



THE CITY OF SAN DIEGO
REPORT TO THE CITY COUNCIL

DATE ISSUED: May 30, 2007

REPORT NO.: 07-096

ATTENTION: Council President and City Council
Docket of June 5, 2007

SUBJECT: Introduction and adoption of ordinances for seventeen redevelopment project areas in compliance with Health & Safety Code Section 33342.7 (SB 53)

REQUESTED ACTION: That the City Council introduce and adopt seventeen ordinances in compliance with Health & Safety Code Section 33342.7 (SB 53) relating to the redevelopment plans for Barrio Logan, Central Imperial, Centre City, City Heights, College Community, College Grove, Crossroads, Gateway Center West, Grantville, Horton Plaza, Linda Vista, Mount Hope, North Bay, North Park, Naval Training Center, San Ysidro and Southerest.

STAFF RECOMMENDATION TO THE CITY COUNCIL: Approve the requested actions.

SUMMARY: California Health & Safety Code Section 33342.7 (SB 53-Kehoe), which became law on January 1, 2007, requires a legislative body that adopted a redevelopment plan on or before January 1, 2007 to adopt an ordinance on or before July 1, 2007, describing the agency's program to acquire property by eminent domain. Although all of the San Diego Redevelopment Agency's seventeen redevelopment plans already provide a description of the Agency's program for acquiring property by eminent domain, in an abundance of caution, the Agency's special legal counsel has recommended that, in order to comply with the requirements of the law, the City Council as legislative body adopt the requested ordinances restating each redevelopment plans' program for acquiring property by eminent domain.

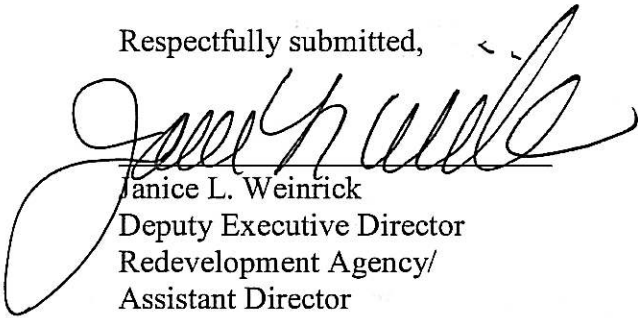
Of the Agency's seventeen redevelopment project areas eleven currently have eminent domain authority, and the remaining six had eminent domain authority which has expired (Attachment 1). This action does not affect the substantive power of eminent domain or change what is currently provided in the seventeen redevelopment plans.

FISCAL CONSIDERATIONS: None

PREVIOUS COUNCIL ACTION: None

COMMUNITY PARTICIPATION & PUBLIC OUTREACH EFFORTS: Each of the Project Area Committees (PAC) were briefed on SB 53 and were requested to make a recommendation to the City Council. On April 3, 2007 the College Community PAC voted 8-0-0 to recommend the City Council adopt a draft ordinance to comply with SB 53. On April 10, 2007 the North Park PAC voted 6-0-1 to recommend the City Council adopt a draft ordinance to comply with SB 53. On April 11, 2007 the North Bay PAC voted 10-0-1 to recommend the City Council adopt a draft ordinance to comply with SB 53. On April 18, 2007 the Centre City Advisory Committee voted 20-0-0 to recommend the City Council adopt a draft ordinance to comply with SB 53. On April 18, 2007 the Centre City PAC voted 18-0-1 to recommend the City Council adopt a draft ordinance to comply with SB 53. On April 26, 2007 the Crossroads PAC voted 7-0-1 to recommend the City Council adopt a draft ordinance to comply with SB 53. On May 14, 2007 the City Heights PAC voted 12-3-0 to recommend the City Council adopt a draft ordinance to comply with SB 53.

Respectfully submitted,



Janice L. Weinrick
Deputy Executive Director
Redevelopment Agency/
Assistant Director
City Planning & Community Investment



Approved: James T. Waring
Assistant Executive Director
Redevelopment Agency /
Deputy Chief Operating Officer
Land Use and Economic Development

ATTACHMENT 1 – SB 53 Report