

RESOLUTION NUMBER R- 310348

DATE OF FINAL PASSAGE APR 11 2016

ITEM # 200  
SUB-E  
4/11/16

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING AMENDMENTS TO THE GENERAL PLAN AND MISSION BEACH PRECISE PLAN, AND LOCAL COASTAL PROGRAM NO. 1283303 FOR MISSION BEACH RESIDENCES - PROJECT NO. 366139.

WHEREAS, on April 11, 2016, 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 Mission Beach Precise Plan, and Local Coastal Program; and

WHEREAS, MB9 OWNER, LLC, a Delaware Limited Liability Company, requested an amendment to the General Plan and the Mission Beach Precise Plan and Local Coastal Program to redesignate the site from Institutional & Public and Semi-Public Facilities in the General Plan to 'Residential' and from 'School' in the Mission Beach Precise Plan to 'Residential' use at 36 dwelling units per acre (du/ac); and

WHEREAS, the site is located at 818 Santa Barbara Place, the 1.88-acres site is legally described as: Parcel 2: Lots A through O, inclusive in Block 112 of Mission Beach, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 1651, filed in the Office of the County Recorder of San Diego County, December 14, 1914; and Parcel 3: Lots A through L, inclusive in Block 115 of Mission Beach, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 1651, filed in the Office of the County Recorder of San Diego County, December 14, 1914; together with said portion of the alley and street hereby closed and described by an unrecorded resolution ordering work No. 75861; and

WHEREAS, the Planning Commission of the City of San Diego found the proposed amendment consistent with the General Plan; and

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 the evidence presented; 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,

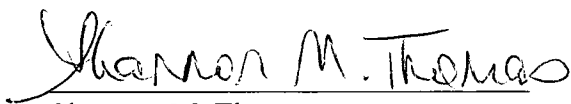
BE IT RESOLVED, by the Council of the City of San Diego, that it adopts the amendments to the General Plan, a copy of which is on file in the office of the City Clerk as Document No. RR- 310348-1, and the Mission Beach Precise Plan and Local Coastal Program, a copy of which is on file in the office of the City Clerk as Document No. RR- 310348-2.

BE IT FURTHER RESOLVED, that the Council adopts and amendment to the General Plan for the City of San Diego to incorporate the above amended plan.

BE IT FURTHER RESOLVED, that this project is located in the Coastal Zone, therefore, the City Council's decision requires amending the City's Local Coastal Program. As a result,

these amendments will not become effective in the Coastal Zone until the Coastal Commission unconditionally certifies the Local Coastal Program amendment.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Shannon M. Thomas  
Deputy City Attorney

SMT:als  
03/04/2016  
Or.Dept:DSD  
Doc. No.: 1217688

Passed by the Council of The City of San Diego on APR 11 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage APR 11 2016.

(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

Resolution Number R-

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