

RESOLUTION NO. R- 250503 (R.80-660)

OCT 29 1979

WHEREAS, on May 11, 1955, the City sold portions of Pueblo Lots 1280, 1296 and 1297 of the Pueblo Lands of San Diego to The Security Trust and Savings Bank of San Diego, and the deed conveying the property included restrictions which include: 1) no parcel or portion of said real property shall be used in whole or part for any other than residential purposes; and 2) no building shall be erected or maintained on any of said lots or parcels other than one single-family dwelling and garage and such outbuildings and structures suitable and necessary for such residential purposes; and

WHEREAS, it is proposed that the site be utilized for the Congregational Beth El Synagogue; and

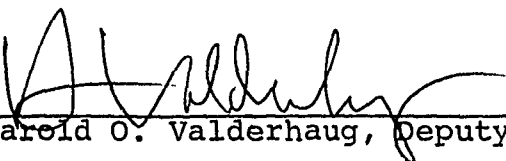
WHEREAS, the proposed use is allowed by the Municipal Code under Division 3, La Jolla Shores Planned District (Section 103.0304.1), and there appears to be no need to enforce the deed restriction so long as the waiver of the right to enforce is limited to the proposed intended use; NOW, THEREFORE,

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

That the deed restriction requiring single-family residential use of Lot 1, Harrington Hallow, except the northerly 100 feet thereof, and Lot 1, Mira Vista, is hereby waived in order to permit use as a site for Congregational Beth El Synagogue.

BE IT FURTHER RESOLVED, that this waiver is limited to said proposed use and the City specifically reserves the right to enforce the deed restriction with regard to any future proposed use.

APPROVED: JOHN W. WITT, City Attorney

By 
Harold O. Valderhaug, Deputy

HOV:dm
10/2/79
Or.Dept.: Property

R-250503

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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 checked="" type="checkbox"/>	<input 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 checked="" 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"/>
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 Allen Bovard, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-250503 Adopted OCT 29 1979