

REGULAR MEETING OF THE COUNCIL OF THE CITY OF  
SAN DIEGO, CALIFORNIA - THURSDAY, DECEMBER 7, 1972  
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING  
COMMUNITY CONCOURSE

Present--Councilmen Johnson, O'Connor, Landt, Williams, Morrow,  
Martinet, Hitch, Bates, and Mayor Wilson.

Absent--None.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 9:38 a.m.

(Item 1)

Mayor Wilson welcomed twenty students from Clairemont High School,  
accompanied by Mrs. Margaret West.

Councilman Martinet addressed the group.

(Item 2)

Mayor Wilson welcomed fifty-five students from Marston Junior  
High School, accompanied by Mrs. Virginia Doran.

Councilman Martinet addressed the group.

The Council at this time considered requests for continuances:  
Items 3, 4, 5, 6, 7, 9, and 102.

(Item 3 - CASE NO. 20-72-3)

CONTINUED HEARING - (Continued from the Meeting of November 9, 1972.)  
Matter of rezoning a portion of Pueblo Lot 1788; Lots 1 through 3,  
Lane Square; Lot 1, Marshall Court; and portions of Lots 21 and 22,  
Homeland Villas Unit 2, located on the north side of Garnet Avenue,  
between Rose Creek Flood Channel and Mission Bay Drive, from Zones  
R-1-5, R-4, CA, and C to Zones CO, C-1S, C-1, and CS, or any combination  
thereof.

On motion of Councilman Williams, said hearing was continued for  
three weeks, to Thursday, December 28, 1972, for E.I.R.

(Item 4 - CASE NO. 42-72-13)

CONTINUED HEARING - (Continued from the Meetings of October 26 and  
November 9, 1972.)

Appeal of A. A. Stadtmiller from the decision of the Planning Commission  
in denying the application of A. A. Stadtmiller and Jessie M. Brown  
to rezone Lots 64 through 73, Block 1, D. B. Williams Subdivision,  
located on the north side of Washington Street, between Eighth Avenue  
and Sixth Avenue Extension from Zones R-4 and CN to Zone CO.

(Item 4 Continued)

On motion of Councilman Williams, said hearing was continued for three weeks, to Thursday, December 28, 1972, for E.I.R.

(Item 5 - CASE NO. 42-72-16)

HEARING - Matter of rezoning a portion of Pueblo Lot 1110, located on the south side of Camino Del Rio South, between Texas Street and Interstate 805, from Zone R-1-40 to Zone CO.

On motion of Councilman Williams, said hearing was continued for four weeks, to Thursday, January 4, 1973, for E.I.R.

(Item 6 - CASE NO. 21-72-1)

HEARING - Matter of rezoning a portion of Lot 5, Pueblo Lot 255, located on the east side of Morena Boulevard, between Asher and Lieta Streets, from Zones R-1-5 and CS to Zone R-2A.

On motion of Councilman Williams, said hearing was continued for four weeks, to Thursday, January 4, 1973, for E.I.R.

(Item 7 - a - CASE NO. 60-72-9)

HEARING - Matters of: a - rezoning a portion of Section 23, Township 14 South, Range 4 West, located on the northeast side of Carmel Valley Road, between Del Mar Scenic Parkway and North Torrey Pines Road, from Interim Zone A-1-1 to Zone R-3; and b - appeal of Thomas G. Uter from the decision of the Planning Commission in approving the application of Robert Oster and James Bear, owner/permittee, under Planned Residential Development Permit No. 69, to construct and operate a condominium project consisting of 76 dwelling units on a 4.1 acre site together with recreation facilities, located on the northeast side of Carmel Valley Road, between Del Mar Scenic Parkway and North Torrey Pines Road, on a portion of Section 23, Township 14 South, Range 4 West, in the Interim Zone A-1-1 (proposed R-3) Zone.

City Manager Moore answered questions directed by the Council.

Attorney Jim Bear appeared to speak regarding a continuance.

On motion of Councilman Williams, said hearing was continued for four weeks, to Thursday, January 4, 1973, for E.I.R.

