

ORDINANCE NUMBER O- 18796 (NEW SERIES)

ADOPTED ON MAY 1 2000

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 0.3 ACRES, LOCATED AT 12746 VIA BORGIA AND 2241 VIA APRILIA, IN THE TORREY PINES COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE R1-5000 TO THE R-3000 ZONE, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 101.0410; AND REPEALING ORDINANCE NO. 9026 (NEW SERIES), ADOPTED MAY 28, 1964, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INSOFAR AS THE SAME CONFLICTS HEREWITH.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. In the event that within three years of the effective date of this ordinance rezoning 0.3 acres, located at 12746 Via Borgia and 2241 Via Aprilia, and legally described as Lots 10, 11 and 12, Block 3, Map No. 1527, filed February 5, 1913, in the Torrey Pines Community Plan area, in the City of San Diego, California, from the R1-2000 zone to the R-3000 zone, as shown on Zone Map Drawing No. B-4103, the property is subdivided and a map or maps thereof duly submitted to the City, approved by the City, and thereafter recorded, and within such subdivision or subdivisions provision is made for the installation of public utility services and the dedication of streets, alleys and easements for public use, the provisions of San Diego Municipal Code [SDMC] section 101.0410 shall attach and become applicable to the subdivided land, and the subdivided land shall be incorporated into the R-3000 zone, as described and defined by Section 101.0410, the boundary of such zone to be as indicated on Zone Map Drawing No. B-4103, filed in the office of the City Clerk as Document No. OO- 18796. The zoning shall attach only to those areas included in the map as provided in this section.

Section 2. That in the event the zoning restrictions shall attach to the said land described in Section 1 of this ordinance, Ordinance No. 9026 (New Series), adopted May 28, 1964, is repealed insofar as it conflicts with the rezoned uses of the land.

Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 4. This ordinance shall take effect and be in force on the date the California Coastal Commission certifies this ordinance as a Local Coastal Program amendment and not until the thirtieth day from and after its passage. No building permits for development inconsistent with the provisions of this ordinance shall be issued unless application therefore was deemed complete prior to the date of adoption of this ordinance by the City Council. If this ordinance is not certified or is certified with suggested modifications by the California Coastal Commission, the provisions of this ordinance shall be null and void.

APPROVED: CASEY GWINN, City Attorney

By


Mary Jo Lanzafame
Deputy City Attorney

MJL:pev
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Or.Dept:PDR
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