROJECT NO. 388889.

ITEM # 338
SUB-E
7/21/15

WHEREAS, on September 16, 2013, the City Council of the City of San Diego held a public hearing for the purpose of considering an amendment to the General Plan and the East Elliott Community Plan to adopt the residential project known as the Castlerock Project (Project No. 10046) under dual scenarios where 109 acres of the Castlerock Project would be annexed into the City of Santee (Annexation Scenario) upon the San Diego Local Area Formation Commission's (LAFCO) approval, and in the event LAFCO did not approve the Annexation Scenario, the Castlerock Project would be developed in the City of San Diego (No Annexation Scenario); and

WHEREAS, on September 16, 2013, by Resolution No. R-308433, the City Council of the City of San Diego adopted an amendment to the General Plan and the East Elliott Community Plan for the Castlerock Project (Prior Plan Amendments); and

WHEREAS, which version of the Prior Plan Amendments is effective is contingent upon a final decision of LAFCO regarding the reorganization, which is still pending; and

WHEREAS, Pardee Homes has redesigned Unit 5 of the Castlerock Project to avoid the northern drainage area on-site while still meeting the basic project objectives (Castlerock Amendment Project), and has submitted an application for an amendment to the General Plan and East Elliot Community Plan (Plan Amendment No. 1366473); and

WHEREAS, the Castlerock Amendment Project proposes to amend the General Plan and the East Elliott Community Plan to redesignate a portion of the community plan located north of

Mast Boulevard, west of Medina Drive, and abutting the City of Santee from Very-Low Density Residential at a density range of zero to five dwelling units per acre to Open Space and from Open Space to Very-Low Density Residential, the site is legally described as portions of Lots 4, 5, 8 and 9 of the re-subdivision of a part of Fanita Ranch, Map thereof No. 1703, filed February 28, 1918, City of San Diego, County of San Diego, State of California; and

WHEREAS, if the reorganization is not approved, then land use designations of Open Space and Very-Low Density Residential, consistent with Rezone drawing B-4311, shall be made to the East Elliott Community Plan and the General Plan, and the 44.9-acre territory proposed for annexation shall remain in the City of San Diego; and

WHEREAS, on June 25, 2015, the Planning Commission of the City of San Diego considered the Castlerock Amendment Project and voted 3:2 to recommend City Council approval and 4:1 to forward the split vote to the City Council; and

WHEREAS, on July 21, 2015, the City Council of the City of San Diego held a public hearing for the purpose of considering an amendment to the General Plan and the East Elliott Community Plan within Unit 5 of the Castlerock Project that would apply under either the Annexation Scenario or No Annexation Scenario; and

WHEREAS, the Council of the City of San Diego has considered all maps, exhibits, and written documents contained in the file for this project on record in the City of San Diego, and has considered the oral presentations given at the public hearing;

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 evidence presented; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that it adopts the General Plan and East Elliott Community Plan Amendments as follows:

1. The amendments to the East Elliott Community Plan, a copy of which is on file in the office of the City Clerk as Document No. RR- 309872 , are adopted.

2. An amendment to the General Plan for the City of San Diego to remove approximately 44.9 acres from the City of San Diego's boundaries and to incorporate the above amended plan is adopted.

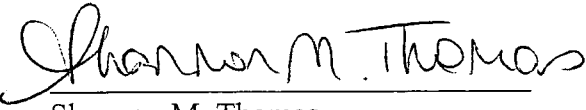
3. These amendments to the East Elliott Community Plan and General Plan only supersede the General Plan and East Elliott Community Plan amendments adopted in Resolution No. R-308433 with regards to the Castlerock Amendment Project, Unit 5.

4. The amendments in sections 1, 2 and 3 shall take effect only upon a final decision of LAFCO to approve the reorganization, which is concurrent with the effective date of Resolution No. R-308433.

5. If the reorganization is not approved, amendments to the East Elliott Community Plan and General Plan are adopted: the land use designations of Open Space and Very-Low Density Residential, consistent with Rezone drawing B-4311, shall be made to the East Elliott Community Plan and the General Plan, and the 44.9-acre territory proposed for annexation shall remain in the City of San Diego.

6. No building permits for development inconsistent with the provisions of this resolution shall be issued unless application therefore was made prior to the passage of this resolution.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Shannon M. Thomas
Deputy City Attorney

SMT:als
06/29/2015
Or.Dept:DSD
Doc. No.: 1043438_2

Passed by the Council of The City of San Diego on JUL 21 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 JUL 21 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 , Deputy

Office of the City Clerk, San Diego, California

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