

RESOLUTION NO. 204857 FEB 10 1972
Planned Residential Development Permit No. 44

WHEREAS, E. F. WEERTS, an Individual, Owner, hereafter referred to as "Permittee," filed an application for a permit to construct and operate a planned residential development, located on the east side of Highway 163, between Pennsylvania Avenue and Myrtle Avenue, more particularly described as portions of Lots 1, 2, 8 and 9, Marston Hills, Map No. 1790, on file in the office of the County Recorder, in the R-1-5 Zone; and

WHEREAS, on January 5, 1972, the Planning Commission of The City of San Diego made its findings of facts, and denied Planned Residential Development Permit No. 44 and filed the same in the office of the City Clerk on January 11, 1972; and

WHEREAS, pursuant to the provisions of Section 101.0900 of the San Diego Municipal Code, E. F. WEERTS, under date of January 18, 1972, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on February 10, 1972, testimony having been heard, 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:

All of the following facts exist with respect to the denial of Planned Residential Development Permit No. 44 on the property described in the preamble of this resolution.

1. The proposed use at the particular location is not necessary to provide a facility which will contribute to the general well-being of the community.

2. Such use will, under the circumstances of the particular case, be detrimental to the health, safety or general welfare of persons residing or working in the vicinity, or injurious to property or improvements in the vicinity.

3. All design criteria and minimum standards for a Planned Residential Development will not be met.

4. The granting of this permit will adversely affect the General Plan of the City of San Diego or the adopted plan of any governmental agency.

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 8 to 1 the appeal of E. F. WEERTS is hereby denied and said Planned Residential Development Permit No. 44 is hereby denied.

APPROVED: JOHN W. WITT, City Attorney

By 
Frederick C. Conrad, Chief Deputy

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SAN DIEGO, CALIF.

Passed and adopted by the Council of The City of San Diego on FEB 10 1972, by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

(Seal)

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

By *Judith K. Dillon*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 204857 Adopted FEB 10 1972

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