

OCT 30 1979

WHEREAS, EDWARD L. GALE, appealed the decision of the Planning Commission in denying the proposed Tentative Sub-division Map No. 78-282 (Mission Cliff Villas), a planned residential development of Lot 35, Mission Cliff Gardens, Map No. 2268, and a portion of Pueblo Lot 1111 of the Pueblo Lands of San Diego, Miscellaneous Map No. 36. The subject property is located on the west side of Mission Cliff Drive, northerly of Adams Avenue in the R-1-5, R-1-5 (HR) and R-1-40 Zones and within the boundaries of the Uptown Community Plan; and

WHEREAS, on October 4, 1979, the Planning Commission voted 6 to 0 to deny the appeal and the tentative map and uphold the decision of the Subdivision Review Board; and

WHEREAS, on October 9, 1979, pursuant to the provisions of Section 102.0308 of the San Diego Municipal Code, EDWARD L. GALE appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on October 30, 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:

That the City Council adopts the findings of the Subdivision
Review Board as follows:

1. The proposed map is consistent with the General Plan
and Uptown Community Plan which designate the property for
residential use.

2. The design and proposed improvements for the sub-
division are not consistent with the General Plan and Uptown
Community Plan and R-1-15 HR Zoning/Development Regulations
and PRD 149 which was denied by the Planning Commission.

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 No. 78-08-31 EIR.

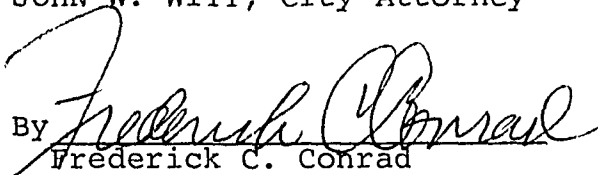
6. The design of the subdivision and the type of improve-
ments will not likely cause serious public health problems;
however, the map is not consistent with R-1-15 HR zoning and does
not conform with City development regulations and PRD 149 which
was denied by the Planning Commission.

7. The design of the subdivision and the type of improve-
ments 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 EDWARD L. GALE is denied, the decision of the Planning Commission to deny the appeal and uphold the decision of the Subdivision Review Board is sustained, and said tentative map is hereby denied.

APPROVED: JOHN W. WITT, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:ps
3/27/80
Or.Dept. Clerk
T.M. 78-282

OCT 30 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 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 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 type="checkbox"/>	<input checked="" 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.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By June A. Blackwell, Deputy.

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CC-276 (REV. 10-78)

Office of the City Clerk, San Diego, California

Resolution Number R-250533 Adopted OCT 30 1979

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