

RESOLUTION NO. 220898

MAY 23 1978

WHEREAS, FRANK A. FRYE III, attorney for Robert F. Clarke, appealed the decision of the Planning Commission in denying the Tentative Subdivision Map, La Jolla Scenic View, which proposed a 9-lot subdivision of a portion of Pueblo Lot 1290 located on the east side of La Jolla Scenic Drive North, and north of the northerly extension of Avenida Kirjah, in the single-family designation of the La Jolla Shores Planned District; and

WHEREAS, on March 23, 1978, the Planning Commission voted 5 to 0 to deny the tentative map; and

WHEREAS, on April 5, 1978, pursuant to the provisions of Section 102.0205 of the San Diego Municipal Code, FRANK A. FRYE III, attorney for Robert F. Clarke, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on May 2, 1978, continued to May 23, 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,

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MICROFILMED

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

That the City Council adopt the findings of the Subdivision
Review Board, as follows:

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

2. The design and proposed improvements for the sub-
division are consistent with the General Plan and La Jolla
Shores Planned District and S.F. Development Regulations.

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 the Environmental Report EQD
No. 77-07-46 EIR and findings of mitigation submitted by the
applicant.

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 S.F. designa-
tion of the La Jolla Shore Planned District and conforms with
City development regulations.

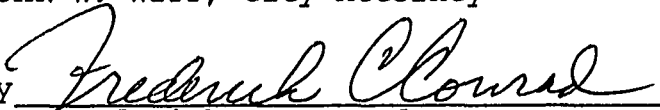
7. The design of the subdivision and the type of
improvements are such that they will not conflict with any
easements, acquired by the public at large, for access through
or use of property within the proposed subdivision.

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

BE IT FURTHER RESOLVED, that the appeal of FRANK A. FRYE III, attorney for Robert F. Clarke is granted, the decision of the Planning Commission to deny the tentative map is overruled, and the tentative map is granted.

APPROVED: JOHN W. WITT, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:clh
5/8/78
r.M. 77-218
Or.Dept.:Clerk

220898

00150

MAY 23 1978

MICROFILMED

MAY 28 1978

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

Councilmen	Yeas	Nays	Excused	Absent
Bill Mitchell	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" 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 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.

(Seal)

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By *Angie R. Page*, Deputy.

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Resolution Number 220898 Adopted MAY 28 1978