

(R-93-805)

RESOLUTION NUMBER R-280917

ADOPTED ON OCTOBER 20, 1992

WHEREAS, on September 17, 1992, the Planning Commission recommended approval of Conditional Use Permit No. 92-0381 submitted by US West Cellular of California, Inc., Permittee, to modify and operate a cellular communications facility consisting of twelve 1-foot by 2-foot panel antennas and two 4-foot-high whip antennas located at 3180 University Avenue and described as Lots 25 through 30 of Block 210 of University Heights according to Map thereof made by G.A. D'Hemecourt, in the Greater North Park Community Plan area, in the CN-1 Zone; and

WHEREAS, the matter was set for public hearing on October 20, 1992, 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 Council adopts the following findings with respect to Conditional Use Permit No. 91-0381:

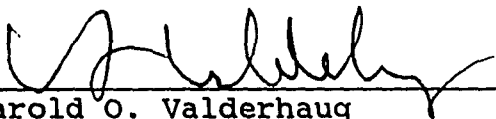
1. The establishment of the conditional use, because of the conditions that have been applied to it, will not adversely affect the neighborhood, General Plan or the community plan, and, if conducted in conformity with the conditions provided by the permit, will not be detrimental to the health, safety and general welfare of persons residing or working in the area.

2. The establishment of the conditional use will comply with the relevant regulations in the Municipal Code.

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 recommendation of the Planning Commission is sustained and Conditional Use Permit No. 92-0381 is hereby granted to US West Cellular of California, Inc., under the terms and conditions set forth in the permit attached hereto and made a part hereof.

APPROVED: JOHN W. WITT, City Attorney

By 
Harold O. Valderhaug
Chief Deputy City Attorney

HOV:lc
12/14/92
Or.Dept:Clerk
R-93-805
Form=r.permit

CONDITIONAL USE PERMIT NO. 92-0381
US WEST CELLULAR - GREATER NORTH PARK

CITY COUNCIL

This Conditional Use Permit No. 92-0381 is granted by the Council of The City of San Diego to US WEST CELLULAR OF CALIFORNIA, INC., a corporation, Permittee, pursuant to Section 101.0510 of the Municipal Code of The City of San Diego.

1. Permission is granted to Permittee to establish a cellular communication facility located at 3180 University Avenue within the Greater North Park Community Planning area, described as Lots 25 through 30 of Block 210, of University Heights according to Map thereof by G.A. D'Hemecourt, in Book 8, Page 36 of Lis Pendens, in the CN-1 zone.
2. The facility shall consist of the following:
 - a. Two (2) whip antennas and twelve (12) 1-foot by 2-foot sector panel antennas attached to a penthouse on the roof of an existing 90-foot-high, six (6) story office building; and
 - b. Associated equipment located in an office suite within the existing structure.
3. The two (2) whip antennas will extend four feet above the penthouse and the twelve (12) sector panel antennas will extend nine feet above the penthouse.
4. All aspects of this permit shall be in conformance with the application and plans marked Exhibit "A" and dated October 20, 1992, on file in the office of the Planning Department.
5. This permit shall not be valid and the use legalized until:
 - a. The Permittee signs and returns the permit to the Planning Department;
 - b. The Conditional Use Permit is recorded in the office of the County Recorder.
6. Landscaping shall not be modified or altered as a part of this permit and is to be maintained in a disease-, weed- and litter-free condition at all times.

7. Any outdoor lighting shall be so shaded and adjusted that the light is directed to fall only on the same premises as light sources are located.
8. This Conditional Use Permit must be used within 36 months after the date of City approval or the permit shall be void. An extension of time may be granted as set forth in Section 101.0510(K) of the Municipal Code. Any extension of time shall be subject to all standards and criteria in effect at the time the time of extension is applied for.
9. Construction and operation of the approved use shall comply at all times with the regulations of this or any other governmental agencies.
10. After establishment of the project, the property shall not be used for any other purposes unless:
 - a. Authorized by the Planning Commission; or
 - b. The proposed use meets every requirement of the zone existing for the property at the time of conversion; or
 - c. The permit has been revoked by the City.
11. This Conditional Use Permit may be revoked by the City if there is a material breach or default in any of the conditions of this permit.
12. This Conditional Use Permit is granted to the Permittee for as long as the Permittee occupies the site. At such time as the Permittee vacates the site all antennas and equipment will be removed from the site by the Permittee.
13. If any existing hardscape or landscape indicated on the approved plans is damaged or removed during demolition or construction, it shall be repaired and/or replaced in kind per the approved plans.

Passed and adopted by the Council of The City of San Diego on October 20, 1992, by Resolution No. R-280917.

3346

OCT 20 1992

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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Mary Cepeda* Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-280917* Adopted OCT 20 1992