

RESOLUTION NUMBER R- 264850

ADOPTED ON JAN 14 1986

WHEREAS, SAN DIEGO HOSPITAL ASSOCIATION, a California corporation, "Owner," and SHARP CABRILLO HOSPITAL, a California corporation, "Permittee," filed an application for permission under Conditional Use Permit No. 85-0389, an amendment to Conditional Use Permit No. 345-PC, to operate and maintain a hospital with controlled on-site parking; and

WHEREAS, on November 7, 1985, the Planning Commission of The City of San Diego made its findings of fact, approved said Conditional Use Permit No. 85-0389 and filed said decision in the office of the City Clerk; and

WHEREAS, on November 18, 1985, pursuant to the provisions of Section 101.0506 of the San Diego Municipal Code, SHARP CABRILLO HOSPITAL (SHARP HEALTH SYSTEM), by Ronald O. Battle, A.I.A., Director of Facilities Development, appealed the decision of the Planning Commission; and

WHEREAS, said appeal was set for public hearing on January 14, 1986, testimony having been heard, evidence having been submitted, and the City Council having fully considered the same; and

WHEREAS, the City Council in considering said appeal is empowered by the provisions of Municipal Code, Section 101.0506 to affirm, reverse or modify, in whole or in part, any determination of the Planning Commission subject to the

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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:

All of the following facts exist with respect to Conditional  
Use Permit No. 85-0389:

1. The proposed amendment to the existing hospital facility  
will not adversely affect the neighborhood, the General Plan nor  
the community plan, nor will it be detrimental to the health,  
safety and general welfare of persons residing or working in the  
area; and

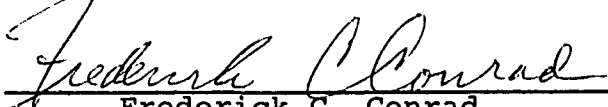
2. The proposed amendment to the Conditional Use Permit  
will comply with all the relevant regulations in the Municipal  
Code for hospital use.

The above findings are supported by the minutes, maps and  
exhibits, all of which are herein incorporated by reference.

BE IT FURTHER RESOLVED, that this Council denies the appeal  
of SHARP CABRILLO HOSPITAL, sustains the decision of the Planning  
Commission, and does hereby grant to SAN DIEGO HOSPITAL  
ASSOCIATION, a California corporation, "Owner," and SHARP  
CABRILLO HOSPITAL, a California corporation, "Permittee,"  
Conditional Use Permit No. 85-0389, in the form and with the  
terms and conditions as set forth in the permit attached hereto  
and made a part hereof.

APPROVED: John W. Witt, City Attorney

By

  
\_\_\_\_\_  
Frederick C. Conrad  
Chief Deputy City Attorney

FCC:cc:632  
04/04/86  
Or.Dept:Clerk  
R-86-1357

CONDITIONAL USE PERMIT NO. 85-0389 CITY COUNCIL  
(AMENDMENT TO CONDITIONAL USE PERMIT NO. 345-PC)

This Conditional Use Permit is granted by the City Council of The City of San Diego to SAN DIEGO HOSPITAL ASSOCIATION, a California corporation, "Owner," and SHARP CABRILLO HOSPITAL, a California corporation, "Permittee," for the purposes and under the terms and conditions as set out herein, pursuant to the authority contained in Section 101.0506 of the San Diego Municipal Code.

1. Permission is hereby granted to Owner/Permittee to operate and maintain a hospital with controlled on-site parking located on the south side of Kenyon Street and at the terminus of Kenyon Court and Wing Street, described as Lot 1, Point Loma Medical Tract, Map No. 3734, Lots 1 through 5, Fordham Square, Map No. 4700, Lots 8 through 11, 17 and a portion of Lot 12, Point Loma Park, Map No. 5017, Lot 38, Country Club Terrace Unit No. 2, Map No. 3696, in the R1-5000, R-400 and CO Zones of the Midway Community Plan area.

2. The facility shall consist of the following:

- a. An existing 200-bed general hospital;
- b. An existing 50-bed psychiatric facility;
- c. An existing 18-bed observation facility;
- d. An existing 56-bed psychiatric long-term facility; and
- e. An existing medical office building.

