

(O-88-191)

ORDINANCE NUMBER O- 17089 (NEW SERIES)
ADOPTED ON MAY 9 1988

AN ORDINANCE INCORPORATING 886 RESIDENTIAL UNITS ON A 143-ACRE SITE, LOCATED ON THE EAST SIDE OF INTERSTATE 15 SOUTH AND WEST OF POMERADO ROAD, IN THE RANCHO BERNARDO COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, INTO A-1-1, R-3000 AND HRO ZONES, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTIONS 101.0404, 101.0410 AND 101.0454, AND REPEALING ORDINANCE NO. 8766 (NEW SERIES), ADOPTED DECEMBER 13, 1962, AND REPEALING ORDINANCE NO. O-12561 (NEW SERIES), ADOPTED JANUARY 29, 1979, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICT(S) HEREWITH.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That in the event that within three (3) years of the effective date of this ordinance incorporating 886 residential units on a 143-acre site, located on the east side of Interstate 15 south and west of Pomerado Road, in the Rancho Bernardo Community Plan area, in the City of San Diego, California, designated "A-1-1, R-3000 and HRO," on Zone Map Drawing No. B-3812, is subdivided and a map or maps thereof duly submitted to the City and thereafter recorded, and within such subdivision or subdivisions provision is made for the installation of public utility services and the dedication of streets, alleys and easements for public use, the provisions of San Diego Municipal Code Sections 101.0404, 101.0410 and 101.0454 shall attach and become applicable to the said subdivided land,

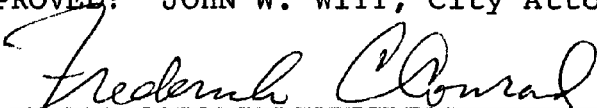
and the said subdivided land shall be incorporated into A-1-1, R-3000 and HRO Zones, as described and defined by Sections 101.0404, 101.0410 and 101.0454, the boundary of such zone to be as indicated on Zone Map Drawing No. B-3812, filed in the office of the City Clerk as Document No. 00-17089. Said zoning shall attach only to those areas included in the map as provided in this section.

Section 2. That in the event the zoning restrictions shall attach to the said land described in Section 1. of this ordinance, Ordinance No. 8766 (New Series), adopted December 13, 1962, and Ordinance No. O-12561 (New Series), adopted January 29, 1979, be and they are hereby repealed insofar as they conflict herewith.

Section 3. This ordinance shall take effect and be in force on the thirtieth (30th) day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By


Frederick C. Conrad
Chief Deputy City Attorney

FCC:ta
04/12/88
Or.Dept:Plan.
Case No. 86-0897
O-88-191
Form=o.insub

Passed and adopted by the Council of The City of San Diego on **MAY 9 1988**,
 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"/>
Ron Roberts	<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"/>
H. Wes Pratt	<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"/>
J. Bruce Henderson	<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"/>
Bob Filner	<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.

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

(Seal)

By Rhonda R. Barnes Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

APR 26 1988

MAY 9 1988

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

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

(Seal)

By Rhonda R. Barnes Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-17089 Adopted **MAY 9 1988**

RECEIVED
CITY CLERK'S OFFICE
1988 APR 12 PM 4:41
SAN DIEGO, CALIF.

APR 12 1988

APR 12 1988

CERTIFICATE OF PUBLICATION

RECORDED
1988 MAY 26 AM 10:35
SAN DIEGO, CALIF. *ndv*

CITY OF SAN DIEGO
202 C STREET, 2ND FLOOR
SAN DIEGO, CA 92101
ATTN: RHONDA BARNES

IN THE MATTER OF
AN ORDINANCE OF SETTING ASIDE AND DEDICATING A PORTION OF
LOTS 40 AND 41 OF RANCHO MISSION OF SAN DIEGO, IN THE CITY
OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

NO.

ORDINANCE NUMBER 0-17089 (NEW SERIES)

AN ORDINANCE SETTING ASIDE AND DEDICATING A PORTION OF LOTS 40 AND 41 OF RANCHO MISSION OF SAN DIEGO, IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That a portion of Lots 40 and 41 of Rancho Mission of San Diego, which is more particularly described in Attachment A hereto which is by this reference incorporated herein, is hereby set aside and dedicated in perpetuity for park and recreational purposes.

Section 2. That the City Council of The City of San Diego hereby specifically reserves the right to establish underground public utility easements through and across the dedicated property so long as the construction and maintenance of the subject easements do not substantially negatively impact the availability of the property for use for park and recreational purposes.

Section 3. That the City Clerk of said City be and he is hereby authorized and directed to file for record in the office of the San Diego County Recorder a certified copy of this ordinance.

Section 4. This ordinance shall take effect and be in force on the eighth day from and after its passage.

A complete copy of the Ordinance is available for inspection in the office of the City Clerk of the City of San Diego, 2nd Floor, City Administration Building, 202 "C" Street, San Diego, CA 92101.

Passed and adopted by the Council of The City of San Diego on May 9, 1988, by the following vote:

AYES: Wolfheimer, Roberts, McColl, Pratt, Strulkama, Hendrickson, and Carty, Filner.

NAYS: None.

NOT PRESENT: None.

ELIGIBLE: Mayor O'Connor

AUTHENTICATED BY: MAUREEN O'CONNOR

Mayor of The City of San Diego, California

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

BY RHONDA R. BARNES, Deputy

HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on April 25, 1988, and on May 9, 1988.

FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members present to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

BY RHONDA R. BARNES, Deputy

108147

I, THOMAS D. KELLEHER, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NUMBER 0-17089 (NEW SERIES)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

MAY 24, 1988

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 24 day of MAY, 1988.

Thomas D Kelleher

(Signature)

54 lines x .98 = 105.84
5" x 2 x 10.78 = 107.80