





NORTH PARK PLANNING COMMITTEE
Draft Minutes: August 21, 2012– 6:30 PM

www.northparkplanning.org

info@northparkplanning.org

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- I. **Call to order:** 6:34pm
- II. **Members in Attendance (13):** Rene Vidales, Dang Nguyen, Omar Passons, Cheryl Dye, Vicki Granowitz, Lucky Morrison, Carl Moczydlowsky, Brandon Hilpert, Peter Hill, Rick Pyles, Dionne Carlson, Robert Barry, Roger Lewis.
- III. **Absent (2):** David Cohen, Steven Williamson
- IV. **Modifications to and Adoption of the 7/17/12 Agenda.**
Motion to adopt: Lewis/Dye 13-0-0
- V. **Consent Agenda:**
 - a. Aug 6, 2012 UDPR In attendance: Dye, Barry, Steppke, Bonn, Callen, Pyles, Hill)
Sprint Nextel University Ave /3810 Bancroft St (NP Baptist Church) Project No. 242203, Process 3 SDP. Proposed modification/expansion of an existing Wireless Communication Facility in the CL-1 Project proposes to add 12 radio transmitters and 4 combiners to the existing 11 antennas, 1 GPA antenna, and 6 equipment cabinets. The existing WCF permit has expired. **Motion: To approve as presented. Hill/UDPR 13-0-0 on consent**
- VI. **SDPD – Mid-City Community Relations Officer Jenny Hall**
 - a. Social Cycles- vehicle is not a pedicab. Schedule a meeting to review the business and appropriate ordinances. Not regulated by ABC, PUC. Stance for NPPC is premature.
 - b. Brawl at U31 turned into a stabbing – no one in custody as of today, on going investigation. Probably an incident between known parties. Other incidents at U31 have sparked interest from multiple regulatory bodies.
 - c. Trends: decrease in stolen vehicles in North Park over the last 3 months. Also have a lot of vehicles recovered. Break-ins to vehicles decreased in August. Residential burglarized – a few recent arrests.
 - d. Stonewall citizen’s patrol – attended first meeting, supports the group.
 - e. Contact – jmason@pd.sandiego.gov (email is best), desk number 619-516-3009
- VII. **Approval of Previous NPPC Minutes:** July 17, 2012
 - a. Vidales/Pyles 10-0-3 (Passons, Moczydlowsky, Ngyuen)
- VIII. **Treasurer’s Report:** David Cohen No report
- IX. **Chair’s Report/CPC**
 - a. CPC
 - i. Mayoral candidates to possible speak at CPC on land use issues important to cpg’s
 - ii. CIP developing potential process for CPC/CPG public input, PPP attached
 - b. North Park – Mid-City Regional Bike Corridor Project, a SANDAG Project, Public Outreach to start this fall.
 - c. Uptown Planners vote on UHCA boundary adjustment & next steps
 - i. Vote taken to support UHCA requested boundary adjust of portions of NP to Uptown Planners
 - ii. There is still no City process in place
 - iii. A number of inaccuracies about the NPPC where stated by Uptown Planners Board with no ability for the NPPC to correct the record.
 - d. SOHO filed suit challenging Plaza de Panama Project 8/13/12 see Press Release below
- X. **Announcements & Non Agenda Public Comment (2 min. max each)** Please fill out a Public Comment Sheet and give to Secretary prior to the meeting
 - a. **Ross Lopez on Uptown Planners vote on the UHCA boundary adjustment proposal**– UHCA petition was not seen by Uptown Planners, but sited as justification to support. Minor changes require 75% petitioning. 476 signatures not significant enough number to qualify in 4000+ district. UHCA is a paid dues organization. Hopes that NPPC will continue to fight for the area.
 - b. **NPMS** – Cheryl Dye: NPMS is contracting with Elite security for a bicycle patrol. NPMS board openings, looking for new members. NPMS Board reached an informal consensus in opposition to the Jack In the Box project. Letter has been sent to the planning commission and Angela will be presenting to the planning commission.

