

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, FEBRUARY 9, 1988
AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:08 a.m. The meeting was recessed by Mayor O'Connor at 12:09 Noon to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:06 p.m. with Council Members Roberts, McColl, and Struiksma not present. Mayor O'Connor adjourned the meeting at 3:58 p.m. into Closed Session on Tuesday, February 16, 1988 at 9:30 a.m. in the twelfth floor conference room to discuss pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-present
 - (3) Council Member McColl-present
 - (4) Council Member Pratt-present
 - (5) Council Member Struiksma-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour (eb,rb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-not present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-330:

Four actions relative to the Improvement of City Heights

Block Grant Alley and Sewer Main Replacement, Contract No. 7, under the provisions of the San Diego Municipal Code and the Improvement Act of 1911:
(Mid-City Community Area. District-3.)

Subitem-A: (R-88-1268) ADOPTED AS RESOLUTION R-270322
Resolution of Feasibility for the Improvement of City Heights Block Grant Alley and Sewer Main Replacement, Contract No. 7, under the provisions of the San Diego Municipal Code and the Improvement Act of 1911.

Subitem-B: (R-88-1269) ADOPTED AS RESOLUTION R-270323
Ordering the work for the Improvement of City Heights Block Grant Alley and Sewer Main Replacement, Contract No. 7, under the provisions of the San Diego Municipal Code and the Improvement Act of 1911.

Subitem-C: (R-88-1271) ADOPTED AS RESOLUTION R-270324
Inviting sealed proposals for bids for the Improvement of City Heights Block Grant Alley and Sewer Main Replacement, Contract No. 7, under the provisions of the San Diego Municipal Code and the Improvement Act of 1911.

Subitem-D: (R-88-1270) ADOPTED AS RESOLUTION R-270325
Adopting the plans and specifications for the Improvement of City Heights Block Grant Alley and Sewer Main Replacement, Contract No. 7, under the provisions of the San Diego Municipal Code and the Improvement Act of 1911.

CITY MANAGER SUPPORTING INFORMATION: The City Heights Block Grant Alley and Sewer Main Replacement, Contract No. 7 is to be considered by Council under the CDBG-Assessment District cost sharing concept. The cost sharing concept is based on CDBG funds being used to finance 50 percent of the alley improvement regardless of the income or residency status of the benefiting property owners. The remaining 50 percent of the alley improvement cost will be assessed to the benefiting parcels with CDBG funds being utilized to pay the assessments for owner-occupants who meet HUD income guidelines. Property owners who do not qualify may pay the remaining 50 percent over a period of ten years. The proposed improvements to the two alleys included in this contract consist of clearing, grubbing, grading, paving, curb, retaining wall, storm drain and sewer main replacement improvements. There are 26 parcels involved and 11 of them are owner-occupied. All property owners have

been notified of the proposed improvements and given information regarding the assessment payment program. The cost of the sewer main replacements will be paid from Water Utility Department sewer annual allocation funds.

WU-E-88-076.

FILE LOCATION: STRT D-2271

COUNCIL ACTION: (Tape location: A355-517.)

Hearing began 10:36 a.m. and halted 10:46 a.m.

Testimony in opposition by Lt. Col. Leon Punsalan.

Testimony by Bernard Punsalan.

MOTION BY McCOLL TO ADOPT SUBITEMS A, B, C, AND D. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-331: (R-88-1702) ADOPTED AS RESOLUTION R-270326 DENYING APPEAL AND VARIANCE

19880209

Appeal of Nina and Victor Charles Roy, from the decision of the Board of Zoning Appeals in granting, with modifications, a request to maintain: 1) 71 linear ft. of 6'0" high stuccoed block wall with two 8'0" high columns observing a 5'6" front yard at the closest point where 15'0" is required, and 2) 72 linear ft. of 6'0" stuccoed block wall with four 8'0" high columns observing a 7'0" street side yard at the closest point where 10'0" is required, on a site located on the southeast corner of Viacha Drive and Viacha Way, in Zone R1-5000, in the Tierrasanta Community Plan area. The subject property is further described as Lot 284, Villa Granada, Unit 4, Map-8577.

