

#606  
09/10/2024

(O-2024-135)

ORDINANCE NUMBER O- 21869 (NEW SERIES)

DATE OF FINAL PASSAGE SEP 17 2024

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO DEDICATING APPROXIMATELY 166 ACRES OF CITY-OWNED LAND, KNOWN AS ROSELLE CANYON-CAMPUS POINT HEADLAND, ROSELLE CANYON TOWNE CENTRE DRIVE HEADLANDS, NOBEL BOWTIE, AND NOBEL HILL, IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR PUBLIC PARKS.

WHEREAS, San Diego Charter (Charter) section 55 provides that all real property owned in fee by the City of San Diego (City) that is dedicated by ordinance for park and recreation purposes shall not be used for any but park and recreation purposes without a changed use or purpose being authorized by a two-thirds vote of the people; and

WHEREAS, City Attorney Resolution R-2024-645, which was considered along with this Ordinance, proposes to adopt a comprehensive update to the University Community Plan; and

WHEREAS, this comprehensive update creates a new community plan for the University community, to recognize its unique land use and urban form characteristics; and

WHEREAS, as part of the comprehensive update to the University Community Plan, the City has identified the open space parks, known as Roselle Canyon-Campus Point Headland (Site Code – K302P2), Roselle Canyon Towne Centre Drive Headlands (Site Code – K302P3), Nobel Bowtie (Site Code – L310RU), and Nobel Hill (Site Codes L303RU and L303PM), identified by the Department of Real Estate and Airport Management site codes, as meeting the Charter and Council Policy 700-17 (Policy) requirements; and recommends that those parks be dedicated by ordinance; and

WHEREAS, the Policy requires the Park and Recreation Board to review the City's inventory of park lands to determine which parks have met the requirements for dedication by ordinance; and

WHEREAS, the City is waiving the Policy because the dedication of the open space parks meets all of its requirements; and

WHEREAS, the Office of the City Attorney has drafted this Ordinance based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

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

Section 1. The parcels of City-owned land known as Roselle Canyon-Campus Point Headland, Roselle Canyon Town Centre Drive Headlands, Nobel Bowtie, and Nobel Hill, which is more particularly described in Exhibit A, attached hereto and incorporated by reference, is set aside and dedicated in perpetuity for park and recreational purposes.

Section 2. The City Council hereby specifically reserves the right to establish underground public service easements through and across the dedicated property so long as the construction and maintenance of the subject easements do not substantially negatively impact the availability of the property for use for park and recreational purposes.

Section 3. The City Council waives the provision in Council Policy 700-17 requiring the Parks and Recreation Board to review the City's inventory of park lands to determine which parks have met the requirements for dedication by ordinance.

Section 4. A full reading of this Ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 5. This Ordinance shall take effect and be in force on the effective date of City Attorney Ordinance O-2024-134, adopting rezoning of property included in the comprehensive update to the University Community Plan.

APPROVED: MARA W. ELLIOTT, City Attorney

By Shannon Christine Eckmeyer  
Shannon Christine Eckmeyer  
Deputy City Attorney

SCE:cm  
June 12, 2024  
Or.Dept: Planning  
Doc. No. 3654310

Attachment:  
Exhibit A: Proposed Charter § 55 Dedications

I certify that this Ordinance was passed by the Council of the City of San Diego, at this meeting of SEP 10 2024.

DIANA J.S. FUENTES  
City Clerk

By Connie Patterson  
Deputy City Clerk

Approved: 9/17/24  
(date)

Todd Gloria  
TODD GLORIA, Mayor

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

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



Passed by the Council of The City of San Diego on SEP 10 2024, 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Foster III	<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 SEP 17 2024

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 Ginda Irwin, Deputy  
For Connie Patterson

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

JUL 30 2024

, and on

SEP 17 2024

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)

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By Ginda Irwin, Deputy  
For Connie Patterson

Office of the City Clerk, San Diego, California

Ordinance Number O- 21869