

OVERSIGHT BOARD RESOLUTION NUMBER OB-2012-31

A RESOLUTION OF THE OVERSIGHT BOARD FOR THE CITY OF SAN DIEGO REDEVELOPMENT SUCCESSOR AGENCY APPROVING THE RIGHT OF ENTRY PERMIT WITH THE OPERATOR OF AN ANNUAL SPECIAL EVENT IN NORTH PARK

WHEREAS, the former Redevelopment Agency of the City of San Diego (Former RDA) administered the implementation of various redevelopment projects, programs, and activities within designated redevelopment project areas throughout the City of San Diego (City); and

WHEREAS, in accordance with Assembly Bill x1 26 (AB 26), the Former RDA dissolved as of February 1, 2012, at which time the City of San Diego, solely in its capacity as the designated successor agency to the Former RDA (Successor Agency), assumed the Former RDA's assets and obligations; and

WHEREAS, the Successor Agency is required to administer the winding down of the Former RDA's operations and to ensure compliance with the Former RDA's obligations in accordance with AB 26, as amended by Assembly Bill 1484 (AB 1484); and

WHEREAS, DCMM, Inc., a California corporation, acting through the nonprofit host organization, North Park Main Street (Permittee), has asked the Successor Agency for permission to use real property owned by the Successor Agency for the 2012 annual special event known as Rocktoberfest (Event), to be held on October 20, 2012, in the North Park Redevelopment Project Area; and

WHEREAS, the Successor Agency proposes to enter into a Right of Entry Permit with the Permittee to allow the Permittee's use of the pertinent real property, consisting of the surface parking lot directly south and adjacent to the Birch North Park Theatre at 3812 29th Street and the improved, multi-level parking garage along North Park Way between 29th Street and 30th Street (collectively, Permit Area); and

WHEREAS, the Right of Entry Permit contains standard provisions in the Successor Agency's favor, such as provisions related to indemnification and insurance, and also requires the Permittee to pay a one-time, non-refundable permit fee of One Thousand Dollars (\$1,000) to ACE Parking, the Successor Agency's designated operator of the parking garage.

NOW, THEREFORE, BE IT RESOLVED by the Oversight Board that the Right of Entry Permit for the Event, a copy of which is attached as the sole exhibit to the Staff Report accompanying this item, is hereby approved.

**PASSED AND ADOPTED** by the Oversight Board at a duly noticed meeting of the Oversight Board held on October 16, 2012.

  
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Chair, Oversight Board