

(R-84-345)

RESOLUTION NUMBER R- 259149

Adopted on AUG 23 1983

WHEREAS, the SAN DIEGO DAILY TRANSCRIPT, a California corporation, filed an application for a Conditional Use Permit to operate a newspaper publishing plant on the southeasterly corner of Ivy Street and Third Avenue, on premises described as a Portion of Lot A, Block 246, Horton's Addition, in the Uptown Community Plan area, in the CN Zone; and

WHEREAS, on July 21, 1983, the Planning Commission of The City of San Diego considered Conditional Use Permit No. 83-0376, pursuant to Section 101.0506 of the San Diego Municipal Code and recommended approval of same subject to Planning Commission terms and conditions imposed upon said permit; and

WHEREAS, on August 23, 1983, the Council of The City of San Diego held a public hearing on the application of the SAN DIEGO DAILY TRANSCRIPT for said Conditional Use Permit and received for consideration documentary, written and oral testimony and heard from all interested parties present at the public hearing; 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 use will not adversely affect the neighborhood, the General Plan or the Uptown Community Plan and will not be detrimental to the health, safety or general welfare

of persons residing or working in the area.

a. The proposed use will occupy an existing building at a location where other offices and commercial uses exist in the immediate vicinity.

b. The environmental impacts, including land use, transportation and noise, have been reviewed by the Environmental Quality Division, which has concluded that a Negative Declaration is appropriate.

c. The exterior appearance of the existing building will be substantially enhanced, including the provision of landscaping where none currently exists.

d. Two off-street parking spaces will be provided for the 4-5 employees operating the printing press.

2. The proposed use will comply with all the relevant regulations in the San Diego Municipal Code.

a. The use of the existing commercial building will comply with all relevant regulations in the San Diego Municipal Code.

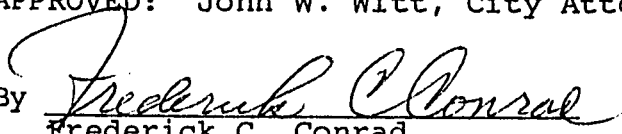
3. That said findings are supported by the minutes, maps and exhibits, all of which are herein incorporated by reference.

BE IT FURTHER RESOLVED, by the Council of The City of San Diego that the application of the SAN DIEGO DAILY TRANSCRIPT for a Conditional Use Permit is hereby approved subject to the terms and conditions imposed by the Planning Commission of The City of San Diego.

R- 259149

APPROVED: John W. Witt, City Attorney

By


Frederick C. Conrad
Chief Deputy City Attorney

FCC:ib:632
08/26/83
Or.Dept:Clerk
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CONDITIONAL USE PERMIT
NO. 83-0376
CITY COUNCIL

This Conditional Use Permit is granted by the City Council of The City of San Diego to THE SAN DIEGO DAILY TRANSCRIPT, a California corporation, Owner/Permittee, for the purposes and under the terms and conditions as set out herein, pursuant to the authority contained in Section 101.0506 of the San Diego Municipal Code.

1. Permission is hereby granted to Owner/Permittee to remodel an existing building to house a small newspaper press, paper storage and associated facilities, on approximately 0.11 acres in the CN Zone, Uptown Community Plan area, located on the southeasterly corner of Ivy Street and Third Avenue, more particularly described as a portion of Lot A, Block 246, Horton's Addition.

2. The facility shall consist of the following:

- a. Printing press;
- b. Paper storage and accessory facilities;
- c. Off-street parking;
- d. Accessory uses as may be determined incidental and

approved by the Planning Director.

3. The maximum number of employees for this facility shall not exceed five on any one shift.

4. The hours of operation for the printing press shall be between 4:00 p.m. and 11:00 p.m. Monday through Friday only.

5. No fewer than two off-street parking spaces shall be maintained on the property in the approximate location shown on

Exhibit "A," dated July 21, 1983, on file in the office of the Planning Department. Parking spaces shall be permanently maintained and not converted for any other use. Parking areas shall be marked.

6. No permit for operation and occupancy of any facility shall be granted nor shall any activity authorized by this permit be conducted on the premises until:

a. The Permittee signs and returns the permit to the Planning Department;

b. The Conditional Use Permit is recorded in the office of the County Recorder.

If the signed permit is not received by the Planning Department within 90 days of the Planning Commission decision or within 30 days of a City Council decision, the permit shall be void.

7. Before issuance of any building permits, complete remodeling plans shall be submitted to the Planning Director for approval. Plans shall be in substantial conformity to Exhibit "A," dated July 21, 1983, on file in the office of the Planning Department. No change, modifications or alterations shall be made unless appropriate applications for amendment of this permit shall have been granted.

8. Before issuance of any building permits, a complete landscape plan, including a permanent irrigation system, shall be submitted to the Planning Director for approval. The plans shall be in substantial conformity to Exhibit "A," dated July 21, 1983, on file in the office of the Planning Department.

Approved planting shall be installed before issuance of any occupancy permit on any building. Such planting shall not be modified or altered unless this permit has been amended.

9. All outdoor lighting shall be so shaded and adjusted that the light is directed to fall only on the same premises as light sources are located.

10. This Conditional Use Permit must be used within 18 months after the date of City approval or the permit shall be void. An extension of time may be granted as set forth in Sections 101.0506 and 101.0507 of the San Diego Municipal Code.

11. Construction and operation of the approved use shall comply at all times with the regulations of this or any other governmental agencies.

12. After establishment of the project, the property shall not be used for any other purposes unless:

a. Authorized by the Planning Commission; or

b. The proposed use meets every requirement of the zone existing for the property at the time of conversion;
or

c. The permit has been revoked by the City.

13. This Conditional Use Permit may be revoked by the City if there is a material breach or default in any of the conditions of this permit.

14. This Conditional Use Permit is a covenant running with the lands and shall be binding upon the Permittee and any successor or successors, and the interests of any successor shall be subject to each and every condition set out herein.

ADOPTED BY THE COUNCIL OF THE CITY OF SAN DIEGO ON AUGUST 23, 1983.

AUTHENTICATED BY:

Mayor of The City of San Diego

City Clerk of The City of San Diego

STATE OF CALIFORNIA)
)
COUNTY OF SAN DIEGO)

On this _____ day of _____, 1983, before me, the undersigned, a notary public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared ROGER HEDGECOCK, known to me to be the Mayor, and CHARLES G. ABDELNOUR, known to me to be the City Clerk of The City of San Diego, the municipal corporation that executed the within instrument, and known to me to be the persons who executed the within instrument on behalf of the municipal corporation therein named, and acknowledged to me that such municipal corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal in the County of San Diego, State of California, the day and year in this certificate first above written.

Notary Public in and for the County
of San Diego, State of California

The undersigned Permittee, by execution hereof, agrees to each and every condition of this Conditional Use Permit and promises to perform each and every obligation of Permittee hereunder.

THE SAN DIEGO DAILY TRANSCRIPT, a California corporation

By _____

By _____

NOTE: NOTARY ACKNOWLEDGEMENTS MUST
BE ATTACHED PER CIVIL CODE,
SEC. 1180 et seq.

Form=ACK

AUG 23 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 Struiksm	<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.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *Maybell L. Pontecorvo*, Deputy.

Office of the City Clerk, San Diego, California

Resolution **R-259149** **AUG 23 1983**
Number Adopted