

RESOLUTION NO. 205537 MAY 9 1972

WHEREAS, MRS. ERNESTINE GOMEZ VENZOR, "Permittee," filed an application for a conditional use permit under Zoning Administrator Case No. 10638 to provide a residential care home for six aged persons at 5273 Velma Terrace, South of Las Animas Way, more particularly described as Lot 5, Block 8, Valencia Park #1, Zone R-1-5; and

WHEREAS, the Zoning Administrator of The City of San Diego held a public hearing on January 14, 1972 on Zoning Administrator Case No. 10638, pursuant to Section 101.0503 of the San Diego Municipal Code and denied the request for said conditional use permit, which decision was filed in the office of the City Clerk on January 24, 1972; and

WHEREAS, MRS. ERNESTINE GOMEZ VENZOR, by her attorney Joseph Gimbrone, 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 March 27, 1972, upheld the decision of the Zoning Administrator under Case No. 10638, and granted the conditional use permit and filed the same in the office of the City Clerk on April 10, 1972; and

WHEREAS, pursuant to the provisions of Section 101.0505 of the San Diego Municipal Code, MRS. ERNESTINE GOMEZ VENZOR filed an appeal from the decision of the Board of Zoning Appeals to the City Council on April 19, 1972; and

WHEREAS, said appeal was set for public hearing on May 9, 1972, 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 conditional use permit to MRS. ERNESTINE GOMEZ VENZOR:

1. The proposed use at the particular location will not provide a service or facility which will contribute to the general well-being of the neighborhood or community.
2. The proposed use would, particularly because of conditions imposed, be detrimental to the public health, safety or general welfare of persons residing or working in the vicinity or injurious to property or improvements in the vicinity.
3. The proposed use will not comply with the regulations specified in the Code for such use; and
4. The granting of the conditional use permit would adversely affect the Progress Guide and General Plan of the City of San Diego or the adopted plan of any governmental agency.

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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 2 the appeal of MRS. ERNESTINE GOMEZ VENZOR is denied and the application of MRS. ERNESTINE GOMEZ VENZOR, "Permittee," for a conditional use permit under Zoning Administrator Case No. 10638 be, and the same is hereby denied.

APPROVED: JOHN W. WITT, City Attorney

By Peter D. Bulens
Peter D. Bulens, Deputy

PDB:clh
5/16/72

Passed and adopted by the Council of The City of San Diego on MAY 9 1972,
 by the following vote:

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 CITY CLERK'S OFFICE
 1972 MAY 18 AM 9:17
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Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input type="checkbox"/>	<input checked="" 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.

EDWARD NIELSEN
 City Clerk of The City of San Diego, California.

By Harvey M. Pop, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

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