

(R-90-1036)

RESOLUTION NUMBER R-274820

ADOPTED ON DECEMBER 5, 1989

WHEREAS, Lawrence Haber, et al., by Lawrence R. Keller, Attorney, appealed the decision of the Planning Commission in approving La Jolla Shores Permit No. 89-0384 submitted by Brian Malk, Owner/Permittee, for the purpose of constructing a 3,363 square foot single-family residence, located at 7975 St. Louis Terrace, on the north side of St. Louis Terrace between Spindrift and Hypatia, in the La Jolla Shores Community Plan area, in a single-family zone; and

WHEREAS, the matter was set for public hearing on December 5, 1989, 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 City Council adopts the following findings with respect to La Jolla Shores Permit No. 89-0384:

1. The proposed development will not encroach upon existing physical accessway legally utilized by the public or any proposed public accessway identified in an adopted Coastal Program Land Use Plan; it will obstruct views to and along the ocean and other scenic coastal areas from public vantage points.

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2. The proposed development will not adversely affect marine resources, environmentally sensitive areas, and archaeological or paleontological resources.

3. The proposed development will not adversely affect recreational and visitor-serving facilities and coastal scenic resources.

4. The proposed development is sited and designed to prevent adverse impacts to environmentally sensitive habitats and scenic resources located in adjacent parks and recreation areas, and will provide adequate buffer areas to protect such resources.

5. The proposed development will minimize the alterations of natural landforms and will not result in undue risks from geological and erosional forces and/or flood and fire hazards.

6. The proposed development will not be visually compatible with the character of surrounding areas, and will not restore and enhance the visual quality in visually degraded areas.

7. The proposed development does not conform with the General Plan, the Local Coastal Program, and the La Jolla Shores Community Plan.

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 proposed development does not comply with the La Jolla Architectural Design Manual.

BE IT FURTHER RESOLVED, that the appeal of Lawrence Haber, et al., by Lawrence R. Keller, Attorney, is granted; the decision of the Planning Commission is overruled, and La Jolla Shores Permit No. 89-0384 is hereby denied.

APPROVED: JOHN W. WITT, City Attorney

By



Frederick C. Conrad  
Chief Deputy City Attorney

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Or.Dept:Clerk  
R-90-1036  
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DEC 5 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda Bernhardt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input type="checkbox"/>	<input checked="" 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 *Blonde R. Sames*, Deputy.

Office of the City Clerk, San Diego, California

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