- c. **Jack in the Box** – Planning Commission August 23, 2012 9 AM, SD Concourse 202 C St, 2nd Flr Silver Rm. See SD Concourse layout below.
 - d. **SD Regional Walk Scorecard** Sept 15-30 WalkSanDiego: <http://www.walksandiego.org/> Further info will be presented at the meeting is attached & below
 - e. **Communication for Pedestrian Safety, free training & lunch workshop.** Sept 19 ,9am-2pm for more info or to register <http://communications-for-pedestriansafety.eventbrite.com> or call Leah at 619-544-9255 see flier below
 - f. **3rd Annual NP Historical Society Car Show** – Sat, Sept 8, 2012 10am–2pm, Balboa Tennis Club 2221 Morley Field Dr .Flier attached/below or northparkhistory.org. Still welcoming entries.
 - g. Public Outreach to start this fall: **Regional Bike Plan Proposed Initial Implementation**_for info: http://www.sandag.org/uploads/meetingid/meetingid_2991_12823.pdf
 - h. San Diego Regional Bike Plan: http://www.sandag.org/uploads/projectid/projectid_353_10862.pdf
 - i. **Toyland Parade** December 1, 2012 needs financial assistance & sponsorship, forms attached for more info Debra Fuentes, Victoria House Non-Profit: mkmtrust2@yahoo.com. Back to the Past theme...
- XI. **Planner’s Report** - Marlon Pangilinan, 619.235.5293; mpangilinan@sandiego.gov
- a. Community Plan Update – See Agenda Item V.E. below
- XII. **Elected Official’s Report**
- a. **Katherine Fortner, Hon. Susan Davis, US Congressional District 53**, Katherine.Fortner@mail.house.gov - New federal courthouse is almost completed. Attended Stand-Down to provide homeless vets services. Accepting internship applications for the fall for DC and San Diego now being accepted.
 - b. **Lindsey Masukawa, Hon. Toni Atkins, State Assembly District 76**, Lindsey.Masukawa@asm.ca.gov - No report.
 - c. **Anthony Bernal, Hon. Todd Gloria, City Councilmember District 3**, ABernal@sandiego.gov - Chair of budget and finance committee: parking district revenue has been accumulating in NP - \$245K. Looking to expedite projects with those funds. Opened 47 new parking spaces on Idaho. CIP mechanism for community input. Veteran’s transitional housing in previous Thomas Jefferson law building – approved CUP. Repaved 23 additional streets. Bike Corrals are being installed in front of the Linkery in mid-September. Community Coffee on September 15 10:30-11:30. McKinley joint use is ready to progress again. Juniper Street improvements are going out to bid in September.
- XIII. **Subcommittee Reports:**
- a. **Urban Design/Project Review**, Robert Barry, Cheryl Dye - NP Adult Community Center, 6:00pm 1st Monday. Next meeting, Sept TBD or Oct 2012
 - i. Nextel on consent. AT&T tower on boundary was continued for a new redesign in October.
 - ii. Next meeting in October, no meeting in September.
 - b. **Public Facilities/Public Art**, Dionne Carlson, Rene Vidales – NP Adult Community Center, 6:00 pm, 2nd Wednesday. Next meeting, Sept 12, 2012
 - i. No meeting this month. Next month discussing infrastructure projects and traffic calming projects.
 - c. **Utility Boxes**, Cheryl Dye, Dang Nguyen - meetings on an as needed basis
 - i. CPC recommendation was denied, workshop at CPC showed progress, needs additional focus. Councilmember Gloria’s office is taking the lead on setting up a series of workshops starting in late September.
 - ii. Council audit committee has added utility undergrounding program to their scope.
 - iii. Letter sent out regarding undergrounding on Lincoln, property owner to give “right of entry permit” by August 25th or the homeowner is responsible for connecting to the undergrounded utility.
 - d. **Bylaws Ad Hoc Committee**, Vicki Granowitz –meetings TBD
 - 1. First meeting, agreed on a scope of work and started review. Will have the first set of recommendations next month.
- XIV. **Liaisons Report**
- a. **Balboa Park Committee** - Rob Steppke
 - i. No meeting, September meeting will address the lily pond vandalism.
 - b. **Maintenance Assessment District** - Lucky Morrison
 - i. Discussion on opinion from the City Attorney on special assessment districts and additional benefits. Differentiation of level of services that qualify for funding on services and MAD scope.
 - ii. Resident seat is open
 - iii. Next meeting on September 10.
 - c. **NPMS Sustainability Committee** - Rene Vidales
 - i. Sustainability in the community plan and making progress on the goals of the conservation element. Recently awarded grant from SHPO.
 - ii. Thursday at 4:00 is the next meeting.

