

RESOLUTION NO. 203647

SEP 7 1971

WHEREAS, ROBERT L. and ANNE M. HANIMAN, Owners, "Applicant," filed an application for a zone variance under Zoning Administrator Case No. 10530 to construct a single family dwelling on each lot, lots ranging in area from approximately 3,600 square feet to 3,800 square feet where 5,000 square feet is required, on Lots 5-12, Block 19 and Lots 1-3, Block 36, Bird Rock Addition, at Calumet Avenue, between Midway and Colima Streets, in the R-1-5 Zone; and

WHEREAS, the Zoning Administrator of The City of San Diego held a public hearing on Zoning Administrator Case No. 10530, pursuant to Section 101.0502 of the Municipal Code of The City of San Diego on June 4, 1971, and granted the request for said variance, which decision was filed in the office of the City Clerk on June 16, 1971; and

WHEREAS, KATHERINE GOULD, TIM BARNETT and SAM M. SALEMME appealed the decision of the Zoning Administrator to the Board of Zoning Appeals pursuant to Section 101.0504 of the San Diego Municipal Code; and

WHEREAS, the Board of Zoning Appeals on July 26, 1971, reversed the decision of the Zoning Administrator under Case No. 10530, and granted the appeal thereby denying the zone variance and filed the same in the office of the City Clerk on August 2, 1971; and

WHEREAS, pursuant to the provisions of Section 101.0505 of the Municipal Code of The City of San Diego, Applicant filed an appeal from the decision of the Board of Zoning Appeals to the City Council on August 9, 1971; and

WHEREAS, said appeal was set for public hearing on September 7, 1971, testimony having been heard and evidence having been submitted, and the City Council having fully considered the matter and being fully advised concerning the same; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

That all of the following facts exist with respect to the denial of the zone variance to ROBERT L. and ANNE M.

HANIMAN:

1. There are no special circumstances or conditions applying to the land or buildings for which the adjustment is sought, which circumstances or conditions are peculiar to such land or buildings and do not apply generally to the land or buildings in the neighborhood.

2. The aforesaid circumstances or conditions are such that the strict application of the provisions of the ordinance would not deprive the applicant of the reasonable use of the land or buildings.

3. The granting of the variance would not be in harmony with the general purpose and intent of the zoning regulations and would be injurious to the neighborhood or otherwise detrimental to the public welfare.

4. The granting of the variance would adversely affect the Progress Guide and General Plan for The City of San Diego.

The above findings are further supported by the minutes, tape of the proceedings, maps and exhibits, all of which are herein incorporated by reference.

BE IT FURTHER RESOLVED, that by a vote of 6 to 1 the decision of the Board of Zoning Appeals granting the appeal of Katherine Gould, Tim Barnett and Sam M. Salemme under Zoning Administrator Case No. 10530 be, and the same is hereby upheld in the same manner, and the appeal of ROBERT L. and ANNE M. HANIMAN is denied.

APPROVED: JOHN W. WITT, City Attorney

By C. Alan Sumption  
C. Alan Sumption, Deputy

CAS:cav  
9/20/71

Lb

Passed and adopted by the Council of The City of San Diego on SEP 7 1971,  
by the following vote:

RECEIVED  
CITY CLERK'S OFFICE  
1971 SEP 20 PM 1:49  
SAN DIEGO, CALIF.

Councilmen	Yeas	Nays	Excused	Absent
Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mike Schaefer	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Frank Curran	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

FRANK CURRAN  
Mayor of The City of San Diego, California.  
~~EDWARD NIELSEN~~  
~~JOHN LOCKWOOD~~  
City Clerk of The City of San Diego, California.

(Seal)

By Judith A. Dillon, Deputy.

Office of the City Clerk, San Diego, California

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