

(R-85-1899)

RESOLUTION NUMBER R-262655

ADOPTED ON MARCH 5, 1985

WHEREAS, on December 19, 1984, the Board of Zoning Appeals considered the appeal of Darrow C. and Elizabeth J. Roundy in Case-C-14838 from the decision of the Zoning Administrator denying their request to allow construction of a second-story addition on the north side of the lot, observing a 0'0" interior side yard where 14'0" is required, conditioned to be constructed to a commercial building observing a 0'0" interior side yard on Lot 18, Aero Industrial Park, Map No. 4639, at 4689 Convoy Street, in the M-1A Zone; and

WHEREAS, in arriving at their decision, the Board of Zoning Appeals reviewed the appellants' testimony, the Zoning Administrator's finding of facts, the plans submitted, testimony taken at the public hearing and visited the subject property; and

WHEREAS, after discussion, the Board of Zoning Appeals moved to deny the appeal, upholding the decision of the Zoning Administrator and making his finding of facts their finding of facts, as the Board of Zoning Appeals found no unusual circumstances or hardship which would warrant the variance requested; and

WHEREAS, on March 5, 1985, the City Council considered the appeal of Darrow C. and Elizabeth J. Roundy from the decision of the Board of Zoning Appeals in denying Zoning Variance Case-C-14838 for an amendment to construct a second-story

addition on the north side of the lot, observing a 0'0" interior side yard where 14'0" is required; and

WHEREAS, in arriving at its decision, the City Council reviewed the appellants' testimony and the decision of the Board of Zoning Appeals and heard public testimony on this matter; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the appeal of Darrow C. and Elizabeth J. Roundy is hereby granted and the decision of the Zoning Administrator is overturned.

BE IT FURTHER RESOLVED, that the City Council adopted the following findings in arriving at its decision:

1. The subject property has been constructed under numerous variances approved in the past. These previous variances were predicated upon plot plans, floor plans and site plans which reserved open area in the center of the property;

2. The variance approved was necessary to avoid undue hardship and to allow reasonable use of the property;


3. The proposed variance was not contrary to the purposes and intent of the zoning ordinance; and

4. Due to the limited nature of this request proposal did not have an adverse effect on the Progress Guide and General Plan of The City of San Diego.

BE IT FURTHER RESOLVED, that the decision of the City Council shall be final.

APPROVED: John W. Witt, City Attorney

By



Janis Sammartino Gardner
Deputy City Attorney

JSG:ta:632
4/11/85
Or.Dept:Clerk
Case-C-14838
R-85-1899
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MAR 05 1985

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 Struiksmma	<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 *Manuel G. Portocarrero*, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <i>R-262655</i>	Adopted <i>MAR 05 1985</i>

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