

RESOLUTION NUMBER R- **314470**

DATE OF FINAL PASSAGE **NOV 15 2022**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING AN AMENDMENT TO THE GENERAL PLAN TO REDESIGNATE A 4.46-ACRE SITE FROM COMMERCIAL EMPLOYMENT, RETAIL & SERVICES TO RESIDENTIAL AND AN AMENDMENT TO THE OTAY MESA COMMUNITY PLAN TO REDESIGNATE THE 4.46-ACRE SITE FROM COMMUNITY COMMERCIAL-RESIDENTIAL PROHIBITED TO RESIDENTIAL-MEDIUM 15-29 DWELLING UNITS PER ACRE IN THE OTAY MESA COMMUNITY.

WHEREAS, Tri Pointe Homes requested an amendment to the Otay Mesa Community Plan to redesignate a 4.46-acre site at the southeast corner of Caliente Avenue and Otay Mesa Road from Community Commercial-Residential Prohibited to Residential-Medium 15-29 dwelling units per acre; and

WHEREAS, the action includes an amendment to the General Plan to redesignate the 4.46-acre site from Commercial Employment, Retail and Services to Residential due to the Otay Mesa Community Plan being part of the Land Use Element of the General Plan; and

WHEREAS, the site is legally described as: Lot 1 of California Terraces PA61 Final Map No. 16413, recorded on August 27, 2020, as File No. 2020-7000258; and

WHEREAS, the San Diego City Council (City Council) 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; and

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

WHEREAS, on NOV 15, 2022, the City Council held a public hearing for the purpose of considering an amendment to the General Plan and the Otay Mesa Community Plan; and

WHEREAS, the City Council has considered the Planning Commission record and recommendation, as well as the maps, exhibits, and written documents contained in the file for this amendment on record in the City of San Diego, and has considered the oral presentation given at public hearing; and

WHEREAS, the amendment retains internal consistency with the Otay Mesa Community Plan and the General Plan and helps achieve long-term community and citywide goals; NOW, THEREFORE,

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; and

WHEREAS, under San Diego Charter section 280(a)(2), this resolution is not subject to veto by the Mayor because this matter requires the San Diego City Council (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 City Council was required by law to consider evidence at the hearing and to make legal findings based on the evidence presented; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the amendment to the Otay Mesa Community Plan and General Plan is approved, a copy of which is on file in the office of the City Clerk as Document No. RR- 314470.

BE IT FURTHER RESOLVED, that the amendment to the General Plan is approved, a copy of which is on file in the office of the City Clerk as Document No. RR- 314470.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Corrine L. Neuffer
Corrine L. Neuffer
Chief Deputy City Attorney

CLN:cm
October 25, 2022
Or.Dept: Development Services
Doc. No. 3124881

Passed by the Council of The City of San Diego on NOV 15 2022, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<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"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 15 2022.

(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:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

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

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

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