

RESOLUTION NUMBER R- 310069

DATE OF FINAL PASSAGE NOV 24 2015

Item 330  
Tuesday, Nov. 10

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO TO WAIVE THE PORTION OF THE MILLS ACT COUNCIL POLICY RELATED TO REDEVELOPMENT PROJECT AREAS FOR TWO YEARS TO ALLOW CERTAIN PROPERTY OWNERS WITHIN THE FORMER REDEVELOPMENT PROJECT AREAS TO APPLY FOR THE MILLS ACT AGREEMENT UNDER THE SAME PROCESS AS PROPERTIES OUTSIDE THE REDEVELOPMENT PROJECT AREAS.

WHEREAS, California Government Code section 50280, *et seq.* authorizes the City Council to enter into contracts with the owners of qualified historic properties to provide for the use, maintenance, and restoration of such historic properties to retain their historic significance; and

WHEREAS, the City Council has delegated its authority to enter into and process historic property contracts (Mills Act Agreements) pursuant to Council Policy 700-46 in order “to provide a monetary incentive to the owners of historically designated properties in the form of a property tax reduction for the maintenance, restoration and rehabilitation of historical properties within the City of San Diego;” and

WHEREAS, under Council Policy 700-46 (Implementation, Subsection 2. Areas within Redevelopment Project Areas and Study Areas), properties located within Redevelopment Project Areas (RPAs) are subject to additional requirements prior to entering into the Mills Act Agreement with the City; and

WHEREAS, additional provisions require review and approval of the Mills Act application by the Redevelopment Agency, the Centre City Development Corporation, or the Southeast Economic Development Corporation; and

WHEREAS, the provisions state that within a RPA (with the exception of the College Community RPA) Mills Act Agreements shall only be permitted as follows:


1. Owner-occupied single family homes.
2. All other properties may be eligible if they require rehabilitation, the owner agrees to rehabilitate the property in accordance with plans approved by the Agency, and the owner demonstrates that through a project pro forma which is independently evaluated by the Agency; and

WHEREAS, City staff requests that the portion of the Council Policy related to RPAs be waived for a period of two years to provide HRB staff with sufficient time to revise the Policy; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the portion of Council Policy 700-46 as it relates to former Redevelopment Project Areas (Implementation, Subsection 2. Areas within Redevelopment Project Areas and Study Areas) is waived for a period of two years (2015 and 2016) and properties within the Redevelopment Project Areas are allowed to use the same implementation process set forth in Council Policy 700-46 as those properties in “Areas Outside the Redevelopment Project Areas and Study Areas.”

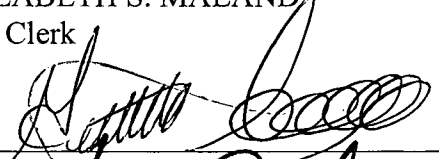
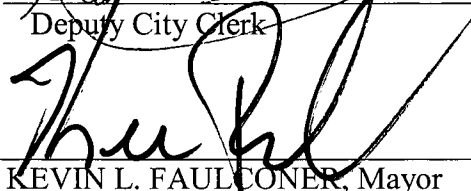
BE IT FURTHER RESOLVED, that no other provisions of the Council Policy would be required to be waived to allow this and future property owners within the former Centre City RPA or other former RPAs to apply for a Mills Act Agreement in 2015 or 2016.

APPROVED: JAN I. GOLDSMITH, City Attorney

By \_\_\_\_\_  
Corrine L. Neuffer  
Deputy City Attorney

CLN:dkr  
10/28/2015  
Or.Dept: Planning Division  
Doc. No.: 1159116\_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 10 2015.

ELIZABETH S. MALAND,  
City Clerk  
By \_\_\_\_\_  
Deputy City Clerk  
  
\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Approved: 11/19/15  
\_\_\_\_\_  
(date)

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

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

Passed by the Council of The City of San Diego on NOV 10 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 24 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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