

ORDINANCE NUMBER O- 20674 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 12 2016

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING AMENDMENTS TO THE GENERAL PLAN, CARMEL VALLEY COMMUNITY PLAN, AND THE CARMEL VALLEY EMPLOYMENT CENTER DEVELOPMENT UNIT NUMBER TWO PRECISE PLAN FOR THE NEW ONE PASEO PROJECT AND WAIVING THE REQUIREMENT OF A PLANNING COMMISSION HEARING AND RECOMMENDATION PRIOR TO THE PASSAGE OF THIS ORDINANCE.

WHEREAS, Kilroy Realty, L.P., a Delaware Limited Partnership, requested amendments to redesignate the 23.6-acres within the General Plan from Industrial Employment to Multiple Use, the Carmel Valley Community Plan from Employment Center to Community Village, and an amendment to the North City West (Carmel Valley) to Employment Center Development Unit Number Two Precise Plan (Precise Plan) to include design parameters for the site (Plan Amendments); and

WHEREAS, the site is located south of Del Mar Heights Road between El Camino Real and High Bluff Drive within the Carmel Valley Community Planning Area. The site is legally described as Parcel 1 and 2 of Parcel Map No. 15061 and Parcel 2 of Parcel Map No. 19130 within the City of San Diego, County of San Diego, State of California; and

WHEREAS, under Charter section 280(a)(2), this ordinance 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 the evidence presented; and

WHEREAS, amendments to the Community Plan require an amendment to the General Plan due to the Community Plan being part of the Land Use Element of the General Plan; and,

WHEREAS, due to recusals, the Planning Commission of the City of San Diego was unable to obtain a quorum to hear and provide a recommendation on the Plan Amendments; and

WHEREAS, on June 27, 2016, the City Council of the City of San Diego held a public hearing for the purpose of considering the Plan Amendments; and

WHEREAS, the City Council considered various factors with respect to the Plan Amendments, including but not limited to the following: 1) consistency with the goals and policies of the General Plan; 2) additional public benefits to the community as compared to the existing plans; 3) availability of public facilities to serve the proposed increase in density or intensity, or whether their provision is addressed as part of the Plan Amendments; 4) the level and diversity of community support; 5) appropriateness of the size and boundary for the amendment site; 6) provision of additional benefit to the community; 7) implementation of major General Plan and Community Plan goals; and 8) provision of public facilities; 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; NOW THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That it adopts the amendments to the General Plan, the Carmel Valley Community Plan, and the Precise Plan, a copy of which is on file in the office of the City Clerk as Document No. 00- 20674, contingent upon final passage of O- 20677 approving Vesting Tentative Map No. 1579190 and O- 20676

approving Site Development Permit No. 1579191 and Neighborhood Development Permit No. 1579192.

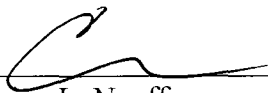
Section 2. That, notwithstanding San Diego Municipal Code section 112.0509, which provides for a Planning Commission hearing and recommendation prior to certain City Council actions, no Planning Commission hearing or recommendation is required related to the actions being authorized pursuant to this ordinance.

Section 3. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By

  
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Corinne L. Neuffer  
Deputy City Attorney

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06/08/16  
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Passed by the Council of The City of San Diego on JUL 12 2016, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 12 2016

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

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

By Mary Fernandez, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

JUN 27 2016, and on JUL 12 2016

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

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

By Mary Fernandez, Deputy

Office of the City Clerk, San Diego, California  
Ordinance Number O- 20674