

RESOLUTION NO. 221842

SEP 19 1978  
R.79-641  
(REV.)

WHEREAS, THOMAS H. ROTH appealed the decision of the Planning Commission in denying Preliminary Parcel Map No. 78-155, which proposed a one-parcel parcel map of a portion of Pueblo Lot 1779, located on the west side of Soledad Road northerly of Bahia Drive, in the R-1-10 Zone, and within the boundaries of the La Jolla Community Plan; and

WHEREAS, on June 29, 1978, the Planning Commission voted 5 to 0 to deny the Preliminary Parcel Map; and

WHEREAS, on July 12, 1978, pursuant to the provisions of Section 102.0308 of the San Diego Municipal Code, THOMAS H. ROTH appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on August 1, 1978, continued to August 29, 1978, and again continued to September 19, 1978, 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

WHEREAS, the City Council in considering said appeal is empowered by the provisions of Municipal Code, Section 102.0308, 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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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 No. 78-155:

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 not consistent with the General Plan and La Jolla Community  
Plan and R-1-10 Zoning/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. The parcel map  
is exempt from environmental review under Section 15105 of the  
guidelines to the Environmental Quality map.

6. The design of the subdivision and the type of improvements  
will not likely cause serious public health problems. However,  
the map is not consistent with R-1-10 Zone area requirements.

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. 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 THOMAS H. ROTH is denied, the decision of the Planning Commission is upheld, and Preliminary Parcel Map No. 78-155 is hereby denied.

APPROVED: JOHN W. WITT, City Attorney

By



Frederick C. Conrad  
Chief Deputy City Attorney

FCC:clh  
9/29/78  
Rev. 10/24/78  
T.M. 78-155  
Or.Dept.:Clerk

SEP 19 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
<del>Jess D. Haro</del>	<del><input type="checkbox"/></del>	<del><input type="checkbox"/></del>	<del><input type="checkbox"/></del>	<del><input type="checkbox"/></del>
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 *Betty Gooding* Deputy.

(Seal)

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Office of the City Clerk, San Diego, California

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