(Case C-19658. District-7.)

Adoption of a Resolution granting or denying the appeal and the variance with appropriate findings to support Council action.

FILE LOCATION: ZONE Zoning Appeals Case C-19658

COUNCIL ACTION: (Tape location: A069-344.)

Hearing began 10:14 a.m. and halted 10:35 a.m.

Testimony in favor by Victor Roy.

Testimony in opposition by Jim Madaffer.

MOTION BY McCARTY TO ADOPT RESOLUTION DENYING THE VARIANCE WITH THE FINDINGS TO SUPPORT THE ZONING ADMINISTRATOR'S DECISION TO REMOVE THE WALL. Second by Wolfsheimer. Passed by the

following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-nay, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-nay.

ITEM-332:

Matters of the following accelerated variance requests from the Interim Development Ordinance (IDO):

- a) A variance request from the Interim Development Ordinance (IDO) to construct 2 single family units. The subject property is described as Lots 2442 and 2449 Bernardo Trails, Unit No. 7, and is further described as Assessor's Parcel Nos. 272-640-38 and 31. The A1-1 zoned site is within the Rancho Bernardo Community Plan.
Case-87-3047 (Accelerated) (District-1.)
- b) A variance request from the Interim Development Ordinance (IDO) to construct 3 single family units. The subject property is described as Lots 2420, 2421, and 2425 Bernardo Trails, Unit No. 7, and is further described as Assessor's Parcel Nos. 272-640-9, 10, and 14. The A1-1 zoned site is within the Rancho Bernardo Community Plan.
Case-87-3046 (Accelerated) (District-1.)
- c) A variance request from the Interim Development Ordinance (IDO) to construct a 9 unit project (includes proposed units and any existing units to remain). The subject property is located at 520-538 Marine Street and is described as Lot 2, Block 1, Scripps Addition, According to Map-897. The R-1000 zoned site is within the La Jolla Community area.
Case-87-4002 (Accelerated) (District-1.)
- d) A variance request from the Interim Development Ordinance (IDO) to construct 4 units (three new, one replacement). The subject property is located at 854 Reed Avenue and is described as Assessor's Parcel No. 423-122-14. The R-1500 zoned site is within the Pacific Beach Community Plan.
Case-87-3026 (Accelerated) (District-6.)
- e) A variance request from the Interim Development Ordinance (IDO) to construct a 4 unit condominium on a 6000 square foot lot (removing a single family dwelling). The subject property is located at 1368 Reed Avenue and is described as Assessor's Parcel No. 423-173-20. The R-1500 zoned site is within the Pacific Beach Community Plan.
Case-87-4007 (Accelerated) (District-6.)
- f) A variance request from the Interim Development Ordinance (IDO) to construct 4 multi-family resident units. The subject property is located at 1531 Missouri Street and is described as Assessor's Parcel No. 416-402-04. The R-1500

zoned site is within the Pacific Beach Community Plan.

Case-87-3044 (Accelerated) (District-6.)

- g) A variance request from the Interim Development Ordinance (IDO) to construct a 3 unit project. The subject property is located at 154 East Park Avenue and is described as Assessor's Parcel No. 666-050-27. The R-1500 zoned site is within the San Ysidro Community Plan.

Case-87-3034 (Accelerated) (District-8.)

19880209

Subitem-A: (R-88-) CONTINUED TO MARCH 22, 1988, 2:00 P.M.

Adoption of a Resolution granting or denying the variance request for Case-87-3047 with appropriate findings to support Council action.

Subitem-B: (R-88-) CONTINUED TO MARCH 22, 1988, 2:00 P.M.

Adoption of a Resolution granting or denying the variance request for Case-87-3046 with appropriate findings to support Council action.

