

RESOLUTION NUMBER R-268647

ADOPTED ON JUNE 22, 1987

WHEREAS, SHERATON HOTEL CORP., by Craig Beam of Luce, Forward, Hamilton & Scripps, appealed the decision of the Planning Commission in denying Conditional Use Permit No. CUP-86-0679, an amendment to CUP-1024, submitted by THE CITY OF SAN DIEGO, Owner, and SHERATON CORPORATION, Permittee, for the deletion of an 11.38-acre site from the provisions of CUP-1024, on Pueblo Lots 1330 and 1331, Miscellaneous Map No. 36, located on the west side of North Torrey Pines at the Torrey Pines Municipal Golf Course, in the University Community Plan area, in the R1-5000 Zone (proposed CR Zone); and

WHEREAS, the matter was set for public hearing on June 22, 1987, testimony having been heard, evidence having been submitted, and the City Council having fully considered the matter and being fully advised concerning the same; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that this Council adopts the following findings with respect to Conditional Use Permit No. CUP-86-0679:

1. The proposed use will fulfill a need and will not adversely affect the neighborhood, General Plan or the University Community Plan.

2. The proposed use, because of the conditions that have been applied to it, will not be detrimental to the health, safety


and general welfare of persons residing or working in the area and will not adversely affect other property in the vicinity.

3. The proposed use will comply with the relevant regulations in the Municipal Code. The proposed permit conforms to Conditional Use Permit regulations set forth in Municipal Code Section 101.0510.

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

BE IT FURTHER RESOLVED, that the appeal of SHERATON HOTEL CORP. is granted; the decision of the Planning Commission is overruled, and Conditional Use Permit No. CUP-86-0679, an amendment to CUP-1024, is hereby granted to THE CITY OF SAN DIEGO, Owner, and SHERATON CORPORATION, Permittee, under the terms and conditions 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:600
07/14/87
Or.Dept:Clerk
R-88-105
Form=r.permit

R- 268647

CONDITIONAL USE PERMIT NO. 86-0679
CITY COUNCIL

This Conditional Use Permit (Amendment to CUP No. 1024) is granted by the City Council of The City of San Diego to THE CITY OF SAN DIEGO "Owner", and the SHERATON CORPORATION, "Permittee", under the conditions in Section 101.0506 of the Municipal Code of The City of San Diego.

1. Permission is granted to Owner/Permittee to delete 11.38 acres from the provisions of CUP 1024, originally granted for the Torrey Pines Golf Course, for development as a 400-room hotel located Streets on the west side of North Torrey Pines at the Torrey Pines Municipal Golf Course, described as Legal Pueblo Lots 1330 and 1331 of the Pueblo Lands of San Diego in the City of San Diego, R1-5000 (proposed CR) Zone.

2. The facility shall consist of the following:

- a. The deletion of 11.38 acres from the provisions of CUP No. 1024;
- b. The abandonment of the current driving range use and development of the site with a 400-room hotel;
- c. Off-street parking; and
- d. Accessory uses as may be determined incidental and approved by the Planning Director.

3. No fewer than 738 off-street parking spaces shall be maintained on the property in the approximate location shown on Exhibit "A," dated June 22, 1987, 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. 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.

5. Before issuance of any building permits, complete grading and building plans shall be submitted to the Planning Director for approval. Plans shall be in substantial conformity to Exhibit "A," dated June 22, 1987, (PCD No. 86-0679), on file in the office of the Planning Department. No change, modifications or alterations shall be made unless appropriate applications for amendment of this permit shall have been granted.

6. Before issuance of any grading or building permits, a complete landscape plan, including a permanent irrigation system, shall be submitted to the Planning Director for approval. The plans shall be in substantial conformity to Exhibit "A," dated June 22, 1987, (PCD No. 86-0679), on file in the office of the Planning Department. Approved planting shall be installed before issuance of any occupancy permit on any building. Such planting shall not be modified or altered unless this permit has been amended.

7. 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.

8. This Conditional Use Permit must be used within 36 months after the date of City approval or 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. Any extension of time shall be subject to all standards and criteria in effect at the time the extension is applied for.

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

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

- a. Authorized by the City Council; 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.

11 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.

12. 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.

Passed and Adopted by the City Council on June 22, 1987.

C0691

JUN 22 1987

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

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input type="checkbox"/>	<input checked="" 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 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"/>
Celia Ballesteros	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

(Seal)

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

By *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

Resolution *R-268647* JUN 22 1987
Number Adopted