

4102
7/20/2021

(R-2022-6)
COR. COPY

RESOLUTION NUMBER R- 313654

DATE OF FINAL PASSAGE AUG 03 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE EXECUTION OF A
MEMORANDUM OF UNDERSTANDING WITH THE CITY
OF SAN DIEGO AND TRI POINTE HOMES REGARDING
THE PROPOSED ANNEXATION AND DEVELOPMENT OF
THE NAKANO PROPERTY.

WHEREAS, the Nakano property is an unimproved 23.8-acre property located in the City of Chula Vista, south of the Otay River, east of Interstate 805, and adjacent to the jurisdictional boundary between Chula Vista and San Diego's Otay Mesa community (Property); and

WHEREAS, Tri Pointe Homes acquired the Property and desires to develop it with approximately 157 residential units; and

WHEREAS, the Property is located within the City of Chula Vista, but does not have direct access to Chula Vista utilities and services; and

WHEREAS, development of the Property will necessitate services to be provided by the City of San Diego; and

WHEREAS, the development of the Property requires "reorganization" of the Property from Chula Vista to San Diego, which will entail a sphere of influence boundary amendment and resolutions from both cities necessary to initiate an application with the San Diego Local Agency Formation Commission to amend San Diego's and Chula Vista's sphere of influence boundaries and ultimately detach the Property from Chula Vista and annex the Property to San Diego; and

WHEREAS, the Memorandum of Understanding (MOU) is an agreement to meet and confer on the orderly development of the proposed project and the Property; and

WHEREAS, the MOU provides the parties will: (1) allow for an open exchange of information regarding the Property and the proposed project; (2) attempt to reach an agreement on all items of mutual concern regarding the proposed project; (3) work together to determine whether and when more formal implementing agreements are necessary and work together on the terms; (4) coordinate plans, studies, and environmental document preparation and review; (5) address design and impacts to public facilities, including (but not limited to) streets and parks, and agree to work together on a plan to provide services, which will be provided to the San Diego County Local Area Formation Commission (LAFCO); and (6) agree that the project shall be entitled in Chula Vista prior to annexation into San Diego; and

WHEREAS, the MOU states that the parties agree that the proposed project shall be entitled in Chula Vista prior to annexation into San Diego and that Chula Vista will be the lead agency for review under the California Environmental Quality Act, with the City of San Diego being a responsible agency, as both terms are defined in Public Resources Code sections 21067 and 21069, respectively; and

WHEREAS, the MOU does not commit the City of San Diego to the project, or to any definite course of action and reserves the City of San Diego's right to exercise its full discretion as to all matters which it is, by law, entitled or required to exercise its discretion relative to the project individually and collectively; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or his designee, is authorized to enter into a Memorandum of Understanding with the City of Chula Vista and Tri Pointe Homes concerning the proposed annexation and development of the Nakano Property, under the terms and conditions set forth in the Agreement on file in the Office of the City Clerk as Document No. RR- 313654.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Corrine L. Neuffer
Corrine L. Neuffer
Deputy City Attorney

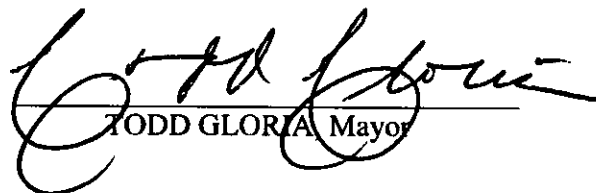
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07/06/2021
07/27/2021 COR. COPY
Or.Dept: DSD
Doc. No.: 2703896_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 07/20/2021.

ELIZABETH S. MALAND
City Clerk

By /s/ Gil Sanchez for Linda Irvin
Deputy City Clerk

Approved: 8/3/21
(date)


TODD GLORIA Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUL 30 2021, 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 Wilpért	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<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 AUG 03 2021

(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)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Ginda Irwin*, Deputy

Office of the City Clerk, San Diego, California
313654
Resolution Number R-_____