

(R-88-2035)

RESOLUTION NUMBER R-270150

ADOPTED ON JANUARY 12, 1988

WHEREAS, on January 12, 1988, the Council of The City of San Diego ("Council") considered the Interim Development Ordinance ("IDO") Non-Accelerated Variance Application No. 87-2028, by Pinnacle East #1 to construct 10 condominiums at 7555 and 7559 La Jolla Boulevard, described as Lots 2 and 3, Block 13, La Jolla Park, Map No. 352, within Zone 4, in the La Jolla Planned District Community; and

WHEREAS, the request for Non-Accelerated Variance is submitted by Pinnacle East #1 pursuant to the IDO Section 7.C.3.

WHEREAS, the request for Non-Accelerated Variance submitted is governed by IDO Section 7.C.4. pursuant to which units granted will be taken from the reserve allocation as set forth in Schedule A of the IDO as modified by the procedures set forth in Resolution No. R-269742 adopted by the Council on November 16, 1987; and

WHEREAS, in arriving at their decision, the Council considered the staff report, the decision of the IDO Administrator, reviewed the plans and materials submitted prior to and at the public hearing, and heard public testimony presented at the hearing; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the application for Non-Accelerated Variance of Pinnacle East #1 is hereby granted and therefore, overturns the decision of the IDO Administrator.

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

1. Construction on the project will be substantially complete within one (1) year of granting the Non-Accelerated Variance. Further requests for extensions beyond the one (1) year period or for expansions of bulk, use or density will not be permitted.

2. Project esthetically enhances the community.

3. The project is consistent with the adopted Community Plan, and Progress Guide and General Plan. There are no applicable Community Plan revisions pending.

4. The project complies with applicable zoning.

5. The project will not result in material damage or prejudice to other property in the vicinity, nor be detrimental to the public health, safety or general welfare.

6. A construction delay on the project would significantly impede the ability of Pinnacle East #1 to proceed at some future time.

7. Absent growth management provisions of the IDO necessitating the application and approval process described in Sections 6. and 7. of the IDO, the project could proceed.

8. Pinnacle East #1 has presented financial evidence of readiness to proceed.

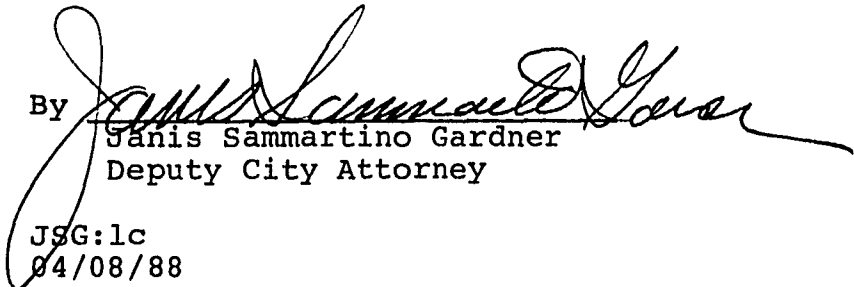
9. Units are available and will be borrowed from the unused allocations of other communities. Those community allocations will then be reduced accordingly.

BE IT FURTHER RESOLVED, that the units granted by the Council pursuant to this Non-Accelerated Variance shall come from Old San Diego Community--2 units--and 5 units from the Midway Community.

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

APPROVED: JOHN W. WITT, City Attorney

By


Janis Sammartino Gardner
Deputy City Attorney

JSG:lc
04/08/88
Or.Dept:Clerk
R-88-2035
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JAN 12 1988

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 checked="" type="checkbox"/>	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input 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 *Blenda B. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

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