

(R-85-972)

RESOLUTION NUMBER R- 262012

ADOPTED ON NOV 20 1984

WHEREAS, J. M. PETERS COMPANY, INC., a California corporation, "Owner/Permittee," filed an application for an amendment to Planned Residential Development Permit No. 172 to revise the residential building elevations and floor plans for portions of the remaining undeveloped lots within this Planned Residential Development on the south side of Pomerado Road, between Avenida Magnifica and Semillon Boulevard, in the R1-20000 Zone of the Scripps Miramar Ranch Community Plan, more particularly described as Scripps Hills Units 1-5, Map Numbers 9953, 9965, 10040, 10169 and 10195; and

WHEREAS, on October 11, 1984, the Planning Commission of The City of San Diego made its findings of fact, granted Planned Residential Development Permit No. 84-0614, amending PRD-172, and filed said decision in the office of the City Clerk on November 7, 1984; and

WHEREAS, on October 18, 1984, pursuant to the provisions of Section 101.0900 of the San Diego Municipal Code, James M. Shelger appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on November 20, 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 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 its findings as follows:

1. The proposed use will not fulfill an individual and/or community need and will adversely affect the General Plan and the Scripps Miramar Ranch Community Plan.

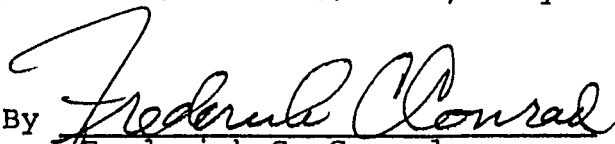
2. The proposed use will be detrimental to the health, safety and general welfare of persons residing or working in the area and will adversely affect other property in the vicinity.

3. The proposed use will not comply with the relevant regulations in the San Diego Municipal Code.

The above 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 JAMES M. SHELGER is granted, the decision of the Planning Commission is overruled, and this Council hereby denies to Owner/Permittee Planned Residential Development Permit No. 84-0614 (amendment to PRD-172) for Scripps Hills Unit No. 5, designated as area 4 on said subdivision map considered by this Council.

APPROVED: John W. Witt, City Attorney

By   
Frederick C. Conrad  
Chief Deputy City Attorney

FCC:ib:632  
11/26/84  
Or.Dept:Clerk  
PRD-84-0614  
R-85-972  
Form=r.none

2358

Passed and adopted by the Council of The City of San Diego on NOV 20 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Janet L. Blackwell*, Deputy.

Office of the City Clerk, San Diego, California	
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