XV. Action & Discussion Items

- a. **WalkSanDiego: SD Regional Walk Scorecard** www.walksandiego.org/get-involved/volunteer
 - i. Steve Codraro – volunteer opportunity to score neighborhoods on walkability. Translate to map for funding requests. Walk 1-2 hours in the second half of September.
- b. **Water Tower/Storage & Pumping Station District: NPPC letter of support for designation**
 - i. Proposed Water Tower historic designation, Alexis Bevil, Steve/Katherine Hon presented. Would like a letter of support for the nomination to be sent to SHPO. 10 contributing elements to the district
 - ii. **MOTION TO APPROVE LETTER OF SUPPORT: Lewis/Passons 13-0-0**
- c. **Jack in the Box Potential Appeal of Planning Commission (PC) Action. (Passons Recused do to potential conflict of interest)**
 - i. PC hears item on Thursday, Aug 23, with a 10 day window to appeal to City Council. Should NPPC want to appeal, board needs to take action today.
 - ii. **MOTION: For the NPPC to Appeal the Planning Commission Approval of the Jack in the Box Project # 213093 (only to be used in the event the PC approves the project on 8/23) Lewis/Barry 12-0-0**
- d. **Social Cycles** – request Councilmember Gloria for assistance in obtaining more specific information & clarification on operating rules for Social Cycles. DSD has said SD Muni Code §83.0101 - §83.0133 on Pedicabs also covers Social Cycles. To read the Code: <http://docs.sandiego.gov/municode/MuniCodeChapter08/Ch08Art03Division01.pdf>
 - i. **MOTION (Failed): To submit the request with the following changes: Page 1, Paragraph 2 – strike the phrase: “is a “Party on Wheels”. More specifically, it”; Municipal code review section 2 - §83.0125 Prohibitions on the Manner of Operating Pedicabs, section (g), bullet 1 – strike the phrase: there is a high degree of likelihood that occupants will be intoxicated; Strike all of section 7: Process for Managing Inebriated Customers; Remove Attachment 2: Social Cycle Continuing impacts on North Park Area from effected residents Moczydlowsky/Hilpert 5-8-0 (Passons, Lewis, Hilpert, Nguyen, Moczydlowsky voting for the motion)**
 - ii. **MOTION: The NPPC Requests Councilmember Gloria’s obtain clarification from the Development Services Dept & the City Attorney on issues related to Social Cycles that are not clearly covered in SD Muni Code §83.0101on Pedicabs. 8-5-0 (Passons, Lewis, Hilpert, Nguyen, Moczydlowsky voting no)**
- e. **Oversight Board Letter (Dye recuses do to potential conflict of interest)**
 - i. Lewis – propose letter to the “oversight board” to continue to support the ROPS projects for development within the community.
 - ii. **MOTION TO APPROVE LETTER with minor amendments Moczydlowsky/Ngyuen 12-0-0**

XVI. Unfinished & Future Agenda Items

- a. None

XVII. Next Meeting Date: August 21, 2012


XVIII. Motion to Adjourn: Vidales/Carlson 13/0/0



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August 21, 2012

Mr. Milford Wayne Donaldson
State Historic Preservation Officer
Office of Historic Preservation
1725 23rd Street, Suite 100
Sacramento, CA 95816-7100

Dear Mr. Donaldson:

The North Park Planning Committee supports the North Park Historical Society's application for placing the University Heights Water Storage and Pumping Station Historic District on the National Register of Historic Places. The water tower is one of the most visible landmarks of the Greater North Park community and the structures that make up the proposed Historic District, including those that are no longer in existence, were absolutely critical components for the development of North Park and the surrounding "streetcar communities" during the early 20th century.

The history of the development of San Diego and its historic streetcar communities is inextricably linked to the development of water infrastructure. The placement of the proposed Historic District on to the National Register would officially recognize and hopefully protect an important component of that infrastructure.

Sincerely,

Vicki Granowitz, Chair
North Park Planning Committee
619-584-1203
NPPC-Info@cox.net



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August 21, 2012

Honorable Oversight Board Members:

The North Park Planning Committee (NPPC) would like to express its firm support for those North Park public projects listed in the redevelopment disposition ROPS III (Attachment 1). These projects remain critical improvements the community has long anticipated and worked for.