Subitem-C: (R-88-) RETURNED TO ZONING ADMINISTRATOR

Adoption of a Resolution granting or denying the variance request for Case-87-4002 with appropriate findings to support Council action.

Subitem-D: (R-88-) CONTINUED TO APRIL 19, 1988, 2:00 P.M.

Adoption of a Resolution granting or denying the variance request for Case-87-3026 with appropriate findings to support Council action.

Subitem-E: (R-88-) CONTINUED TO APRIL 19, 1988, 2:00 P.M.

Adoption of a Resolution granting or denying the variance request for Case-87-4007 with appropriate findings to support Council action.

Subitem-F: (R-88-) CONTINUED TO APRIL 19, 1988, 2:00 P.M.

Adoption of a Resolution granting or denying the variance request for Case-87-3044 with appropriate findings to

support Council action.

Subitem-G: (R-88-1940) ADOPTED AS RESOLUTION R-270327
DENYING THE VARIANCE

Adoption of a Resolution granting or denying the variance
request for Case-87-3034 with appropriate findings to
support Council action.

FILE LOCATION: SUBITEM-A ZONE IDO VARIANCE Case-87-3047
SUBITEM-B ZONE IDO VARIANCE Case-87-3046
SUBITEM-C ZONE IDO VARIANCE Case-87-4002
SUBITEM-D ZONE IDO VARIANCE Case-87-3026
SUBITEM-E ZONE IDO VARIANCE Case-87-4007
SUBITEM-F ZONE IDO VARIANCE Case-87-3044
SUBITEM-G ZONE IDO VARIANCE Case-87-3034

COUNCIL ACTION: (Tape location: A061-069, A530-B142.)

Hearing began 10:12 a.m. and recessed 10:13 a.m.

Hearing resumed 10:47 a.m. and halted 11:00 a.m.

Testimony in opposition to the continuance of Subitem-D,
Case-87-3026, by Gary Taylor.

Testimony in favor of Subitem-G, variance request,
Case-87-3034, by John Heisner.

Testimony in opposition of the variance request for
Subitem-G by Michael Freedman.

MOTION BY WOLFSHEIMER TO REFER SUBITEM-C, THE VARIANCE REQUEST
FOR CASE-87-4002, TO THE ADMINISTRATOR AS THE REQUEST HAD BEEN
WITHDRAWN. Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-not present, Henderson-not present, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

MOTION BY WOLFSHEIMER TO CONTINUE SUBITEMS A AND B, CASE-87-3047
AND CASE-87-3046, TO MARCH 22, 1988, 2:00 P.M., FOR THE RANCHO
BERNARDO COMMUNITY PLANNING GROUP TO REVIEW THE REQUESTS.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

MOTION BY HENDERSON TO CONTINUE SUBITEMS D, E, AND F TO APRIL
19, 1988, 2:00 P.M. FOR THE PACIFIC BEACH PLANNING GROUP TO
REVIEW THE REQUESTS FOR CASE-87-3026, CASE-87-4007, AND
CASE-87-3044. Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor

O'Connor-yea.

MOTION BY FILNER TO CLOSE THE HEARING FOR SUBITEM-G, CASE-87-3034, ADOPT RESOLUTION DENYING THE VARIANCE WITH THE FINDING THAT THE REQUEST DID NOT SHOW SIGNIFICANT REASON TO OVERRULE THE IDO ORDINANCE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-333: (O-88-124) INTRODUCED AND ADOPTED AS ORDINANCE
O-17025 (New Series)

Introduction and adoption of an Ordinance amending Ordinance O-16916 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1987-88 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. 00-16916-1, as amended and adopted therein, by amending the personnel authorization of Council District 4 (024) by deleting one Council Secretary position and by adding one Council Representative I position; exempting said Council Representative I position from the Classified Service; and establishing a salary rate for the position.

(See memorandum from Council Member Pratt dated 12/15/87 and memorandum from the Personnel Director dated 12/17/87.)

