

RESOLUTION NO. 208717 AUG 30 1973  
Planned Residential Development Permit No. 69

WHEREAS, ROBERT OSTER, an individual, and JAMES BEAR, an individual, Owners, and hereafter referred to as "Permittee," filed an application for a permit to construct and operate a planned residential development, located on the northeast side of Carmel Valley Road, between Del Mar Scenic Parkway and North Torrey Pines Road, in the A-1-1 (Proposed R-2A) Zones; and

WHEREAS, on October 25, 1972, the Planning Commission made its finding of facts, and granted Planned Residential Development Permit No. 69 to Permittee, and filed the same in the office of the City Clerk on November 8, 1972; and

WHEREAS, pursuant to the provisions of Section 101.0900 of the San Diego Municipal Code, THOMAS G. UTER, under date of November 17, 1972, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on December 7, 1972, continued said matter to January 4, July 19 and August 30, 1973; 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 Planned Residential Development Permit No. 69 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 9 to 0, the appeal of THOMAS G. UTER is hereby granted and this Council does hereby deny Planned Residential Development Permit No. 69.

APPROVED: JOHN W. WITT, City Attorney

BY   
Frederick C. Conrad, Chief Deputy

FCC:mmb  
9-13-73

Passed and adopted by the Council of The City of San Diego on AUG 30 1973,  
by the following vote:

RECEIVED  
CITY CLERK'S OFFICE  
1973 SEP 17 AM 8:04  
SAN DIEGO, CALIF.

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 checked="" type="checkbox"/>	<input 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 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 Mary Anne Reas, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 208717 Adopted AUG 30 1973