

RESOLUTION NO.

R- 252573

(R.81-973)

WHEREAS, MCDONALD, HECHT & WORLEY, by Paul E. Robinson, appealed the decision of the Planning Commission in denying Preliminary Parcel Map 01-014-0 which proposes a two-lot division of a portion of Pueblo Lot 129 of the Pueblo Lands of San Diego, Miscellaneous Map 36. The subject property is located on the east side of Kellogg Street, east of Silvergate Avenue in the R-1-10 Zone and within the boundaries of the Peninsula Community Plan.

AUG 26 1980

WHEREAS, on July 10, 1980, the Planning Commission voted 5 to 0 to deny the preliminary parcel map; and

WHEREAS, on July 17, 1980, pursuant to the provisions of Section 102.0308 of the San Diego Municipal Code, MCDONALD, HECHT & WORLEY, by Paul E. Robinson, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on August 26, 1980, 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; 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,

00504

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

All of the following facts exist with respect to Preliminary
Parcel Map 01-014-0:

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

2. The design and proposed improvements for the sub-
division are consistent with the General Plan and Peninsula
Community Plan and R-1-10 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 improve-
ments will not cause substantial environmental damage, based upon
the findings of the Environmental Report EQD No. 80-03-13 N.D.

6. The design of the subdivision and the type of
improvements will not likely cause serious public health problems;
the map is consistent with R-1-10 zoning and does conform with
City development regulations.

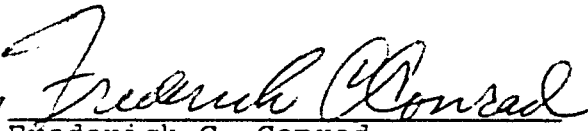
7. The design of the subdivision and the type of improve-
ments are such that they will not conflict with any easements,
acquired by the public at large, for access through or use of
property within the proposed subdivision.

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 MCDONALD, HECHT & WORLEY, by Paul E. Robinson, is granted, the decision of the Planning Commission is overruled, and said Preliminary Parcel Map 01-014-0 is hereby granted, subject to the conditions regarding the lot split as stated at an earlier hearing.

APPROVED: JOHN W. WITT, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:ps
11/21/80
P.M. 01-014-0
Or.Dept. Clerk

AUG 26 1980

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"/>
Bill Cleator	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Marjorie L. Porter, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-252573 Adopted AUG 26 1980