NOTE: See Item 200 on the docket of Monday, February 8, 1988 for the first public hearing. Today's action is the second public hearing for the introduction and adoption of the ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A026-034.)

MOTION BY PRATT TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-334:

- 1) Proposal to approve the Master Landscape Plan, to be implemented as a guide for future development on the Sports Arena site; and
- 2) Appeal of Kobey Corporation, by Charles R. Gill of McDonald, Hecht & Solberg, from the decision of the Planning Commission in denying a request for a Conditional Use Permit to continue the operation of a presently

existing swap meet on a site (approximately 38-acres) located on the north side of Sports Arena Boulevard between Hancock and Rosecrans Streets, in Zone CR, in the Midway Community Plan area. The subject property is further described as portions of Pueblo Lots 241, 242, 259, 276, 311, 312, 313 and 338 of Pueblo Lands of San Diego, Miscellaneous Map-36 and Lot "A" and a portion of Lot "B" of Pueblo Lot 339 and a portion of Case and McElwee Subdivision, Map-1581.
(CUP-86-0974. District-2.)

19880209

Subitem-A: (R-88-1786) ADOPTED AS RESOLUTION R-270329
Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-86-0974 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-88-1787) ADOPTED AS RESOLUTION R-270330,
GRANTING THE MASTER LANDSCAPE PLAN
Adoption of a Resolution granting or denying the Master Landscape Plan.

Subitem-C: (R-88-1788) ADOPTED AS RESOLUTION R-270331,
GRANTING THE APPEAL AND THE PERMIT
Adoption of a Resolution granting or denying the appeal and the permit with appropriate findings to support Council action.

FILE LOCATION:

Subitem A: PERM CUP-86-0974;

Subitem B: LAND SPORTS ARENA MASTER LANDSCAPE PLAN;

Subitem C: PERM CUP-86-0974

COUNCIL ACTION: (Tape location: D045-E186.)

Hearing began at 2:05 p.m. and halted at 2:57 p.m.

Testimony in favor by Paul Robinson, Peter Fletcher, Mr. S.

Marlow, Ray Blair, Steve Schulman, Vin Ciruzzi, Cindy Ribant, Lillian Stafford, and Pat Sartausky.

Testimony in opposition by Jack Duncan, Tom Navarette, Rita Loden, and Bryant Scott.

MOTION BY ROBERTS TO ADOPT SUBITEM-A, B, AND C SUBJECT TO THE FOLLOWING CHANGES TO 2.c OF THE CONDITIONAL USE PERMIT: THAT THE NUMBER OF DUAL EVENTS HELD AT THE SPORTS ARENA BE LIMITED TO THE NUMBER THAT HAS OCCURRED OVER THE PAST YEAR (17 EVENTS). ON DAYS WHEN AN EVENT OCCURS AT THE SPORTS ARENA, DURING SWAP MEET OPERATIONAL HOURS, A MINIMUM OF 750 PARKING SPACES, ON THE SPORTS ARENA PARKING LOT, SHALL BE SET ASIDE FOR SWAP MEET USE. PARKING FEES FOR THESE SPACES WILL EITHER BE REIMBURSED TO SWAP MEET PATRONS OR SAID PATRONS WILL RECEIVE FREE ADMITTANCE TO THE SWAP MEET, UP TO A MAXIMUM OF THREE (3) PERSONS PER VEHICLE. THAT THERE BE A SIX MONTH'S REVIEW OF THE PERMIT. TO INCLUDE THE CANDIDATE FINDINGS AS SUBMITTED BY THE APPLICANT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea, Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-335:

- 1) An amendment to the Serra Mesa Community Plan;
- 2) Approval of the Stonecrest Specific Plan;
- 3) Approval of Tentative Map TM-87-0692; and
- 4) Rezoning portions of Lots 43, 49 and 52, Rosedale Tract, Map-825; portions of Lots 1, 2 and 3 of Block 26 and Lots 2, 3 and 4 of Block 27 of the westerly portion of Lot 70, Rancho Mission, Map-826, from Light Industrial (M-1A) and portions of Single-Family Residential (R1-40000) to Light Industrial (M-1B), to be effective concurrent with adoption of final subdivision maps.