Foremost is the \$1.4M allocated for the Mini-park and associated streetscape improvements (339). Essential as well are the \$300K allocated for the Boundary St Streetscape improvements (368) and the \$105K for the 31st streetscape public improvements (369) associated with the Woolworth/Gateway project. These projects are all funded with tax exempt bond proceeds, funds which by law if spent must be within the former project area. The lighting replacement project along El Cajon Boulevard (336) is the remaining important use of \$124K of these bond funds.

The community also strongly continues to support two additional long awaited public projects which were to be paid for with proceeds from taxable bond issue. The community would benefit from going forward with the \$50K for the North Park Arts Master Plan which, approved by the agency, and does not appear in these ROPS. The tenant improvements to the Renaissance Community Space (249) promised and funded a decade ago remains the "community benefit" nexus for funding of this long completed housing project.

The proposed expenditure for the surface parking lot fencing (366) is no longer relevant and can be eliminated.

These projects were prioritized originally through a detailed public assessment review by the former North Park PAC and represent the best use of public bond proceeds for the collective better good of the North Park Community (Attachment 2). The NPPC has reviewed and concurs still with these projects as a valuable use of original redevelopment funds directed towards the benefit and improvement of North Park.

Sincerely,

Vicki Granowitz Chair NPPC

Attachment 1 - Redevelopment Disposition ROPS III
Attachment 2 - North Park PAC Project Funding Prioritization

cc: Councilmember Todd Gloria
State Assemblymember Toni Atkins



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Councilmember Todd Gloria
202 C St
San Diego, CA 92101

August 21, 2012

Re: Social Cycles

Honorable Councilmember Todd Gloria:

Recently, the North Park Planning Committee (NPPC) has received a number of inquiries and complaints regarding Social Cycles operation in North Park. Specifically with regard to their noise and other impacts when parking in residential areas, and concerns about their safety, licensing, etc.

A Social Cycle “is a 16 person manually powered bicycle, with a maximum speed of 5 to 8 miles an hour, with navigation provided by an employee. Passengers must be 21 yr. old and sign a waiver. There is no safety equipment required by the operators and no drinking is allowed while on the cycle.

The NPPC believes that, like pedicabs, social cycles will become a very popular activity and tourist attraction which could add to the ambience of a commercial district. While Social Cycles look like a lot of fun, without regulations specific to these vehicles, along with appropriate City processing, regulating and enforcement, they have the potential to become one more battle ground between business and residents, particularly those living in the CN1-2 Transitional Zone. We hope to avoid this scenario with early intervention.

While Social Cycles have run in Amsterdam as well as locations in the United States, they are new to San Diego, which was recently the site of their West Coast launch. According to the Social Cycle’s website: <http://socialcyclesd.com/> they are currently “hosting tours throughout San Diego”. However, the only defined routes on the website are in Council District Three (see addendum below). They are:

- North Park
- South Park
- Bankers Hill
- Hillcrest
- University Heights

*Downtown, while not a defined route is prominently featured on the website.

If you review the routes listed on the Social Cycles website, you will note they only list restaurants and bars. There also appear to be plans to expand into other council districts, so this will likely become a citywide issue at some point. From North Park’s past experience with party buses, we feel it is important to pre-empt or at least mitigate potential problems with these vehicles, rather than waiting for the obvious to occur.

DSD has referred us to the Pedicabs ordinance for guidance. Municipal Code 83.0101 which states:

“The Council finds that *pedicabs* are a popular form of non-motorized transportation in San Diego. This Division is enacted in response to concerns due to the increasing prevalence of *pedicabs*. It is necessary to enact regulations governing *pedicabs*, *operators*, and *owners* to protect the health, safety and welfare of the general public, and passengers using *pedicabs*. It is further the intent of this Division to facilitate the safe, orderly flow of traffic and to relieve congestion and traffic hazards associated with *pedicab* use.”

