

RESOLUTION NO. R-250639 (R.80-1816)

WHEREAS, MARTIN H. KOTHE appealed the decision of the Planning Commission in approving Tentative Subdivision Map No.79-278 (Casa Dorada) which proposes a one-lot subdivision for condominium conversion of Lot 728, San Carlos Unit 10, Map 5294. The subject property is located at the southeast corner of Lake Murray Boulevard and Lyndhaven Lane in the R-3 Zone and within the boundaries of the Navajo Community Plan; and

WHEREAS, on October 4, 1979, the Planning Commission voted 7 to 0 to deny the appeal and approve the tentative map, and filed said decision in the office of the City Clerk on October 23, 1979; and

WHEREAS, on October 19, 1979, pursuant to the provisions of Section 102.0308 of the San Diego Municipal Code, MARTIN H. KOTHE appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on November 13, 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 findings of the Planning Commission as follows:

1. The proposed map is consistent with the General Plan and Navajo 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 the Navajo Community Plan and R-3 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, based upon the findings of the Environmental Report EQD No. 79-07-41 EX.

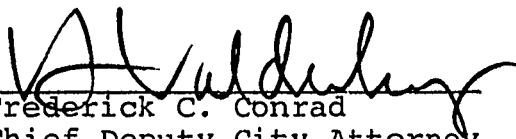
6. The design of the subdivision and the type of improvements will not likely cause serious public health problems inasmuch as the map is consistent with R-3 zoning and conforms with City development regulations.

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 MARTIN H. KOTHE is denied, the decision of the Planning Commission to deny the appeal and approve the tentative map is upheld, and said tentative map is hereby granted.

APPROVED: JOHN W. WITT, City Attorney

by 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:ps
3/28/80
T.M. 79-278
Or.Dept. Clerk

Passed and adopted by the Council of The City of San Diego on NOV 13 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Walter Boardman, Deputy.

Office of the City Clerk, San Diego, California

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