

RESOLUTION NO. 205583

MAY 16 1972

WHEREAS, PARKER FOSTER, "Applicant," filed an application for an extension of time - zone variance under Zoning Administrator Case No. 4671 to maintain an 8' x 12', single-faced, lighted, directional ground sign advertising "El Camino Memorial Park," on the north side of Miramar Road, approximately 2200' east of Carrol Canyon Road, more particularly described as Parcel 6, Portion of NW 1/4 of Section 12, Township 15 South, Range 3 West, S.B.B.M., in Zone A-1-10; and

WHEREAS, the Zoning Administrator of The City of San Diego held a public hearing on Zoning Administrator Case No. 4671 pursuant to Section 101.0502 of the San Diego Municipal Code and denied the request for said variance, which decision was filed in the office of the City Clerk on March 7, 1972; and

WHEREAS, Applicant 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 April 10, 1972, upheld the decision of the Zoning Administrator under Case No. 4671 and denied the variance and filed the same in the office of the City Clerk on April 12, 1972; and

WHEREAS, pursuant to the provisions of Section 101.0505 of the San Diego Municipal Code, Applicant filed an appeal from the decision of the Board of Zoning Appeals to the City Council on April 18, 1972; and

WHEREAS, said appeal was set for public hearing and was heard on May 16, 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 granting of a variance that allows Applicant to maintain an 8' x 12', single-faced, lighted, directional ground sign advertising "El Camino Memorial Park," on the north side of Miramar Road, approximately 2200' east of Carrol Canyon Road, more particularly described as Parcel 6, Portion of NW 1/4 of Section 12, Township 15 South, Range 3 West, S.B.B.M., in Zone A-1-10.

1. There are 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. Such conditions have not resulted from any act of the Applicant subsequent to the adoption of the applicable zoning ordinance.

2. The aforesaid circumstances or conditions are such that the strict application of the provisions of the ordinance would deprive the Applicant of the reasonable use

of the land or buildings and that the variance granted by the City is the minimum variance that will accomplish this purpose.

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

4. The granting of the variance will not 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 the City Council does hereby grant the appeal of PARKER FOSTER, owner, by R. G. CHICHESTER, president, from the decision of the Board of Zoning Appeals and does hereby grant to PARKER FOSTER a time extension of one year from January, 1972, in the form and with the terms and conditions as set forth in that original variance Case No. 4671, on file in the office of the City Clerk as Document No. 634013.

APPROVED: JOHN W. WITT, City Attorney

By 
Peter D. Bulens, Deputy

PDB:lc
Revised
6/6/72

MAY 16 1972

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

| 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 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 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 *Edward Nielsen*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 205583 Adopted MAY 16 1972
eh