The Stonecrest Specific Plan proposes the development of 2.52 million square feet of commercial office uses, 1.235 million square feet of light industrial uses, 400 hotel rooms, 87,000 square feet of commercial retail land uses and 40,000 square feet of community facilities on a 318-acre site containing 49 separate lots. This project is located within the adopted Serra Mesa Community Plan area, which designates the site for resource-extraction (sand and gravel) through 1995 and, upon cessation of mining operations, for industrial, office, and limited commercial retail uses. To allow development of the site before 1995 and to construct a freeway interchange, a community plan amendment is required. The proposed Stonecrest Specific Plan establishes the future land uses of the site

subsequent to cessation of mining operations. The property is located on the west side of I-15 between Aero Drive and Friars Road in the Serra Mesa Community Plan area.
(Case-86-0509 & TM-87-0692. District-5.)

Subitem-A: (R-88-1475) ADOPTED AS RESOLUTION R-270332
Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-86-0509 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-88-126) INTRODUCED, TO BE ADOPTED ON FEBRUARY 22, 1988
Introduction of an Ordinance for M-1B Zoning.

Subitem-C: (R-88-) ADOPTED AS RESOLUTION R-270333,
GRANTING THE MAP
Adoption of a Resolution granting or denying the tentative map.

Subitem-D: (R-88-) ADOPTED AS RESOLUTION R-270334
Adoption of a Resolution approving the specific plan.

Subitem-E: (R-88-1476) ADOPTED AS RESOLUTION R-270335
Adoption of a Resolution approving the community plan.
FILE LOCATION:

Subitem A: LAND - SERRA MESA COMMUNITY
PLAN;

Subitem B:--;

Subitem C: SUBD -
STONECREST;

Subitem D: LAND - STONECREST
SPECIFIC PLAN;

Subitem E: LAND - SERRA MESA

COMMUNITY PLAN

COUNCIL ACTION: (Tape location: E187-G020.)

Hearing began at 2:58 p.m. and halted at 3:54 p.m.

Testimony in favor by Jim Madaffer, Emmanuel Savitch, Max Strobel, and Bill Hillman.

Testimony in opposition by Sigmund Luther, and Mary Lou Schaeffer.

MOTION BY STRUIKSMA TO ADOPT SUBITEMS A, C, D, E, AND INTRODUCE SUBITEM B WITH AMENDMENTS REFERRED TO ON PAGES 127 AND 128 OF THE STONECREST SPECIFIC PLAN, WITH THE ELIMINATION OF THE REQUIREMENT OF THE 20 PERCENT STRUCTURED PARKING. DIRECT THE PLANNING COMMISSION TO PROVIDE THE CITY COUNCIL WITH A REPORT ON THE ADDITIONAL 100 HOTEL ROOMS REQUESTED BY STONECREST; AND DIRECT THE CITY CLERK TO DOCKET THE PLANNING COMMISSION REPORT TO THE CITY COUNCIL ON THE ADDITIONAL 100 HOTEL ROOMS ON THE SAME CITY COUNCIL DOCKET AS THE FORTHCOMING STONECREST DEVELOPMENT AGREEMENT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-336:

Two actions relative to the vacation of Olive Avenue, Peach Avenue, Eighth Street and portions of Murphy Canyon Road, and Aero Drive:
(Serra Mesa Community Area. District-5.)

Subitem-A: (R-88-1389) ADOPTED AS RESOLUTION R-270336
Vacating Olive Avenue, Peach Avenue, Eighth Street and portions of Murphy Canyon Road and Aero Drive, in conjunction with the proposed tentative map for Stonecrest (TM-87-0692).

