

RESOLUTION NO. 186031

A RESOLUTION ESTABLISHING A POLICY GOVERNING
DEDICATION OF PARK LANDS.

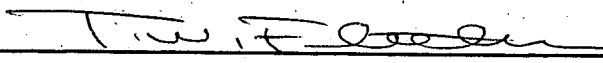

WHEREAS, the City Council in conference decided that
a correct statement of its policy and of the background
thereof is set forth in the document identified below;
NOW, THEREFORE,

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

That the policy of The City of San Diego with respect
to dedication of park lands shall be stated in the document
filed in the office of the City Clerk as Document No. 694913.

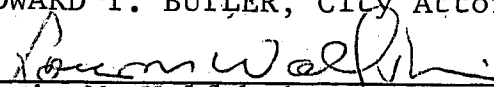
BE IT FURTHER RESOLVED, that the Council secretary be,
and she is hereby instructed to add the aforesaid policy to
the Council Policy Manual.

Presented by

APPROVED: EDWARD T. BUTLER, City Attorney

By


Louis M. Wolfsheimer, Deputy

Item 109

CITY OF SAN DIEGO, CALIFORNIA

PROPOSED COUNCIL POLICY

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BACKGROUND

Park lands in the City of San Diego have been acquired by various methods. Some of the earlier parks were set aside by dedication of Pueblo lands. Others have been acquired by purchase, gifts from individuals, transfers from other government jurisdictions, grants from subdividers and grants in trust from the federal or state governments.

PURPOSE

To establish policy for the dedication of park lands, pursuant to Section 55 of the City Charter.

LEGAL CONSIDERATIONS

Section 55 of the City Charter provides in pertinent part as follows:

"All real property owned in fee by the City heretofore or hereafter formally dedicated in perpetuity by ordinance of the Council or by statute of the State Legislature for park, recreation or cemetery purposes shall not be used for any but park, recreation or cemetery purposes without such changed use or purpose having been first authorized or later ratified by a vote of two thirds of the qualified electors of the City voting at an election for such purpose. However, real property which has been heretofore or which may hereafter be set aside without the formality of an ordinance or statute dedicating such lands for park, recreation or cemetery purposes may be used for any public purpose deemed necessary by the Council."

POLICY

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Park sites acquired by the City in any manner will be recommended for dedication by ordinance when the following criteria are met:

1. The site is in accordance with an area development plan approved by the Planning Commission and City Council.
2. A site development plan has been prepared.

CITY OF SAN DIEGO, CALIFORNIA

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POLICY (continued)

3. Site is developed, partially developed, or scheduled for development within the 6 year Capital Improvement Program.
4. There are no foreseeable circumstances whereby the City may improve the choice of site, or boundaries of same by exchange or sale and purchase.