

RESOLUTION NO. 208660
Land Conservation Permit No. 30

AUG 21 1973

WHEREAS, SHATTUCK CONSTRUCTION COMPANY, a California corporation, Owner and Permittee, filed an application for a land conservation permit to develop the property located south of Mt. Acapa Drive, between Mt. Carol Drive and Genesee Avenue, more particularly described as a portion of Pueblo Lot 1204, in the R-1-5 (LC Overlay) Zone; and

WHEREAS, on July 2, 1973, the Planning Commission of The City of San Diego made its findings of fact and filed the decision in the office of the City Clerk on July 24, 1973; and

WHEREAS, the motion by the Planning Commission to approve said permit failed to receive four affirmative votes and was deemed denied; and

WHEREAS, pursuant to the provisions of Section 101.0454 of the San Diego Municipal Code, J. R. SHATTUCK appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on August 16, 1973, continued to August 21, 1973, and testimony having been heard, evidence having been submitted and the City Council having fully considered the matter and being fully advised concerning the same; and

WHEREAS, the City Council in considering said appeal is empowered by the provisions of Municipal Code Section 101.0454 to affirm, reverse, or modify in whole or in part any determination of the Planning Commission, subject to the limitations as are

placed upon the Planning Commission by the Municipal Code;
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 Land
Conservation Permit No. 30:

1. The proposed development does not result in minimum
disturbance of the natural terrain commensurate with the
proposed use of the lot or premises.

2. Grading and excavation proposed in connection with the
development will result in soil erosion, silting of lower
slopes, and severe cutting or scarring.

3. The proposed development will not serve to preserve
and enhance the natural environment and the aesthetic qualities
of the site.

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

BE IT FURTHER RESOLVED, that by a vote of 6-3, the appeal
of J. R. SHATTUCK be, and it is hereby denied and Land Conserva-
tion Permit No. 30 is therefore denied.

APPROVED: JOHN W. WITT, City Attorney

By Frederick C. Conrad
Frederick C. Conrad, Chief Deputy

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Passed and adopted by the Council of The City of San Diego on AUG 21 1973,
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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input type="checkbox"/>	<input checked="" 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 Ann C. Jallett, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 208660 Adopted AUG 21 1973