Subitem-B: (R-88-1390) ADOPTED AS RESOLUTION R-270337
Certifying that the information contained in Environmental Impact Report EIR-86-0509, issued in connection with the Stonecrest Project, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines thereto, and that said report has been reviewed and considered by the Council; adopting the findings made with respect to the feasibility of the mitigating measures and project alternatives contained within Environmental Impact Report EIR-86-0509 for Stonecrest, pursuant to California Public Resources Code

Section 21081.

CITY MANAGER SUPPORTING INFORMATION: The proposed vacations have been initiated by the submission of a tentative map and consist of several unimproved paper streets and an improved segment of Murphy Canyon Road which are all within the boundaries of the proposed Stonecrest Subdivision (TM-87-0692). The Subdivision Board recommended approval of the tentative map on November 23, 1987. The proposed development and vacation areas are within the Serra Mesa Community. The map proposes a subdivision of 38 acres, including the vacation areas, for industrial and commercial uses. The proposed development is consistent with the General Plan and a proposed amendment to the Serra Mesa Community Plan. Olive Avenue, Peach Avenue and Eighth Street are unimproved, unneeded paper streets. The improved segment of Murphy Canyon Road and the unimproved segments of Murphy Canyon Road and Aero Drive are to be replaced with the street system being proposed with the Stonecrest Development. The proposed development is to dedicate and improve the new streets to accommodate future access and internal circulation for the development. Easement reservations are not being required since the necessary easements are to be granted on the final map. Staff review has indicated that the rights-of-way to be vacated will no longer be needed for present or prospective public use when the final map for Stonecrest (TM-87-0692) is recorded. It is therefore recommended that the vacation be approved conditioned upon the recordation of Stonecrest (TM-87-0692).

NOTE: See Item 335 for a companion item.

FILE LOCATION:

Subitem A: STRT J-2677, DEED F-4351;

Subitem B: STRT J-2677 DEED FY88-1

COUNCIL ACTION: (Tape location: G021-035.)

Hearing began at 3:55 p.m. and halted at 3:56 p.m.

MOTION BY McCARTY TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S400: CONTINUED FROM FEBRUARY 8, 1988 AS
ITEM 336 ON FEBRUARY 9, 1988

Two actions relative to the vacation of Olive Avenue, Peach Avenue, Eighth Street and portions of Murphy Canyon Road,

and Aero Drive:
(Serra Mesa Community Area. District-5.)

Subitem-A: (R-88-1389)

Vacating Olive Avenue, Peach Avenue, Eighth Street and portions of Murphy Canyon Road and Aero Drive, in conjunction with the proposed tentative map for Stonecrest (TM-87-0692).

Subitem-B: (R-88-1390)

Certifying that the information contained in Environmental Impact Report EIR-86-0509, issued in connection with the Stonecrest Project, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines thereto, and that said report has been reviewed and considered by the Council; adopting the findings made with respect to the feasibility of the mitigating measures and project alternatives contained within Environmental Impact Report EIR-86-0509 for Stonecrest, pursuant to California Public Resources Code Section 21081.

CITY MANAGER SUPPORTING INFORMATION: The proposed vacations have been initiated by the submission of a tentative map and consist of several unimproved paper streets and an improved segment of Murphy Canyon Road which are all within the boundaries of the proposed Stonecrest Subdivision (TM-87-0692). The Subdivision Board recommended approval of the tentative map on November 23, 1987. The proposed development and vacation areas are within the Serra Mesa Community. The map proposes a subdivision of 38 acres, including the vacation areas, for industrial and commercial uses. The proposed development is consistent with the General Plan and a proposed amendment to the Serra Mesa Community Plan. Olive Avenue, Peach Avenue and Eighth Street are unimproved, unneeded paper streets. The improved segment of Murphy Canyon Road and the unimproved segments of Murphy Canyon Road and Aero Drive are to be replaced with the street system being proposed with the Stonecrest Development. The proposed development is to dedicate and improve the new streets to accommodate future access and internal circulation for the development. Easement reservations are not being required since the necessary easements are to be granted on the final map. Staff review has indicated that the rights-of-way to be vacated will no longer be needed for present or prospective public use when the final map for Stonecrest

(TM-87-0692) is recorded. It is therefore recommended that the vacation be approved conditioned upon the recordation of Stonecrest (TM-87-0692).