(Item 9 - CASE NO. 18-72-9)

HEARING - Matter of rezoning Lots 10 through 15, Block 52, and Lots 1 through 3, 10 through 28, 32 and 33, Block 51, La Jolla Park, located on the east side of Ivanhoe Avenue, between Roselyn Lane and Silverado Street, from Zones R-2, R-4 and CN to Zone CO.

On motion of Councilman Williams, said hearing was continued for four weeks, to Thursday, January 4, 1973, for E.I.R.

(Item 102)

A proposed Resolution, approving the Model Cities Budget Submission No. 3; authorizing submission to U.S. Department of Housing and Urban

(Item 102 Continued)

Development; and authorizing execution of various contract extensions until March 31, 1973, was presented.

On motion of Councilman Williams, said proposed Resolution was continued for one week, to Thursday, December 14, 1972, at City Manager's request.

The Council considered the Consent Agenda, which consisted of Items 12, 13, 14, 100, 101, 103, and 104.

(Item 12)

RESOLUTION 207014, awarding a contract to Silver Strand Contractors for the construction of sidewalks on Boston Avenue, between 38th Street and 41st Street and on 40th Street 120 feet southerly of Boston Avenue (E.D.A. Project No. 07-11-01227) for the sum of \$7,987.50; authorizing the expenditure of \$10,000 out of the Special Fund No. 2714 for said construction and related costs, was adopted on motion of Councilman Martinet.

(Item 13)

The following Resolutions, relative to awarding contracts, were adopted on motion of Councilman Martinet:

RESOLUTION 207015, Communications Company, Inc. for sound amplification and audio effects system for the Reuben H. Fleet Space Theatre, Balboa Park, San Diego, California, Schedule 1, for the sum of \$91,000; and

RESOLUTION 207016, Arben Engineering Corporation for the purchase of buoys for a total cost of \$2,595.67, including tax and terms.

(Item 14)

The following Resolutions, relative to inviting bids, were adopted on motion of Councilman Martinet:

RESOLUTION 207017, furnishing paints and thinners for a period of one year ending December 31, 1973, in accordance with Specifications Document No. 742032;

RESOLUTION 207018, construction of storm drain in Lots 2 and 4, Pfahlers Subdivision (Morena Boulevard Drain), in accordance with Specifications Document No. 742033; and

RESOLUTION 207019, construction of "J" Street mini-park, in accordance with Specifications Document No. 742034.

(Item 100)

The following Resolutions, relative to the following final subdivision maps, were adopted on motion of Councilman Martinet:

RESOLUTION 207020, authorizing an agreement with Robert T. Lacy and Arthur C. Rettig for completion of improvements in La Jolla Mar Vista, a 3-lot subdivision located westerly of Cardeno Drive;

(Item 100 Continued)

RESOLUTION 207021, approving the final map of La Jolla Mar Vista;

RESOLUTION 207022, authorizing an agreement with Kaiser Aetna for completion of improvements in Villa Pacifica Unit 1, a 5-lot subdivision located between Clairemont Mesa Boulevard and Murphy Canyon Road, northerly of Shepherd Canyon; and

RESOLUTION 207023, approving the final map of Villa Pacifica Unit 1.

(Item 101)

RESOLUTION 207024, accepting the work done and authorizing a Notice of Completion in Holly Hills Vista Unit 4, was adopted on motion of Councilman Martinet.

(Item 103)

RESOLUTION 207025, approving Change Order No. 2 issued in connection with the contract with Allied Mechanical Contractors for the Metro Pump Station No. 1 bar screen installation; said changes amounting to an increase of \$7,389, and granting an extension of time of 987 days, to August 30, 1972, in which to complete said contract; authorizing the expenditure of \$7,389 from Sewer Revenue Fund 506 for providing funds for said contract changes, was adopted on motion of Councilman Martinet.

(Item 104)

RESOLUTION 207026, authorizing two representatives of the Police Department to travel to Washington, D.C., December 10-12, 1972, to answer questions of Police Foundation Board relative to a possible grant request on field interrogations, was adopted on motion of Councilman Martinet.