The NPPC finds much to be consistent with the purpose and rules for operation of pedicabs and the social cycles. However, there are several unanswered questions and some possible discrepancies. These include but are not limited to:

1) §83.0103-§83.0104 The Application and Permitting Process

- a) Are the cycles going through the application process defined as in §83.0103-§83.0107 & §83.0115
- b) Are they being issued a Decal, so the public knows they are legitimate, are insured and have agreed to comply with all City rules & regulations?
- c) Is proof of insurance being checked?

2) §83.0125 Prohibitions on the Manner of Operating Pedicabs

- (a) It is unlawful to operate, or for any owner to allow to be operated, a pedicab during the hours of darkness, without using battery-operated taillights mounted on the right and left, respectively, at the same level on the rear exterior of the passenger compartment. Taillights shall be red in color and plainly visible from all distances within 500 feet to the rear of the pedicab.
 - Has the City made sure these public safety rules are in place and functional for Social Cycles?
- (b) It is unlawful to operate a pedicab on a City street with a posted speed limit in excess of 25 miles per hour unless the pedicab is operated within a class II bike lane.
 - 30th street between South and North Park will have a stretch of posted 30 miles an hour. (Change has been approved and publicly noticed we are just waiting for installation). How will this be handled?
- (g) It is unlawful to operate a pedicab unless all passengers are restrained by seatbelt. (*See also §83.0125 Equipment Regulations for Pedicabs)
 - Social Cycles do not have seat belts or any other type of restraining device. Given the fact the current focus is on providing a “bar/restaurant crawl” (See Attachment 1 for tour stops-taken from the website) there is a high degree of likelihood that occupants will become intoxicated.
 - On the Social Cycles FAQ, in answer to the question, “*Have there been problems in the past with people falling off?*” the response was, “*To our knowledge, in the 11 years that now more than 20 bikes have been in operation across multiple cities and growing, only 1 significant injury has been reported. The person decided to jump off while the bike was moving, fell, and broke an ankle. Hence, our strict rule: Do NOT attempt to get off the bike while it's moving!*”
It is difficult to know what would be “best practices” to insure the safety of Social Cycles’ customers. We ask that some study of this issue be conducted by the appropriate City Departments.

3) §83.0110 Pedicab Parking

- (a) To provide drop off and pick up areas for pedicabs, the City Manager may locate and designate Pedicab Parking Zones within the Restricted Pedicab Zones.
 - North Park does not have designated parking spaces for pedicabs; this section needs to be amended to more specifically deal with parking issues related to social cycles.
- (d) It is unlawful to park a pedicab in a metered parking space.
 - The ordinance prohibits pedicabs from parking at meter spots. This should be reevaluated for social cycles since their operations are scheduled in advance and do not set idle waiting for a fare.

4) Allowable Pedicab Permits

- i) Will cycles be included in the pedicabs lottery process?

- ii) Do they fall within the pedicab maximum number of allowable permits per year?
- iii) Does this mean there will be fewer permits available for pedicabs?
- iv) If there are no more permits available this year, how can any social cycles be permitted under the pedicab ordinance
- v) This section of the ordinance needs review and amending to establish permit limits based on DSD's ruling that social cycles fall under the Pedicab Ordinance.

5) **The Drop Off and Loading Issues** for Social Cycles are substantially different from pedicabs.

- This topic should be studied, and the ordinance amended to address those differences.
- Currently the cycles are being loaded and unloaded in residential areas, creating unsafe conditions as well as annoyance when, for example, the operators block a resident's driveway. We ask that this practice be studied and considered for prohibition.

6) **Music:** The Social Cycle is equipped with a radio, CD player and iPod jack or passengers can bring their own items to play.

- a) How loud is the music allowed to be?
- b) Can customers bring and use their own equipment?

