

(O-2001-51)

ORDINANCE NUMBER O- 18866 (NEW SERIES)

ADOPTED ON OCT 16 2000

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 11.90 ACRES, LOCATED IN THE KEARNY MESA COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE CA ZONE TO THE M-1B ZONE, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 101.0435.2; AND REPEALING ORDINANCE NO. O-18447 (NEW SERIES), ADOPTED DECEMBER 2, 1997, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICT 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 11.90 acres, located east of Kearny Villa Road, west of Ruffin Road, north of Balboa Avenue, and south of Clairemont Mesa Boulevard, and legally described as a portion of The Highlands, Map 284 - parcels 6 and 7, PARCEL Map 18204, in the Kearny Mesa Community Plan area, in the City of San Diego, California, from the CA zone to the M-1B zone, as shown on Zone Map Drawing No. B-4154, 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 101.0435.2 shall attach and become applicable to the subdivided land, and the subdivided land shall be incorporated into the M-1B zone, as described and defined by Section 101.0435.2, the boundary of such zone to be as indicated on Zone Map Drawing No. B-4154, filed in the

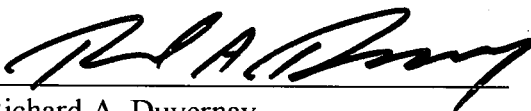
office of the City Clerk as Document No. OO- 18866 . The zoning shall attach only to those areas included in the map as provided in this section.

Section 2. That in the event the zoning restrictions shall attach to the said land described in Section 1 of this ordinance, Ordinance No. O-18447 (New Series), adopted December 2, 1997, is repealed insofar as it conflict with the rezoned uses of the land.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 thirtieth day from and after its passage, and no building permits for development inconsistent with the provisions of this ordinance shall be issued unless application therefor was made prior to the date of adoption of this ordinance.

APPROVED: CASEY GWINN, City Attorney

By 
Richard A. Duvernay
Deputy City Attorney

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Or.Dept:P&DR
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