

JAN 24 1978

R.78-1685

RESOLUTION NO. 220137

WHEREAS, PAUL PEPPER, by David L. Mulliken, attorney, appealed the decision of the Planning Commission in approving the proposed Tentative Map for La Canada Canyon Subdivision, being a portion of Pueblo Lot 1773, located in the canyon at the easterly terminus of La Canada Drive and westerly of La Jolla Mesa Drive, in the R-1-40 and R-1-40 HR Zones; and

WHEREAS, on December 1, 1977, the Planning Commission voted 5 to 0 to deny the appeal, approve the tentative map and uphold the decision of the Subdivision Board; and

WHEREAS, on December 15, 1977, pursuant to the provisions of Section 101.0205 of the San Diego Municipal Code, PAUL PEPPER, by David L. Mulliken, attorney, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on January 24, 1978, 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 102.0205, 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:

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That the City Council adopts findings of the Subdivision Board as follows:

1. The proposed map is consistent with the General Plan and La Jolla Community Plan which designate the property for residential use.

2. The design and proposed improvements for the subdivision are consistent with the General Plan and La Jolla Community Plan and PRD 103.

3. The site is physically suitable for residential development.

4. The site is suitable for the proposed residential density of development.

5. The design of the subdivision and the proposed improvements will not cause substantial environmental damage, based upon the findings of mitigation submitted by the applicant for the Findings of Environmental Report EQD No. 76-01-06P EIR, adopted by the Planning Commission and City Council.

6. The design of the subdivision and the type of improvements will not likely cause serious public health problems inasmuch as the map is consistent with PRD 103 and conforms with City development regulations.

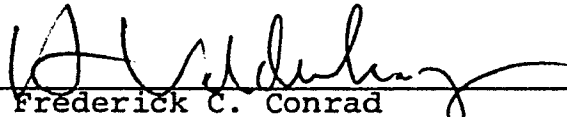
7. The design of the subdivision and the type of improvements will not conflict with any easements, acquired by the public at large, for access through or use of property within the proposed subdivision.

8. That said Findings are supported by the minutes, maps and exhibits, all of which are herein incorporated by reference.

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BE IT FURTHER RESOLVED, that the appeal of PAUL PEPPER, by David L. Mulliken, attorney, is denied; the decision of the Planning Commission to deny the appeal and uphold the decision of the Subdivision Board is sustained, and said tentative map is hereby granted.

APPROVED: JOHN W. WITT, City Attorney

By 
for Frederick C. Conrad
Chief Deputy City Attorney

FCC:clh
3/6/78
T.M. 76-73
Or.Dept.:Clerk

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Passed and adopted by the Council of The City of San Diego on JAN 24 1978,
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Bill Mitchell	<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"/>
Bill Lowery	<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"/>
Fred Schnaubelt	<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"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By Allyn D. Newitt, Deputy.

(Seal)

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Resolution Number 220137 Adopted JAN 24 1978