(Item 8 - CASE NO. 12-72-1)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matter of rezoning Lots J, K, and L, Block 355, Horton's Addition, located on the west side of Sixth Avenue, between Redwood and Quince Streets, from Zone R-4 to Zone R-4C. It was reported that no written protests had been received.

Ken Klein, Planning Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed on motion of Councilwoman O'Connor.

A proposed Ordinance, incorporating Lots J, K, and L, Block 355, Horton's Addition, into R-4C Zone, as defined by Section 101.0415 of the San Diego Municipal Code, and repealing Ordinance No. 12987, approved October 20, 1930, of The Ordinances of The City of San Diego, insofar as the same conflicts herewith, was introduced on motion of Councilwoman O'Connor, by the following vote: Yeas-Councilmen Johnson,

(Item 8 Continued)

O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 10 - a - Drawing No. C-345 b - Drawing Nos. C-344 and C-344.2)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matters of : a - proposal to impose a Height Limitation Zone which establishes a maximum height of 35 feet for buildings, for a period of two years or any lesser period, in that portion of the Mission Beach area lying southerly of Pacific Beach Drive and westerly of Mission Bay Park; and b - Proposal to impose a Height Limitation Zone which establishes a maximum height of 50 feet for buildings, for a period of two years or any lesser period in that portion of the Pacific Beach area generally bounded by the southerly boundary of the La Jolla Height Limitation Zone, Interstate Highway 5, the boundaries of Mission Bay Park, Pacific Beach Drive, and the Mean High Tide Line of the Pacific Ocean. It was reported that one written protest had been received, and one communication in favor.

Ken Klein, Planning Department, and Planning Director Goff answered questions directed by the Council on 10-a and 10-b.

Chief Deputy City Attorney Conrad answered questions directed by the Council on 10-a.

Karen Leadley, Bill Frank, and Melissa Abbott appeared to speak in favor of the proposal on 10-a.

Mayor Wilson recessed the Meeting at 10:31 a.m. Upon reconvening at 10:54 a.m., the roll call showed all present.

(Item 10 Continued)

A motion made by Councilman Bates to close the hearing on 10-a and introduce the Ordinance passed unanimously. This motion was subsequently changed to amending the Ordinance by changing the time period from six months to one year, which passed unanimously.

The hearing on 10-a was closed on motion of Councilman Bates.

A proposed Ordinance, amending Chapter X, Article 1, of the San Diego Municipal Code by amending Section 101.0452.8 relating to the Height Limitation Zone - Mission Beach, was introduced, as amended, on motion of Councilman Bates, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 10 Continued)

Ruth Peyton, J. Patrick Fleming, Vernon Taylor, Maureen Shriver, Arthur Steinkin, Fred Mooney, Barbara Shafer, Bill Frank, Mrs. Charles Kasner, and Mrs. Cigletti appeared to speak in opposition to the proposal on 10-b.

A motion made by Councilman Bates to amend the Ordinances by changing the time period from six months to one year passed unanimously. The hearing was closed on motion of Councilman Bates.

Two proposed Ordinances, one amending Chapter X, Article 1, of the San Diego Municipal Code by amending Section 101.0452.9 relating to the Height Limitation Zone - Pacific Beach, and the other amending Chapter X, Article 1, of the San Diego Municipal Code by amending Section 101.0452.10 relating to the Height Limitation Zone - Addition No. 1 to Pacific Beach, were introduced, as amended, on motion of Councilman Bates, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

Councilwoman O'Connor left the Chamber.

(Item 105)

A proposed Resolution, establishing a Model Cities Liaison Committee to facilitate communications between resident representatives and City Council representatives with certain conditions, was presented.

Eddie Wooten appeared to speak regarding said proposed Resolution.

RESOLUTION 207027, establishing a Model Cities Liaison Committee to facilitate communications between resident representatives and City Council representatives with the following conditions: a - said Committee to be composed of the Chairman plus two members of the Citizens Advisory Board, the Mayor, and two Councilmen; b - said Committee meet on a regular monthly basis at such a time and place as mutually agreed upon; and c - said Committee shall submit periodic reports to the Council concerning Model Cities, was adopted on motion of Councilman Martinet.

