

CITY OF SAN CLEMENTE

City Council Minutes

Adjourned Regular Meeting - September 11, 2006

A Regular Meeting of the San Clemente City Council was called to order on September 11, 2006 at 7:00 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California.

PRESENT ANDERSON, DAHL, RITSCHER, MAYOR EGGLESTON

ABSENT KNOBLOCK

STAFF PRESENT George Scarborough, City Manager; Todd Litfin, Deputy City Attorney; James Holloway, Community Development Director; Myrna Erway, City Clerk

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MOMENT OF SILENCE

A moment of silence was observed in remembrance of the tragedy of September 11, 2001.

PLEDGE OF ALLEGIANCE

Mayor Eggleston led the Pledge of Allegiance.

1. **Report from the Community Development Director on Measures Taken to Alleviate the Condition Which Led to the Adoption of Urgency Ordinance No. 1313 (Relating to Restrictions on the Issuance of Permits for Certain Residential Development in the Shorecliffs Neighborhood)**

Report from the Community Development Director concerning measures taken to alleviate the condition which led to the adoption of Urgency Ordinance No. 1313 (which relates to restrictions on the issuance of permits for certain residential development in the Shorecliffs neighborhood).

Community Development Director Holloway reviewed the contents of the Administrative Report.

In response to Council inquiry, Deputy City Attorney Litfin explained that the Shorecliffs moratorium (enacted by Ordinance No. 1313) is still in effect because a referendum petition was filed against Ordinance No. 1319 and it is not yet known whether that referendum petition is valid.

Cheryl Cogan stated that she is speaking on behalf of more than 300 homeowners that voted in favor of the Shorecliffs Height and View Preservation ordinance; explained that the homeowners look forward to airing their views concerning a possible extension of the moratorium at the Council meeting of September 19, 2006.

MOTION BY COUNCILMEMBER ANDERSON, SECOND BY COUNCILMEMBER RITSCHER, CARRIED 3-1 (MAYOR PRO TEM DAHL VOTING NOE), to approve the Agenda Report from the Community Development Department, dated September 11, 2006, as the “written report” required in accordance with Government Code Section 65858(d), describing the measures taken to alleviate the condition which led to the adoption of the Urgency Ordinance.

2. **ORAL COMMUNICATIONS**

Max Berg Plaza Park

James Gatacre, San Clemente, noted that the Max Berg Plaza Park usage policy allows drop-in soccer play, but voiced concern that organized soccer games (i.e., with uniforms) are occurring at the park; noted that the park was not designed as a sports field and explained that the turf area is deteriorating; urged that the City take action to redirect organized soccer play to an appropriate location. With respect to the conduct of parties and picnics at the park, Mr. Gatacre suggested that it is unlikely that persons conducting large functions (defined as over 50 persons) will rent space at the park; suggested, as an alternative, that permits be required to reserve tables or to take supplies, such as barbeques, into the park.

Council expressed a desire to allow a sufficient trial period to elapse before assessing the effectiveness of the recently-adopted policy concerning usage of Max Berg Plaza Park. Council requested that the Beaches, Parks and Recreation Director obtain feedback from the park monitors to help determine if policy changes are warranted.

Residential Development at 250 Esplanade

Pam Baker, San Clemente, stated that she previously expressed concern to the City about the magnitude of the residential development occurring at 250 Esplanade; questioned whether answers have been obtained to her inquiries; stated that the City adopted new setback requirements and questioned why the development was approved; voiced concern that the structure will set a precedent for mansionization in the T Street area.

City Manager Scarborough responded that the development is consistent with City Codes and the permit is valid; explained that he is involved in discussions with the Community Development Director concerning potential amendments to the City Code that would apply to future development; commented that he will discuss this matter with Ms. Baker tomorrow; pointed out that if Proposition 90 (the Anderson Initiative which purports to deal with eminent domain) is adopted on November 7, 2006, cities would be prevented from implementing any restrictions beyond that already prohibited by city codes. It was agreed that Community Development Director Holloway will meet with Ms. Baker to explain Code requirements and specifics surrounding the approval of the permit for the development at 250 Esplanade.

3. **ADJOURNMENT**

MOTION BY COUNCILMEMBER RITSCHER, SECOND BY MAYOR PRO TEM DAHL, CARRIED 4-0, to adjourn at 7:25 p.m.

The next Regular Council Meeting will be held on September 19, 2006 in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California. Closed Session items will be considered at 6:00 p.m. The General Session will take place at 7:00 p.m.

CITY CLERK of the City of
San Clemente, California

MAYOR of the City of
San Clemente, California