NOTE: See Item 335 for a companion item.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: --.)

ITEM-S409: (O-88-79) CONTINUED TO FEBRUARY 16, 1988, 2:00 P.M.

(Trailed as Unfinished Business from the meeting of February 2, 1988, Item 339, due to lack of 5 votes.)
A proposal to amend Chapter X, Article 1, Division 5, of the San Diego Municipal Code relating to Conditional Use Permits for New Research, Development and Demonstration Hazardous Waste Facilities. The amendments would 1) Define certain terms; 2) Set time limits for processing permit application; and 3) Provide for an initial determination of project consistency with certain City plans and ordinances. (Citywide.)

Introduction of an Ordinance amending Chapter X of the San Diego Municipal Code.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A040-049.)

MOTION BY McCOLL TO CONTINUE TO FEBRUARY 16, 1988, 2:00 P.M. AT HER REQUEST TO LISTEN TO THE TAPE OF FEBRUARY 2, 1988. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S410: CONTINUED TO FEBRUARY 16, 1988

The matter of Fiscal Year 1989 Budget Priorities.

See Framework - Planning Guide for Fiscal Year 1989.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B147-C520.)

BY COMMON CONSENT THE MATTER WAS CONTINUED TO FEBRUARY 16, 1988.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Motion by Henderson to direct the City Manager to create an oversight committee and to meet with the Mission Bay Associates to review the question of oversight. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-CS-1: (R-88-1495) ADOPTED AS RESOLUTION R-270328

Authorizing and empowering the City Manager to pay the total sum of \$75,000 in settlement of each and every claim against the City of San Diego, its agents and employees, Superior Court Case No. 515238 James L. Fraser v City of San Diego, et al. resulting from the property damage and personal injuries sustained by James L. Fraser on January 16, 1983, authorizing the Auditor and Comptroller to issue one check in the amount of \$75,000 made payable to James L. Fraser and Walter P. Christensen, his attorney, in full settlement of the lawsuit and of all claims.

FILE LOCATION: MEET

ITEM-CS-2: (R-88-1561) ADOPTED AS RESOLUTION R-270338

Authorizing and empowering the City Manager to pay the sum of \$23,967.87 in the settlement of each and every claim against The City of San Diego, its agents and employees resulting from property damage to the residence of Sandra Vecchioni, authorizing the City Auditor and Comptroller to

FILE LOCATION: MEET

ITEM-CS-3: (R-88-1562) ADOPTED AS RESOLUTION R-270339

Authorizing and empowering the City Manager to pay the sum of \$47,172 in the settlement of each and every claim against The City of San Diego, its agents and employees resulting from property damage to the Pacific Southwest Airlines Airport concrete apron, authorizing the City Auditor and Comptroller to issue one check to Luth and Turley, Inc. in the amount of \$47,172.00, made payable to Luth and Turley, Inc., in full settlement of all claims.

FILE LOCATION: MEET

NON-DOCKET ITEMS:

ITEM-ND-2: (R-88-1603) ADOPTED AS RESOLUTION R-270321

Commending the Indochinese Community, including all groups and individuals involved in the first annual Cultural Fair, for their efforts to broaden the cultural horizons of all San Diegans.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G036-045.)

MOTION BY McCOLL TO APPROVE FOR CONSIDERATION. Second by Struiksmā. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmā-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO ADOPT. Second by Struiksmā. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmā-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ADJOURNMENT:

By common consent the meeting was adjourned by Mayor O'Connor at 3:58 p.m.

19880209

FILE LOCATION: --

COUNCIL ACTION: (Tape location: G046-050).

PUBLIC COMMENT:

None.