

R. 79-327
JUL 25 1978

WHEREAS, NASLAND ENGINEERING, by William A. Moser, Chief Engineer, on behalf of Earl and Gloria Ensberg, appealed the decision of the Planning Commission in denying Preliminary Parcel Map 77-275, which proposes a two-parcel parcel map of Lot 55, Fairway Park Unit NO. 1, Map 6778, located on the north side of Mt. Ariane Drive westerly of Mt. Burnham Court, in the R-1-5 Zone, and within the boundaries of the Clairemont Mesa Community Plan; and

WHEREAS, on January 12, 1978, the Planning Commission voted 5 to 1 to deny the preliminary parcel map; and

WHEREAS, on January 23, 1978, pursuant to the provisions of Section 102.0302 of the San Diego Municipal Code, NASLAND ENGINEERING, by William A. Moser, Chief Engineer, on behalf of Earl and Gloria Ensberg, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on May 9, 1978, continued to July 25, 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 102.0302 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,

MICROFILMED

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

All of the following facts exist with respect to
Preliminary Parcel Map 77-275:

1. The proposed map is consistent with the General Plan and Clairemont Mesa 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 Clairemont Mesa Community Plan and R-1-5 Zone and R-1-5 Zone Variance 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. 77-09-45 ND.

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 R-1-5 and requested R-1-5 Zone Variance 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

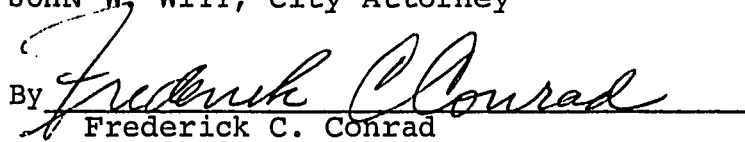
easements, acquired by the public at large, for access through or use of property within the proposed subdivision.

8. The 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 NASLAND ENGINEERING, by William A. Moser, Chief Engineer, on behalf of Earl and Gloria Ensberg, is hereby granted; the decision of the Planning Commission to deny the preliminary parcel map is overruled, and said map is granted.

APPROVED: JOHN W. WITT, City Attorney

By



Frederick C. Conrad
Chief Deputy City Attorney

FCC:clh
8/18/78
T.M. 77-275
Or.Dept.:Clerk

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Passed and adopted by the Council of The City of San Diego on JUL 25 1978,
 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" 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.

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

(Seal)

By Betty Gooding, Deputy.

dk
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Resolution Number 221470 Adopted JUL 25 1978

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