

(R-89-2642)

RESOLUTION NUMBER R-272875

ADOPTED ON FEBRUARY 14, 1989

WHEREAS, on February 14, 1989, the Council of The City of San Diego ("Council") considered the Interim Development Ordinance ("IDO") Accelerated Variance Application No. 88-6047, by Leslie Baranyi, to construct a single residential unit to be located at Via Capri, east of La Jolla Scenic Drive South, said property is described as Lot 39 of Azura Coast Unit No. 4, Map No. 6662, in the La Jolla Shores Planned District (single family) zone (APN 353-170-19), in the La Jolla Shores Community Plan area; and

WHEREAS, the request for Accelerated Variance submitted by Leslie Baranyi pursuant to the IDO Section 7.B.3., requires the project to consist of not more than three (3) dwelling units or not more than three (3) multi-family dwelling units on a single lot; and

WHEREAS, the request for Accelerated Variance submitted is governed by IDO Section 7.B.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 Accelerated Variance of Leslie Baranyi 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. Project esthetically enhances the community.
2. The project is consistent with the adopted Community Plan, and Progress Guide and General Plan. There are no applicable Community Plan revisions pending.
3. The project complies with applicable zoning.
4. 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.
5. A construction delay on the project would significantly impede the ability of Leslie Baranyi to proceed at some future time.
6. 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.
7. Occupancy plans demonstrate a substantial commitment to community welfare and fostering the Community Plan.
8. Leslie Baranyi has presented financial evidence of readiness to proceed.

BE IT FURTHER RESOLVED, that the Council hereby incorporates those findings contained in Planning Department Memorandum dated February 14, 1989 to the Honorable Mayor O'Connor and City

Council regarding Interim Development Ordinance Variance Request
- Variance Criteria Analysis, IDO No. 88-6047, a copy of which is
on file in the office of the City Clerk as Document No.

RR-_____.

BE IT FURTHER RESOLVED, that the units granted by the Council
pursuant to this Accelerated Variance shall come from the
reserve.

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

APPROVED: JOHN W. WITT, City Attorney

By Janis Sammartino
Janis Sammartino
Deputy City Attorney

JS:lc
06/27/89
Case No. 88-6047
Or.Dept:Clerk
R-89-2642
Form=r.idovar

FEB 14 1989

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *June G. Blackhall*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 272875 Adopted FEB 14 1989

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UNITED STATES DEPARTMENT OF JUSTICE

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 FEDERAL BUREAU OF INVESTIGATION
 WASHINGTON, D. C. 20535
 MEMORANDUM FOR THE DIRECTOR
 FROM: SAC, [illegible]
 SUBJECT: [illegible]

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