

(R-82-770)

RESOLUTION NUMBER R- 254832

Adopted on AUG 18 1981

WHEREAS, MICHAEL SANDOVAL appealed the decision of the Planning Commission in denying Extension of Time No. 2 for Tentative Subdivision Map TM-78-109 (HILLSBOROUGH VILLAGE HOMES), which proposes a 1-lot subdivision of Lots 186 through 192, Empire Addition to Encanto Heights, Map 1254. The subject property is located at the southwest corner of Federal Boulevard and Winnett Street in the R-1-5 and C-1S (proposed R-1-5 and R-2A) Zones and within the boundaries of the Southeast San Diego Community Plan; and

WHEREAS, on June 25, 1981, the Planning Commission of The City of San Diego voted 4 to 3 to deny the extension of time to the tentative map and filed said decision in the office of the City Clerk on July 16, 1981; and

WHEREAS, on July 9, 1981, pursuant to the provisions of Section 102.0308 of the San Diego Municipal Code, MICHAEL SANDOVAL appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on August 18, 1981, 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 the 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 Planning Commission as follows:

1. The proposed map is not consistent with the General Plan and Southeast San Diego Community Plan which designate the property for very low-density residential use.

2. The design and proposed improvements for the subdivision are not consistent with the General Plan, Southeast San Diego Community Plan and PRD 125 extension of time, which was denied.

3. The site is not suitable for residential development.

4. The site is not 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. 78-03-24 EIR, which the Subdivision Board reviewed.

6. The design of the subdivision and the type of improvements will not likely cause serious public health problems; however, the map is not consistent with the Southeast San Diego Community Plan and PRD 125 extension of time, which was denied, and does not conform with City development regulations.

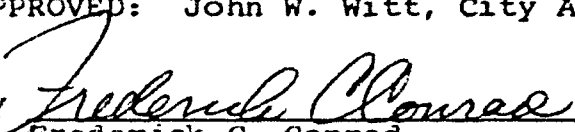
7. The design of the subdivision and the type of improvements are such that they will not conflict with any easements, acquired by the public at large, for access through or use of property within the proposed subdivision.

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 MICHAEL SANDOVAL is denied; the decision of the Planning Commission is upheld, and said Tentative Map TM 78-109/Extension of Time No. 2 is hereby denied.

APPROVED: John W. Witt, City Attorney

By


Frederick C. Conrad
Chief Deputy City Attorney

FCC:ps
11/12/81
Or.Dept:Clerk
TM-78-109/EGT2
R-82-770
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AUG 18 1981

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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<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.

By Barbara Burridge, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

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