

RESOLUTION NUMBER R-289319

ADOPTED ON OCTOBER 21, 1997

WHEREAS, Mark Rosengrant, Murray Helm, James Milch, and Michel Anderson appealed the decision of the Planning Commission in approving Conditional Use Permit (CUP) No. 96-7240 submitted by Ernest H. Wright, an individual, Owner/Permittee, for the construction and operation of a 30,000-square-foot, three-story, 256-bed Correctional Placement Center known as the Kurtz Street Facility, located at 2053 Kurtz Street, and more particularly described as Lots 7, 8, and 9, Block 210, Middletown Subdivision, Map No. CCI-1874, in the Midway/Pacific Highway Corridor Community Plan area, in the M-SI Zone; and

WHEREAS, the matter was set for public hearing on October 21, 1997, 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 grants the appeals, overrules the decision of the Planning Commission, and denies Conditional Use Permit No. 96-7240.

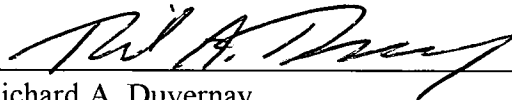
BE IT FURTHER RESOLVED, that this City Council adopts the following finding to support the decision to deny CUP Permit No. 96-7240:

**The proposed use will not comply with all the relevant regulations in the Municipal Code.**

The proposed use will not comply with the relevant regulations and policies of The City of San Diego. Development regulations of the Municipal Code and Correctional Placement Center Requirements that have not been met include required minimum yards, lot coverage, parking and quarter-mile separation. The remodeled facility will visibly impact the surrounding area due to the proposed size of the structure. The Conditional Use Permit prohibits residents from driving vehicles and the facility will have sufficient parking spaces to accommodate each employee/staff shift. However, no parking provisions have been made to accommodate visitor and pick-up or drop-off traffic.

The above finding is supported by the minutes, maps and exhibits, all of which are herein incorporated by reference.

APPROVED: CASEY GWINN, City Attorney

By   
Richard A. Duvernay  
Deputy City Attorney

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Or.Dept:Clerk  
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