

RESOLUTION NO. 2023-

RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION-HOUSING AUTHORITY (CDC-HA) OF THE CITY OF NATIONAL CITY, CALIFORNIA, AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE THE FIRST AMENDMENT TO THE REGULATORY AGREEMENT WITH SOUTHERN HIGHLANDS APARTMENTS L.P. TO AMEND SECTION 5 ALLOWING FOR COMMERCIAL USES OF THE NON-RESIDENTIAL PORTIONS OF THE PROPERTY, LOCATED AT 2525 HIGHLAND AVENUE.

WHEREAS, Southern Highlands Apartments L.P. (“Owner”) has entered into a Regulatory Agreement on July 13, 2022, with CDC-HA; and

WHEREAS, the Regulatory Agreement restricts the use of the Property to residential use, and such other related incidental uses, as may be approved by the CDC-HA; and

WHEREAS, the Owner desires to utilize the on-premises kitchen for commercial use subject to obtaining any required zoning or use permits from the City of National City; and

WHEREAS, CDC-HA and Owner desire to amend the terms of Section 5 of the Regulatory Agreement; and

WHEREAS, all other terms and conditions of the Regulatory Agreement shall remain unmodified.

NOW, THEREFORE, COMMUNITY DEVELOPMENT COMMISSION-HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

Section 1: The Community Development Commission – Housing Authority hereby authorizes the Executive Director or his designee to execute the First Amendment to the Regulatory Agreement, permitting commercial uses on the non-residential portions of the Property, subject to obtaining any required zoning or use permits from the City of National City.

Section 2: The City Clerk shall certify the passage and adoption of this Resolution and enter it into the book of original Resolution.

PASSED and ADOPTED this 5th day of September, 2023

Ron Morrison, Mayor

ATTEST:

Shelley Chapel, MMC, City Clerk

APPROVED AS TO FORM:

Barry J. Schultz, City Attorney