

336d

(R-83-1141)

RESOLUTION NUMBER R- 257823

Adopted on JAN 18 1983

WHEREAS, PONDEROSA HOMES, by Richard Munsell, appealed the decision of the Planning Commission in denying the proposed Tentative Map of Skyview, Map 9432, Lots 1 through 142, located south of Skyline Drive, between 61st Street and Valencia Parkway, in the R-1-5 Zone and within the boundaries of the Southeast San Diego Community Plan area; and

WHEREAS, on October 21, 1982, the Planning Commission voted 4 to 1 to deny the appeal, deny Tentative Map No. '82-0330 and the proposed amendment to the Southeast San Diego Community Plan and General Plan, and to uphold the decision of the Subdivision Board; and

WHEREAS, on October 28, 1982, pursuant to the provisions of Section 101.0308 of the San Diego Municipal Code, PONDEROSA HOMES, by Richard Munsell, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on January 4, 1983 and continued to January 19, 1983, 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, in considering said appeal, the City Council 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 Southeast San Diego Community Plan which designate the property for residential use.
2. The design and proposed improvements for the subdivision are not consistent with the General Plan, Southeast San Diego Community Plan, R-1-5 Zoning/Development Regulations.
3. The site is physically 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. 82-0330 Mitigated Negative Declaration.
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 R-1-5 Zoning Regulations. The proposed Planned Residential Development (82-0330) was denied by the Planning Director.
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 based on findings 2, 4 and 6 above, the appeal of PONDEROSA HOMES, by Richard Munsell, is denied; the decision of the Planning Commission to deny the appeal is sustained, and said Tentative Map is hereby denied.

APPROVED: John W. Witt, City Attorney

By   
Frederick C. Conrad  
Chief Deputy City Attorney

FCC:imb  
01/24/83  
Or.Dept:Clerk  
TM No. 82-0330  
Form=r.none

SAN DIEGO CITY  
JAN 24 1983 11:28 AM

CLERK  
RECEIVED

JAN 18 1983

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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Vacant

AUTHENTICATED BY:

BILL CLEATOR  
Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California.

(Seal)

By *Barbara Buridge* Deputy.

Office of the City Clerk, San Diego, California

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