

RESOLUTION NO. 223831 (R.80-1370)

CONDITIONAL USE PERMIT NO. 561-PC

JUN 25 1979

WHEREAS, HANBY VILLAGE, Owner, hereafter referred to as "Permittee", filed an application for permission under Conditional Use Permit No. 561-PC, to construct and operate 102 senior citizen apartments and one single-family residence with clubhouse, parking and landscaping on a 2.99 acre site in the R-1-5 Zone. The property is located north of National Avenue between 41st and 43rd Streets, and is more particularly described as Lot 20, Block 58, Carruthers Addition, Map No. 27, and a portion of Pueblo Lot 1345 of the Pueblo Lands of San Diego, Miscellaneous Map No. 36; and

WHEREAS, on May 3, 1979, the Planning Commission of The City of San Diego made its findings of facts, denied said Conditional Use Permit No. 561-PC and filed said decision in the office of the City Clerk on June 11, 1979; and

WHEREAS, on May 7, 1979, pursuant to the provisions of Section 101.0506 of the San Diego Municipal Code, HANBY VILLAGE, by Bernard R. Spector, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on June 19, 1979, continued to June 25, 1979, 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; NOW, THEREFORE,

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

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All of the following facts exist with respect to  
Conditional Use Permit No. 561-PC:


1. That the proposed use of this particular location is not necessary or desirable to provide a service or facility which would contribute to the general well-being of the neighborhood or the community. The project would provide 102 units of housing for senior citizens of San Diego. However, due to the lack of public facilities within walking distance, this site was not found suitable for senior citizen housing.

2. The proposed use will comply with all the relevant regulations in the Municipal Code.

All above findings are supported by the minutes, maps and exhibits, all of which are herein incorporated by reference.

BE IT FURTHER RESOLVED, that this Council does hereby deny the appeal of HANBY VILLAGE, a joint venture, by Bernard R. Spector, sustains the decision of the Planning Commission, and does hereby deny to HANBY VILLAGE, a joint venture, Owner and Permittee, Conditional Use Permit No. 561-PC.

APPROVED: JOHN W. WITT, City Attorney

By   
Frederick C. Conrad  
Chief Deputy City Attorney

FCC:ps  
2/1/80  
Or.Dept. Clerk

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Passed and adopted by the Council of The City of San Diego on JUN 25 1979,  
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
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 checked="" type="checkbox"/>	<input 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 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 checked="" type="checkbox"/>	<input 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 Barbara Berridge, Deputy.

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Office of the City Clerk, San Diego, California

Resolution Number 223831 Adopted JUN 25 1979