

WHEREAS, CHARLES and SYLVIA MacLEOD appealed the decision of the Planning Commission in approving Tentative Subdivision Map 78-109 (entitled "HILLSBOROUGH VILLAGE HOMES") which proposes a one-lot subdivision of Lots 186, 188, 191, and 192 and portions of Lots 187, 189 and 190, Empire Addition to Encanto Heights, Map No. 1254, located on the south side of Federal Boulevard and the west side of Winnett Street in the R-1-5 and R-2A Zones, and within the boundaries of the Southeast San Diego Community Plan; and

WHEREAS, on November 30, 1978, the Planning Commission voted 5 to 1 to deny the appeal, approve the tentative map and uphold the decision of the Subdivision Board; and

WHEREAS, on December 8, 1978, pursuant to the provisions of Section 102.0308 of the San Diego Municipal Code, CHARLES and SYLVIA MacLEOD appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on January 9, 1979, continued to January 16, 1979, 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,

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

All of the following facts exist with respect to Tentative
Subdivision Map 78-109:

1. The proposed map is consistent with the General Plan
and Southeast San Diego 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 Southeast San Diego
Community Plan and R-1-5 and R-2A Zoning/Development Regulations
and PRD 125.

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 improve-
ments will not cause substantial environmental damage, based
upon the findings of the Environmental Report EQD 78-03-24 EIR
which the Subdivision Board has reviewed.

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 R-2A zoning and conforms
with City development regulations and PRD 125.

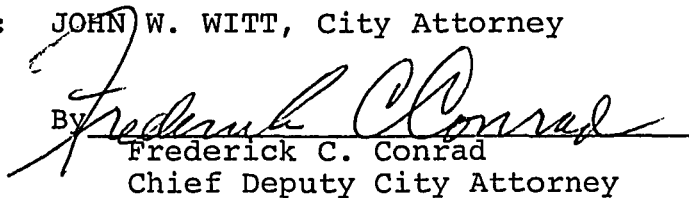
7. The design of the subdivision and the type of improvements
are such that they will not conflict with any easements,
acquired by the public at large, for access through or use of
property within the proposed subdivision.

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 CHARLES and SYLVIA MacLEOD is denied, the decision of the Planning Commission sustained, and said tentative map is hereby granted.

APPROVED: JOHN W. WITT, City Attorney

By



Frederick C. Conrad
Chief Deputy City Attorney

FCC:clh
2/23/79
Or.Dept.:Clerk

MICROFILMED

JAN 16 1979

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

Councilmen	Yeas	Nays	Not Present	Ineligible
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 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

MICROFILMED

Office of the City Clerk, San Diego, California

Resolution Number 222608 Adopted JAN 16 1979