(Item 106)

CERTIFICATE OF CITY CLERK

I, EDWARD NIELSEN, City Clerk of The City of San Diego, California, DO HEREBY CERTIFY the results of the canvass of the Special Municipal Election and Special Municipal Bond Elections held on Tuesday, NOVEMBER 7, 1972, to be as follows, to wit:

- (a) The whole number of votes cast in the City was 321,755 ;
- (b) The measures voted upon, and the number of votes given for and against each measure are as follows, to wit:

PROPOSITION B

CITY OF SAN DIEGO BALBOA PARK ELECTRIC BUILDING CASA DEL PACIFICO BOND PROPOSAL.

To augment any funds available from private or public sources and to improve, develop and expand the historical, educational, and recreational services of The City of San Diego shall the City incur a bonded indebtedness in the principal amount of Five Million Dollars (\$5,000,000) to permit the acquisition, construction, or completion of a new structure to be known as Casa del Pacifico to replace the old Electric Building in Balboa Park?

For said proposition the vote was	<u>132,615</u>
Against said proposition the vote was	<u>161,292</u>
The total vote was	<u>293,907</u>

PROPOSITION  C

CITY OF SAN DIEGO BALBOA PARK FORD BUILDING AERO-SPACE  
MUSEUM BOND PROPOSAL.

To improve, develop and expand the historical, educational,  
and recreational services of The City of San Diego shall the  
City incur a bonded indebtedness in the principal amount of  
One Million Six Hundred Seventy Thousand Dollars (\$1,670,000)  
to permit the modification, repair and rehabilitation of the  
Ford Building in Balboa Park for the purpose of relocating  
the Aero-Space Museum in said building?

For said proposition the vote was	<u>162,402</u>
Against said proposition the vote was	<u>131,012</u>
The total vote was	<u>293,414</u>

PROPOSITION  D

INITIATIVE MEASURE LIMITING THE HEIGHT OF BUILDINGS IN  
THE COASTAL ZONE IN THE CITY OF SAN DIEGO.

Shall the people of the City of San Diego ordain that  
buildings to be built in the Coastal Zone shall be 30 feet  
or less in height? The Coastal Zone for this ordinance  
shall be that portion of the City west of Interstate 5,  
except the area bounded by National City on the south,  
San Diego Bay on the west and Laurel Street on the north.

For said proposition the vote was	<u>186,007</u>
Against said proposition the vote was	<u>108,968</u>
The total vote was	<u>294,975</u>



PROPOSITION E

CITY OF SAN DIEGO LOW-INCOME HOUSING PROPOSAL FOR ELDERLY  
LOW-INCOME RESIDENTS.

Shall the Housing Authority of The City of San Diego  
develop, construct and acquire in the City of San Diego,  
with Federal assistance, low rent housing specifically  
designed for elderly low-income residents, not to exceed  
a total of five hundred units, on scattered sites?

For said proposition the vote was	<u>207,263</u>
Against said proposition the vote was	<u>86,752</u>
The total vote was	<u>294,015</u>

PROPOSITION F

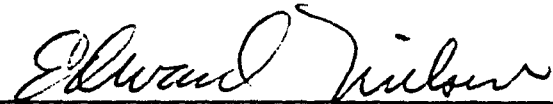
CITY OF SAN DIEGO OPEN SPACE BOND PROPOSITION.

The people of San Diego voted last June to create  
the Environmental Growth Fund to provide the monies to  
acquire open space from gas and electric franchise fees  
paid the City. Shall the City incur a general obligation  
bonded indebtedness in the principal amount of Twenty-two  
Million Dollars (\$22,000,000) for the acquisition and  
improvement of open space for park and recreational  
purposes, pledging in payment of principal and interest  
thereon two-thirds of the Environmental Growth Fund  
created by Charter vote of the people for that purpose?

For said proposition the vote was	<u>173,166</u>
Against said proposition the vote was	<u>118,256</u>
The total vote was	<u>291,422</u>

- (c) The number of votes given in each precinct for and against each measure are recorded in the Election Returns Book, which book is authorized and is considered a part of the record of the Council.

(SEAL)



Edward Nielsen, City Clerk of The City of San Diego, California.

