

(R-83-2005)

RESOLUTION NUMBER R- 25861A

Adopted on JUN 7 1983

WHEREAS, CHARLES SPITZER, an individual, hereafter referred to as "Owner/Permittee," filed an application to construct a 16-unit Planned Residential Development on premises located at the northeast corner of Sklyine Drive and Leghorn Avenue known as Parcels A-D, Division Plat 75, a division of Lots 9 and 10 of Orange Grove Tract, Map No. 925, in the Southeast San Diego Community Plan; and

WHEREAS, on April 21, 1983, the Planning Commission of The City of San Diego made its findings of fact, granted said Planned Residential Development Permit No. 83-0085, and filed said decision in the office of the City Clerk on May 25, 1983; and

WHEREAS, on April 28, 1983, pursuant to the provisions of Section 101.0900 of the San Diego Municipal Code, RAUL JAQUEZ and FREDERICKA JAQUEZ appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on June 7, 1983; and

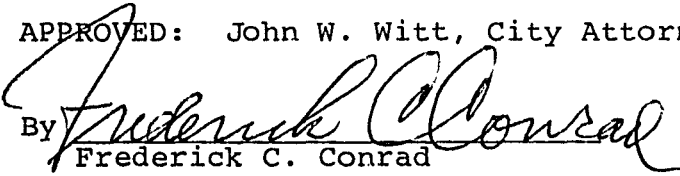
WHEREAS, the Council of The City of San Diego received for its consideration documentary, written and oral testimony and heard from all interested parties present at the public hearing; NOW, THEREFORE,

BE IT RESOLVED, that the Council of The City of San Diego hereby adopts as its findings of fact the findings set forth in

Planning Report No. 83-152, dated April 15, 1983, and found beginning at Page 3 of said report, a copy of which is attached hereto and by this reference incorporated herein, and which findings are supported by the minutes, maps and exhibits, all of which are incorporated herein by reference.

BE IT FURTHER RESOLVED, that the appeal of RAUL JAQUEZ and FREDERICKA JAQUEZ is denied, the decision of the Planning Commission is upheld, and this Council does hereby grant to Owner/Permittee Planned Residential Development Permit No. 83-0085, in the form and with the terms and conditions as set forth in the permit attached hereto and made a part hereof.

APPROVED: John W. Witt, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:ib:640
06/10/83
Or.Dept:Clerk
Case No. 83-0085
Form=r.none

FINDING OF FACT:

1. The proposed use will fulfill an individual and/or community need and will not adversely affect the General Plan or the community plan. This property is located in the Southeast community planning area. This PRD is submitted in conjunction with a plan amendment to the Southeast Community Plan to revise the density regulations from 0-5 dwelling units per acre to 10-15 dwelling units per acre. The proposed development is at a density of 9.6 dwelling units per acre which would be consistent with the Southeast Community Plan Amendment request. In addition, the development standards which are included in the amendment are consistent with the proposed PRD application. For this reason the Planning Director believes that this finding can be made if the City Council amends the Southeast Community Plan to allow a greater density of 10-15 dwelling units per acre.
2. The proposed use, because of conditions that have been applied to it, will not be detrimental to the health, safety, and general welfare of persons residing or working in the area and will not adversely affect other property in the vicinity. The Planning Director believes that this finding can be made. The Engineering and Development Department have included conditions to require street improvements adjacent to the proposed PRD.
3. The proposed use will comply with the relevant regulations in the Municipal Code. The Planning Director believes this finding can be made. The PRD will provide more total and usable open space than is required.

ATTACHMENT

R- 258614
00799

JUN 7 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"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<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"/>
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 Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK
Mayor of The City of San Diego, California.

(Seal)

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

By Barbara Berridge, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R- 258614 Adopted JUN 7 1983