

RESOLUTION NO. 220221

FEB 1 1978

R.78-1573
Rev.

Conditional Use Permit No. 506-PC

WHEREAS, PAUL W. HEBERT, Owner, and AZTEC CONSTRUCTION COMPANY, INC., hereafter referred to as "Permittee," filed an application to construct and operate a 16-unit elderly and handicapped housing facility on a 7,500 square foot parcel, with parking and landscaping, in the R-4 Zone. The property is located on the west side of 21st Street between J and K Streets, in the Southeast San Diego Community Plan area, and is more particularly described as Lot 7 and a portion of Lot 8, Block 30, Sherman's Addition; and

WHEREAS, on December 1, 1977, the Planning Commission of The City of San Diego made its findings of facts, approved said Conditional Use Permit No. 506-PC, and filed said decision in the office of the City Clerk on December 23, 1977; and

WHEREAS, pursuant to the provisions of Section 101.0506 of the San Diego Municipal Code, the SOUTHEAST SAN DIEGO DEVELOPMENT COMMITTEE, by Verna M. Quinn, Vice Chairman, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on February 1, 1978; and

WHEREAS, the Council of The City of San Diego received for its consideration documentary, written and oral testimony and heard from all interested parties present at the public hearings; NOW, THEREFORE,

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BE IT RESOLVED, by the Council of The City of San Diego,
as follows:

All of the following facts exist with respect to Conditional
Use Permit No. 506-PC:

1. The proposed use at the particular location is not necessary or desirable to provide a service or facility which will contribute to the general well-being of the neighborhood or the community. The location is remote from necessary private and public facilities to serve the needs of the proposed elderly occupants.
2. Such use, under the circumstances of the particular case, will be detrimental to the health, safety and general welfare of the proposed occupants because necessary support facilities such as stores, medical facilities and social services are too remote from the site for the elderly occupants.
3. The proposed use would comply with the regulations and conditions specified in the Municipal Code for such use. The proposed project would meet all such regulations and is permitted by the Conditional Use Permit process.
4. The granting of this Conditional Use Permit will not adversely affect the Master Plan of the City or the adopted plan of any governmental agency. This facility would help provide the balanced housing types which are called for within the housing element of the General Plan. However, the site is found to be inappropriate.

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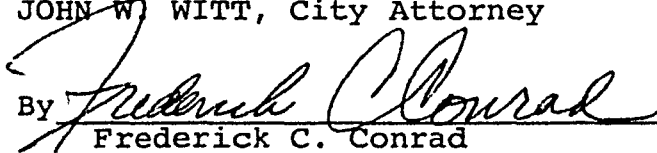
220221

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BE IT FURTHER RESOLVED, that the appeal of the SOUTHEAST
SAN DIEGO DEVELOPMENT COMMITTEE, by Verna M. Quinn, Vice
Chairman, is granted; and this Council does hereby deny to
PAUL W. HEBERT and AZTEC CONSTRUCTION COMPANY, INC. Conditional
Use Permit No. 506-PC.

APPROVED: JOHN W. WITT, City Attorney

BY



Frederick C. Conrad
Chief Deputy City Attorney

FCC:dm:clh
2-16-78
Rev. 8/24/78
Or.Dept.:Clerk

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Passed and adopted by the Council of The City of San Diego on FEB 1 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 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"/> |
| Fred Schnaubelt | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Tom Gade | <input type="checkbox"/> | <input checked="" 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 checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mayor Pete Wilson | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 Betty Guedberg, Deputy.

(Seal)

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 1978 AUG 29 PM 4:36
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| Office of the City Clerk, San Diego, California | |
| Resolution <u>220221</u> | FEB 1 1978 |
| Number | Adopted |

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