

RESOLUTION NUMBER R- **314814**  
DATE OF FINAL PASSAGE MAY 01 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO DECLARING CITY-OWNED REAL PROPERTY  
LOCATED AT 7TH AVENUE AND MARKET STREET  
(APN 535-112-12) SURPLUS LAND UNDER CALIFORNIA  
GOVERNMENT CODE SECTIONS 54220-54234 AND  
APPROVING A RELATED WAIVER OF COUNCIL POLICY  
700-10.

WHEREAS, the City of San Diego (City) owns the real property located in the vicinity of  
7th Avenue and Market Street, which consists of approximately 55,000 square feet (Property);  
and

WHEREAS, the California Surplus Land Act (SLA), Government Code sections 54220-  
54234, requires in Government Code section 54221(b)(1) that the Council of the City of  
San Diego (City Council) take formal action at a regular public meeting to declare the Property  
surplus land before the City may take any action to dispose of the Property; and

WHEREAS, the California Department of Housing and Community Development (HCD)  
published its 2021 SLA Guidelines that interpret the SLA to apply to both the proposed sale of  
surplus land and the proposed leasing of surplus land (subject to limited exceptions not  
applicable in this instance); and

WHEREAS, the City declares that the Property is surplus land because the Property is  
vacant and has no foreseeable use by the City; and

WHEREAS, the City Council intends to waive the requirement in Council Policy 700-10  
that the Property be circulated to City departments for review to determine if there is a municipal  
use for the Property before the City disposes of the Property because the Property has been

owned by the former Redevelopment Agency of the City of San Diego and is now subject to disposition consistent with the SLA and the City Council approved Affordable Housing Master Plan; and

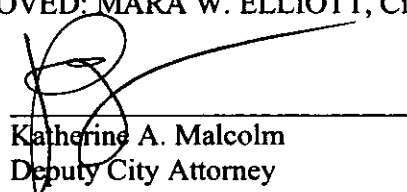
WHEREAS, the Office of the City Attorney has drafted this Resolution based on the information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

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

1. The Property does not have a foreseeable use by the City and is declared surplus land under the SLA.
2. The Mayor or designee is authorized and directed to issue a notice of availability of the Property for sale under the SLA.
3. The requirement in Council Policy 700-10 that the Property be circulated to City departments for review to determine if there is a municipal use for the Property before the City disposes of the Property is waived for sale of the Property in accordance with this Resolution.

APPROVED: MARA W. ELLIOTT, City Attorney

By:



Katherine A. Malcolm  
Deputy City Attorney

KAM:cc  
03/03/2023  
Or. Dept.: Economic Dev't  
Doc. No.: 3274946

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 25 2023.

DIANA J.S. FUENTES  
City Clerk

By   
Deputy City Clerk

Approved: 5/1/23  
(date)

  
TODD GLORIA, Mayor

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

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on APR 25 2023, 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"/>
Kent Lee	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 MAY 01 2023.

**(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)

DIANA J.S. FUENTES  
City Clerk of The City of San Diego, California.

By Kristelle Medina, Deputy  
for Connie Patterson

Office of the City Clerk, San Diego, California

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