

(R-86-1255)

RESOLUTION NUMBER R-264436

ADOPTED ON NOV 12 1985

WHEREAS, on July 9, 1985, the Planning Director of The City of San Diego, subject to certain conditions, approved Planned Commercial Development No. 85-0176; and

WHEREAS, the decision of the Planning Director to approve Planned Commercial Development No. 85-0176 was appealed to the Planning Commission of The City of San Diego; and

WHEREAS, on September 12, 1985, the Planning Commission heard the appeal of the Planning Director's decision to approve Planned Commercial Development No. 85-0176 and voted 6 to 0 to uphold the decision of the Planning Director and approve Planned Commercial Development No. 85-0176, subject to certain conditions; and

WHEREAS, on September 19, 1985, pursuant to the provisions of Section 101.0910 of the San Diego Municipal Code, SKYLINE/PARADISE HILLS PLANNING COMMITTEE, by Cathy Alegria, appealed the decision of the Planning Commission in approving the Planned Commercial Development for a resubdivision of Lot B and that portion of Lot C (lying northerly and northwesterly of Skyline Drive as now existing of Encima de San Diego Addition No. 1, Map No. 1546, together with Lots 32, 35, 36, 43 through 60, inclusive, 62 through 78, inclusive, 80 through 93, inclusive, 157 and 158 of Encima de San Diego, Map No. 1546, together with all that portion of Lot 61 of Encima de San Diego, Map No. 1546, lying northerly of Skyline Drive, together with all that portion

of Lot 18 of Encanto, Map No. 749, lying notherly and westerly of Skyline Drive, located adjacent to the northeast corner of the intersection of Skyline Drive and Woodman Street, in the Skyline-Paradise Hills Community Plan area, in the City of San Diego; and

WHEREAS, said appeal was set for public hearing on November 12, 1985, 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 101.0910, 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 the findings of the Planning Commission as follows:

1. The proposed development would not fulfill a community need and would adversely affect the General Plan. The project would provide a variety of neighborhood related commercial services that will not complement the existing and proposed land uses in the area.

2. The proposed development would be detrimental to the health, safety and general welfare of persons living or working in the area and would adversely affect other property in the vicinity. The project would not be compatible with the existing

and proposed development in the area. The design and scale of the project would not be compatible with adjacent land uses.

3. The proposed development would not comply with all relevant regulations in the Municipal Code for development in the CN Zone and for Planned Commercial Developments.

BE IT FURTHER RESOLVED, that the appeal of SKYLINE/PARADISE HILLS PLANNING COMMITTEE, by Cathy Alegria, is granted; the decision of the Planning Commission to approve Planned Commercial Development No. 85-0176 is overruled, and said Planned Commercial Development is hereby denied.

APPROVED: John W. Witt, City Attorney

By 

Frederick C. Conrad
Chief Deputy City Attorney

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Or.Dept:Clerk
R-86-1256
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NOV 12 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 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 Struiksma	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
District 7 - vacant	<input 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.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *James A. Blackwell*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-264436 Adopted NOV 12 1985

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