

RESOLUTION NUMBER R- 260110

Adopted on FEB 14 1984

WHEREAS, HALIFAX VIEWS, partnership in the State of California, "Owner/Permittee," filed an application for a Planned Residential Development Permit and Tentative Map to construct and operate a 41-unit residential development on 5.64 acres of land located on the east side of Halifax Street, north of Greenbrier Street, in the R-1-5 Zone, in the Navajo Community Plan area; and

WHEREAS, on December 22, 1983, the Planning Commission of The City of San Diego by a vote of 7 to 0 granted an extension of time to Planned Residential Development Permit and Tentative Map No. 83-0675 and filed said decision in the office of the City Clerk on January 12, 1984; and

WHEREAS, on December 27, 1983, pursuant to the provisions of Sections 101.0900 and 101.0308 of the San Diego Municipal Code, BARTON H. BOYER, III appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on January 31, 1984, continued to February 14, 1984; 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; and

WHEREAS, traffic congestion has developed within the area beyond that which was contemplated at the time of approval of Planned Residential Development and Tentative Map No. 83-0645 in December of 1981 and that said traffic congestion constitutes a material change in circumstances; and

WHEREAS, the development of Planned Residential Development and Tentative Map No. 83-0675, at the density specified in the permit would contribute to further traffic congestion and deterioration of the circulation system within the area; and

WHEREAS, the City Council in considering said appeal is empowered by the provisions of Municipal Code, Sections 101.0900 and 101.0308, 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 as its finding the following:

1. That the traffic congestion within the area constitutes a material change of circumstances since the permit and tentative map were originally granted.

2. That said finding is supported by the minutes, maps, exhibits and testimony provided at the public hearings on the matter, all of which are hereby incorporated by reference.

BE IT FURTHER RESOLVED, that based on the finding made herein, the appeal of BARTON H. BOYER, III is granted and the extension of time for development of Planned Residential Development and Tentative Map No. 83-0675 is hereby denied.

APPROVED: John W. Witt, City Attorney

By

*Frederick C. Conrad*

Frederick C. Conrad  
Chief Deputy City Attorney

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R-84-1415  
Or.Dept:Clerk  
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Passed and adopted by the Council of The City of San Diego on FEB 14 1984,  
 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 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"/>
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 Ellen Board, Deputy.

Office of the City Clerk, San Diego, California

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