

(R-85-344)

RESOLUTION NUMBER R- 261435

ADOPTED ON AUG 21 1984

WHEREAS, WILLIAM DAVID FELL appealed the decision of the Planning Commission in approving an Extension of Time for Tentative Map TM-82-0183 which proposes a two-parcel map of a portion of Pueblo Lot 1297, Miscellaneous Map No. 36, located at 2323 Calle del Oro, in the SF Zone, in the La Jolla Shores Planned District; and

WHEREAS, on July 9, 1984, the Planning Commission voted 6 to 1 to approve the appeal, approve the Tentative Map and overrule the decision of the Subdivision Board; and

WHEREAS, on July 19, 1984, pursuant to the provisions of Section 102.0308 of the San Diego Municipal Code, WILLIAM DAVID FELL appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on August 21, 1984, 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 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, that the City Council adopts as its findings the following:

1. The proposed map is consistent with the General Plan and La Jolla Shores Planned District which designate the property for residential use.

2. The design and proposed improvements for the subdivision are consistent with the General Plan, but not with the La Jolla Shores Planned District and SF 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 since the lots do not meet the area requirements of the SF Zone.

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. 82-01-83 EX.

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 SF zoning development regulations since the lots do not meet minimum area requirements.

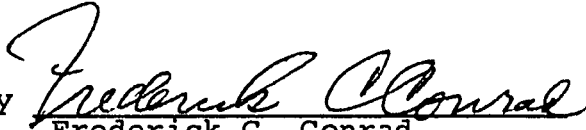
7. The design of the subdivision and the type of improvements are such that they will not conflict with any easements, acquired by the public at large, for access through or use of property within the proposed subdivision.

01396

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 WILLIAM DAVID FELL is granted; the decision of the Planning Commission to deny the appeal is overruled, and the Extension of Time for said Tentative Map TM-82-0183 is hereby denied.

APPROVED: John W. Witt, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:ib:640
08/23/84
Or.Dept:Clerk
R-85-344
Form=r.subma

AUG 21 1984

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 Struiksmā	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Mayrill G. Forrester, Deputy.

Office of the City Clerk, San Diego, California

Resolution R-261435 Adopted AUG 21 1984
Number _____

RECEIVED
CITY CLERK'S OFFICE
1984 AUG 23 PM 3:23
SAN DIEGO, CALIF.

1984

1984

01399

333