

(R-97-1214)

RESOLUTION NUMBER R-288628

ADOPTED ON MAY 6, 1997

WHEREAS, John M. Percival, Owner, and K.A. Financial and Flag Star, Inc., Permittees, jointly submitted an application to Development Services for Coastal Development Permit/La Jolla Shores Planned District Permit (CDP/LJS) No. 96-0112 and a classification of use determination, commonly referred to as the Service Station at Torrey Pines (the "Project"), to construct a free-standing restaurant and an automobile service station with mini-mart at the corner of La Jolla Shores Drive and Torrey Pines Road, described as a portion of Lot 1286 of the Pueblo Lands of San Diego, in the La Jolla Community Plan area, in the La Jolla Shores PDO Visitor Zone and the Coastal Zone; and

WHEREAS, on February 27, 1997, the Planning Commission of The City of San Diego held a hearing to consider the Project and the decision of the Planning Commission was to certify Negative Declaration LDR No. Revised 96-0112 and approve the Project; and

WHEREAS, the decision of the Planning Commission was appealed to the Council of The City of San Diego (the "Council") in accordance with procedures set forth in the San Diego Municipal Code and a de novo hearing was set for the Council to consider the Project; and

WHEREAS, the Project was heard by the Council on May 6, 1997; and


WHEREAS, the Council considered the issues discussed in Negative Declaration LDR No. Revised 96-0112; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that it is hereby certified that Negative Declaration LDR No. Revised 96-0112, on file in the office of the City Clerk, has

been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 21000 et seq.), as amended, and the State guidelines thereto (California Code of Regulations section 15000 et seq.), that the declaration reflects the independent judgment of The City of San Diego as Lead Agency and that the information contained in said report, together with any comments received during the public review process, has been reviewed and considered by this Council in connection with the approval of Coastal Development Permit/La Jolla Shores Planned District Permit (CDP/LJS) No. 96-0112.

BE IT FURTHER RESOLVED, that the Council finds, based upon the Initial Study and any comments received, that there is no substantial evidence that the project will have a significant effect on the environment and therefore the Negative Declaration is hereby approved.

APPROVED: CASEY GWINN, City Attorney

By   
Richard A. Duvernay  
Deputy City Attorney

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05/15/97  
Or.Dept:Clerk  
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