

RESOLUTION NUMBER R-294550

ADOPTED ON FEB 13 2001

WHEREAS, Shea Homes Limited Partnership, LLC, Owner, and Shea Properties, Permittee, filed an application with the City of San Diego for Planned Commercial Development Permit and Conditional Use Permit [PCD/CUP] No. 99-1341 for the Scripps Gateway Freeway Center which will include a four story, 137 room hotel; a four-story, 97 room hotel; a gasoline station/carwash/minimart; a restaurant; a drive-through restaurant; retail space; a park and ride lot; and landscaping and improvements in the public right-of-way, located at the northern side of Scripps Poway Parkway, east of Interstate 15, and legally described as Lots 1, 2, 3, 4, 5, 6 and 12 of Map No. 14063 in the Miramar Ranch North Community Plan area, in the CC-1-3 zone (previously referred to as the CA zone); and

WHEREAS, on December 7, 2000, the Planning Commission of the City of San Diego considered PCD/CUP Permit No. 99-1341, and pursuant to Resolution No. 3061-PC voted to deny the permit; and

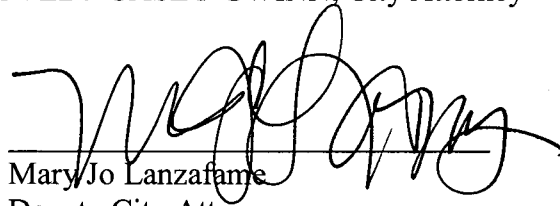
WHEREAS, Schulman, Hecht, Solberg, Robinson & Goldberg, LLP, attorneys for the applicant, appealed the Planning Commission decision to the Council of the City of San Diego; and

WHEREAS, on February 13, 2001, the Council of the City of San Diego considered the matter, and sustained the decision of the Planning Commission by denying the permit; and

BE IT RESOLVED, by the Council of the City of San Diego, that it sustains the decision of the Planning Commission to deny the permit PCD/CUP Permit No. 99-1341.

APPROVED: CASEY GWINN, City Attorney

By



Mary Jo Lanzafame
Deputy City Attorney

MJL:cfq
10/18/04
Or.Dept:DSD
R-2005-439