3. No fewer than 650 off-street parking spaces shall be maintained on the property in the approximate location shown on Exhibit A, dated November 7, 1985, on file in the office of the Planning Department. Parking spaces shall be consistent with Division 8 of the Municipal Code and shall be permanently maintained and not converted for any other use. Parking spaces and aisles shall conform to Planning Department standards. Parking areas shall be marked.

4. Within 30 days of approval of this conditional use permit amendment, plans/details shall be submitted to the Planning Director for approval showing:

- a. Trash enclosures;
- b. Elimination of curb cuts at the terminus of Kenyon Court no longer being used;
- c. New landscaping as screening for trash enclosures, and in the front yard of secured employee parking area the terminus of Kenyon Court.

Approved landscaping, enclosures and curb cuts shall be installed or completed within 60 days of approval by the Planning Director.

5. The applicant shall assure in a manner satisfactory to the Planning Director and City Engineer, the free use of the parking areas at the end of Wing Street for vehicles to "turn around." This use by the public shall be available on a 24-hour basis and is required in lieu of the applicant providing a dedicated cul-de-sac at the end of Wing Street.

6. Charging for on-site parking shall be subject to the following conditions:

a. Employees will not be assessed a fee for parking on-site.

b. Patients will not be charged for on-site parking.

c. Adequate signs are to be placed informing the public of a validation system.

d. For visitors, the first hour will be free of charge. For every half-hour thereafter, the charge will be \$.50. The maximum daily charge will be \$10.00.

7. No permit for construction of any facility shall be granted nor shall any activity authorized by this permit be conducted on the premises until:

a. The Permittee signs and returns the permit to the Planning Department.

b. The conditional use permit is recorded in the office of the County Recorder.

8. If the signed permit is not received by the City Council within 30 days of distribution to Owner/Permittee, the permit shall be void.

9. All outdoor lighting shall be so shaded and adjusted that the light is directed to fall only on the same premises as light sources are located.

10. This conditional use permit amendment must be used within 36 months after the date of City approval of the permit shall be void. An extension of time may be granted as set forth in Section 101.0506 and 101.0507 of the Municipal Code.

11. Construction and operation of the approved uses shall comply at all times with the regulations of this or any other governmental agencies.

After establishment of the project, the property shall not be used for any other purposes unless:

- a. Authorized by the Planning Commission; or
- b. The proposed use meets every requirement of the zone existing for the property at the time of conversion; or
- c. The permit has been revoked by the City.

12. This Conditional Use Permit may be revoked by the City if there is a material breach or default in any of the conditions of this permit.

13. This Conditional Use Permit is a covenant running with the lands and shall be binding upon the Permittee and any successor or successors, and the interests of any successor shall be subject to each and every condition set out.

ADOPTED BY THE COUNCIL OF THE CITY OF SAN DIEGO ON JANUARY 14, 1986.



AUTHENTICATED BY:

\_\_\_\_\_  
Ed Struiksma  
Deputy Mayor of The City of San Diego

\_\_\_\_\_  
Charles G. Abdelnour  
City Clerk of The City of San Diego

STATE OF CALIFORNIA )  
                          ) ss.  
COUNTY OF SAN DIEGO )

On this \_\_\_\_\_ day of \_\_\_\_\_, 198\_\_\_\_, before me, the undersigned, a notary public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared ED STRUIKSMA, known to me to be the Mayor, and CHARLES G. ABDELNOUR, known to me to be the City Clerk of The City of San Diego, the municipal corporation that executed the within instrument, and known to me to be the persons who executed the within instrument on behalf of the municipal corporation therein named, and acknowledged to me that such municipal corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal in the County of San Diego, State of California, the day and year in this certificate first above written.

\_\_\_\_\_  
Notary Public in and for the County  
of San Diego, State of California

The undersigned Permittee, by execution hereof, agrees to each and every condition of this Conditional Use Permit and promises to perform each and every obligation of Permittee hereunder.

SHARP CABRILLO HOSPITAL,  
a California corporation,

By \_\_\_\_\_

By \_\_\_\_\_

NOTE: NOTARY ACKNOWLEDGMENTS MUST BE ATTACHED PER CIVIL CODE, Section 1180, et seq.

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JAN 14 1986

Passed and adopted by the Council of The City of San Diego on .....  
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Judy McCarty	<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	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> VACANT

AUTHENTICATED BY:

ED STRUIKSMA  
Deputy Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California.

By *Barbara Baxter*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-264850* Adopted JAN 14 1986

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