

(R-91-949)

RESOLUTION NUMBER R-276862

ADOPTED ON NOVEMBER 13, 1990

WHEREAS, on November 13, 1990, the Council of The City of San Diego considered the appeal of Victor and Irene Vilchek, from the decision of the Board of Zoning Appeals in denying Case C-19446, a request for a variance to (1) maintain 15' of chain link fence 6'3" high and 15' of solid fence 5'0" high in the 15' front yard, where 3'0" high solid fence, with 3'0" high, 50 percent open fence on top is permitted within the 15' required front yard; (2) maintain 93' of 5'0" high solid fence on the street side yard where 3'0" high solid fence with 3'0" high, 50 percent open fence on top is permitted within 10' street side yard; and (3) maintain 134'6" of maximum 9'3" high fence and gate combination in the public right of way where 3'0" high solid fence with 3'0" high, 50 percent open fence on top is permitted; and

WHEREAS, in arriving at their decision, the City Council considered the staff report, decisions of the Zoning Administrator and Board of Zoning Appeals, and the plans and materials submitted prior to and at the public hearing; and

WHEREAS, the City Council found that the request could not be granted as the requirements to find for a variance were not present; NOW, THEREFORE,

FREEMAN
CITY OF SAN DIEGO

90 DEC -3 PM 2: 10

SAN DIEGO, CALIF.

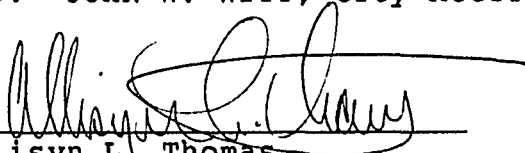
BE IT RESOLVED, by the Council of The City of San Diego, that the appeal of Victor and Irene Vilchek in Case C-19446 is denied and the decision of the Board of Zoning Appeals is affirmed.

BE IT FURTHER RESOLVED, that the Vilcheks are hereby directed to correct all encroachments on the public streets within 60 days of this hearing and if said encroachments are not corrected during that time, the City Attorney is subsequently directed to take appropriate legal action.

BE IT FURTHER RESOLVED, that the action by the City Council is final.

APPROVED: JOHN W. WITT, City Attorney

By


Allisyn L. Thomas
Deputy City Attorney

ALT:lc
11/30/90
Or.Dept.Clerk
R-91-949
Form=r-t

NOV 13 1990

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"/>
John Hartley	<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"/>
Linda Bernhardt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" 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 L. Barnes* Deputy.

Office of the City Clerk, San Diego, California

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