Dated at San Diego, California

on December 7, 1972.

(Item 106 Continued)

The following Resolution, declaring the results of the canvass of the special municipal election held on November 7, 1972 on three bond measures, one initiative measure, and one low income housing proposal, was adopted on motion of Councilman Landt:

RESOLUTION 207028, declaring the results of the canvass of the special municipal election held on November 7, 1972 on three bond measures, one initiative measure, and one low income housing proposal.

The Resolution finds and determines that Proposition B did not receive the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have failed.

The Resolution finds and determines that Proposition C did not receive the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have failed.

The Resolution finds and determines that Proposition D received the affirmative vote of a majority of the qualified voters voting on said proposition and is hereby declared to have been approved.

The Resolution finds and determines that Proposition E received the affirmative vote of a majority of the qualified voters voting on said proposition and is hereby declared to have been approved.

The Resolution finds and determines that Proposition F did not receive the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have failed.

The City Clerk shall make public the results of the canvass of the special municipal election by publication of a copy of this Resolution.

Mayor Wilson recessed the Meeting at 11:53 a.m. to reconvene at 2:00 p.m.

Upon reconvening at 2:06 p.m., the roll call showed Councilmen O'Connor, Williams, and Morrow absent.

(Item 11)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matter of amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending the following sections relative to Commercial Zones: a - Section 101.0418 - CP Zone; b - Section 101.0421.1 - CR Zone; c - Section 101.0423 - CO Zone; d - Section 101.0426 - CN Zone; e - Section 101.0428 - CA-S Zone; f - Section 101.0428.1 - CA Zone; g - Section 101.0432 - CS Zone; h - Section 101.0432.1 - C Zone; and by adding i - Section 101.0433 - CBD Zone (Central Business District); proposed revisions include regulations to control height and bulk of buildings in Commercial Zones; inclusion of off-street parking regulations for commercial uses in the C Zone; an increase in off-street parking for residential developments in all commercial zones to bring them into conformity with the multiple family zone regulations; and a reduction in permitted density for residential development on commercially zoned properties. It was reported that one protest had been received. Ken Klein, Planning Department, and Planning Director Goff answered questions directed by the Council.

Councilmen Williams and Morrow entered the Chamber.

(Item 11 Continued)

Philip Shafer and Ruth Peyton appeared to speak in favor of the proposed revisions.

Allen Holmes, Attorney Bill Kronberger, and Attorney Joseph Gerber appeared to speak in opposition to the proposed revisions.

Vernon Taylor, Stewart Fisher, Betty Vincent, Rudolph Sokolaski, and Larry McGee appeared to speak regarding said proposed revisions.

Councilwoman O'Connor entered the Chamber.

Mayor Wilson recessed the Meeting at 2:55 p.m. Upon reconvening at 3:12 p.m., the roll call showed Councilmen Morrow and Martinet absent.

Councilmen Morrow and Martinet entered the Chamber.

(Item 11 Continued)

A motion made by Councilman Johnson to continue Items a through f and i to Thursday, December 28, 1972, Time Certain 10:00 a.m., passed unanimously.

(Item 11 Continued)

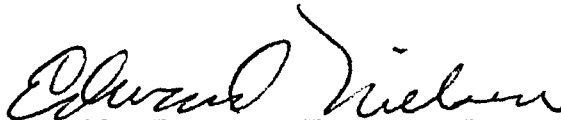
A motion made by Councilman Johnson to continue Items g and h for six weeks, to Thursday, January 18, 1973, until Planned Commercial District Ordinance is ready, passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Martinet, Hitch, and Mayor Wilson. Nays-Councilmen Williams, Morrow, and Bates. Absent-None.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Johnson, at 3:50 p.m.



Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California

NOTE: Ordinance No. 10960, New Series, was assigned to the Initiative Ordinance limiting the height of buildings in the Coastal Zone, at this time. This is a People's Ordinance voted upon and passed by a majority of the qualified electors voting at a Special Municipal Election on November 7, 1972. Said ordinance to become effective upon the thirtieth day after receiving a majority of votes at such election. This ordinance becomes effective on December 7, 1972.

lms

Ord. 10960, N.S.

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