

RESOLUTION NO. 218965

R.78-1013

AUG 2 1977

WHEREAS, GARY L. McCABE appealed the decision of the Planning Commission in denying his appeal from the decision of the Subdivision Review Board denying his appeal from Condition 21 of Subdivision Review Board Resolution R-1512, imposed by the Subdivision Review Board in approving the proposed Tentative Map for Pueblo Del Rio Subdivision, a 5-unit subdivision consisting of approximately 199 lots, of the easterly 1/2 of Section 34, Township 18 South, Range 2 West, S.B.B.M., located in the Tia Juana River Valley Plan Area on the south side of I-5 and easterly of 27th Street, in the A-1-5 and A-1-10 (proposed R-1-5, A-1-5, and A-1-10 subject to filing a subdivision map or maps) Zones. Condition 21 specifies "No grading will be permitted on those lots remaining in agricultural zoning, Lot 199, Unit 5"; and

WHEREAS, on June 2, 1977, the Planning Commission voted 6-0 to deny the appeal and uphold the decision of the Subdivision Review Board; and

WHEREAS, on June 7, 1977, pursuant to the provisions of Sections 102.0205-8 of the San Diego Municipal Code, GARY L. McCABE appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on June 29, 1977, continued to July 19, and August 2, 1977, 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

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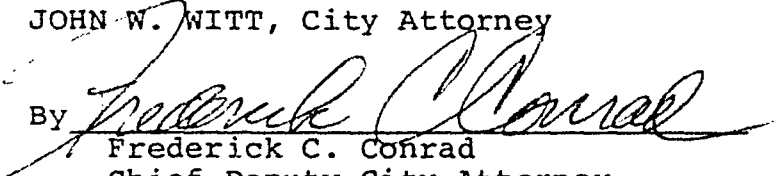
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WHEREAS, the City Council in considering said appeal is empowered by the provisions of Municipal Code, Sections 102.0205-8 to affirm, reverse or modify, in whole or in part, any determination of the Planning Commission, subject to the limitations as 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:

That the appeal of GARY L. McCABE from Condition 21 of Subdivision Review Board Resolution No. R-1513 is granted, and the decision of the Planning Commission to deny the appeal and sustain the decision of the Subdivision Review Board is overruled.

APPROVED: JOHN W. WITT, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:clh
12/1/77
T.M. 76-217
Or.Dept.:Clerk

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Passed and adopted by the Council of The City of San Diego on AUG 2 1977,
 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joel M. Strobl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<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.

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

By Kathleen Martinez Deputy.

(Seal)

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Office of the City Clerk, San Diego, California	
Resolution Number 218965	Adopted AUG 2 1977

CC-1276 (REV. 12-76)

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