7) **Process for Managing Inebriated Customers**

- a) What kind of training will the Captains have in dealing with issues related to excessive alcohol usage? How would excessive usage be defined for the operator?
- b) What kind of authority will the Captains have? If there are disruptive passengers on the cycle would there be some kind of clause required by the City and to be included in the rental agreement between the social cycle company and the passengers that says something like, "the Captain will call a taxi and have any offending parties returned to the social cycle rental site at the offender's expense?"
- c) What responsibility will the operator have when he notices a customer has become dangerously drunk? This is a complex issue, since the cycles themselves do not serve alcohol but in a sense they could be seen as facilitating alcohol consumption.
 - i) Do the operators receive specialized training to deal with the kinds of public safety issues that arise when you have alcohol as a factor? For example will the owners of the company require operators to attend training on hospitality issues, as many bar owners require of their employees currently?
 - ii) Will these operators be held legally liable, much as bars are if they allow a customer who is clearly inebriated to get in a car drunk and cause an accident?
 - iii) Do DUI laws apply and if so how? While, there is a 'captain' that steers the vehicle, the 'power' of the vehicle is provided by passengers peddling, it seems that alcohol influence would certainly apply somehow. Please clarify.
 - iv) We realize there are differences between bars which serve alcohol and the cycles which convey customers between bars/restaurants, but these factors need clarification to insure the safety of the social cycle's customers and the communities with in which they operate.

For all these reasons, the NPPC asks that Development Services Department, the City Attorney and the San Diego Police Department clarify and provide direction on the topics covered above. We further recommend the Pedicabs Ordinance be amended to address specific issues related to social cycles. Our goal is to have the Social Cycles business operate successfully and safely, while protecting our citizens and mitigating impacts to residential areas. The NPPC is available to assist in these goals. Thank you for your attention to this business, tourism, quality of life and public safety matter.

Sincerely,



Vicki Granowitz Chair NPPC

Attachment 1: Information & picture taken from social Cycle website

Attachment 2: Social Cycle Continuing impacts on North Park Area from effected residents

cc Jan Goldsmith, City Attorney
Chief William Landsdowne, San Diego Chief of Police
Kelly Broughton, Director of Development Services
San Diego CRO Jenny Hall
Angela Landsberg, Executive Director NPMS
Joe LaCava, Chair CPC
Beth Jaworski, Chair Uptown Planners
Pat Shields, Chair Greater Golden Hill Planning Committee
Ernie Bonn, University Heights CDC



Routes

With 2 bikes in operation in San Diego, the **Social Cycle** currently offers tours in North/South Park; Bankers Hill/Hillcrest and Hillcrest/University Heights.

North/South Park Route: Starts and Ends near 29th and University (behind West Coast Tavern). Some stops include (but are not limited to): Bluefoot, Mosaic, True North, Bar Pink, West Coast Tavern, URBN, U-31, Toronado, The Office, Ritual, Tiger Tiger, Station Tavern, Whistlestop, Rose's Wine Bar and Stone Brewery Tasting Room.

Bankers Hill/Hillcrest: Starts and Ends near 5th and Laurel and heads North and West of 5th Ave. Some stops include (but are not limited to): Cucina Urbana, Avenue 5, Barrio Star, Jimmy Carters, The Caliph, Nunu's, The Loft, Tractor Room, R

Gang Eatery, Busalacchi's, Babycakes, Fiesta Cantina and Mo's.

Hillcrest/University Heights: Starts and Ends near Vermont and Richmond. Some stops include (but are not limited to): Wine Steals, Eden, Baja Betty's, Ruby Room, The Alibi, Gossip Grill, Bourbon Street, Small Bar, Lei Lounge, Lancers and Cheers.

Pending traffic and parking, the **Social Cycle** can pretty much make stop at all of the above places along these routes.

Custom routes in other areas are available! Please call us at 619.846.9436 or e-mail info@socialcyclesd.com for customized route information and rates.

[\(619\) 846-9436](tel:6198469436)

Attachment 2: Social Cycle Continuing impacts on North Park Area submitted by impacted residents August 2012

Social Cycle continuing impact on North Park area

April 14, 2012



April 14, 2012 - Approx 2:00 PM. Incident # 24177. Second patrol car later responded (Officer Rodriguez in car #2). Officers left and Social Cycle vehicle continued on its way throughout the community around 2:50 PM.



Cycle vehicle parked on 31st St. near North Park Way while passengers patronized URBN Bar. (Approx. 3:10 - 3:40 PM)



After leaving URBN vicinity, traveled East on Univ. Ave, holding up flow of traffic until turning North on 31st St. Social Cycle continued on throughout area, including on El Cajon Blvd.



Cycle Vehicle parked on Kensee St. at Polk St. while passengers went to Ritual Tavern. (approx 3:50 - 4:40 PM)



Social Vehicle being loaded onto flat-bed tow truck on Granada Ave. after dropping passengers off on residential street (Approx 5:15 PM)