

RESOLUTION NO. 210188 MAR 21 1974

Planned Residential Development Permit No. 80

WHEREAS, TECHBILT CONSTRUCTION CORPORATION, owner, hereafter referred to as "Permittee," filed an application for a permit to construct and operate a planned residential development, located southerly of the easterly terminus of Nautilus Street, between Soledad Mountain Road and Cardeno Drive, more particularly described as portions of Pueblo Lots 1775, 1255, 1780 and 1781, and all of Block 1, Sea View Heights, in the R-1-10, R-1-20 and R-1-5 Zones; and

WHEREAS, on January 2, 1974, the Planning Commission of The City of San Diego made its findings of facts, and granted Planned Residential Development Permit No. 80 and filed the decision in the office of the City Clerk on January 23, 1974; and

WHEREAS, pursuant to the provisions of Section 101.0900 of the San Diego Municipal Code, SOUTH SOLEDAD PROTECTIVE ASSOCIATION, by James R. Webb, attorney, under date of February 1, 1974, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on February 28, 1974, continued to March 21, 1974, 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 101.0900, paragraph G.3., 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 Planned Residential Development Permit No. 80.

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, the La Jolla Community Plan, 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.

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BE IT FURTHER RESOLVED, that by a vote of 8 to 0, the appeal of SOUTH SOLEDAD PROTECTIVE ASSOCIATION, by James R. Webb, attorney, is hereby granted and said Planned Residential Development Permit No. 80 is hereby denied.

BE IT FURTHER RESOLVED, that it be and it is hereby certified that the information contained in the environmental impact report on file in the office of the City Clerk as E.Q.D. No. 73-5-1036P has been completed in compliance with the California Environmental Quality Act of 1970 and the State guidelines pursuant thereto, and that said environmental impact report has been reviewed and considered by this Council.

BE IT FURTHER RESOLVED, that Planned Residential Development Permit No. 80 be, and it is hereby returned to the Planning Commission and Planning Department for further consideration when requested by the Applicant.

APPROVED: JOHN W. WITT, City Attorney

By   
Frederick C. Conrad, Chief Deputy

MAR 21 1974

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"/>
Lee Hubbard	<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"/>
Jim Ellis	<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 *Gloria Lino*, Deputy.

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Office of the City Clerk, San Diego, California

Resolution Number **210188** Adopted **MAR 21 1974**

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