

RESOLUTION NUMBER R-299215

ADOPTED ON MAY 11, 2004

WHEREAS, Jay E. Hawley and N. Janice Hawley, Co-Trustees of the Hawley Family Trust Agreement, Owner and Permittee, submitted an application to the City of San Diego for a coastal development permit, site development permit and neighborhood development permit, for the Hawley Residence project; and

WHEREAS, on October 1, 2003, the Hearing Officer approved the Coastal Development Permit No. [CDP] No. 6199, Site Development Permit [CDP] No. 6200, and Neighborhood Development Permit [NDP] No. 6201; and

WHEREAS, on October 13, 2003, Louis Perry appealed the Hearing Officer's decision to approve the project; and

WHEREAS, on March 11, 2004, the Planning Commission of the City of San Diego considered adopting Negative Declaration No. 3786 and pursuant to Resolution No. 3487-PC, voted to approve Coastal Development Permit [CDP] No. 6199, Site Development Permit [CDP] No. 6200, and Neighborhood Development Permit [NDP] No. 6201; and

WHEREAS, in accordance with Public Resources Code section 21115, Louis Perry, appealed the Planning Commission decision to approve Negative Declaration No. 3768 to the Council of the City of San Diego; and

WHEREAS, the matter was set for a public hearing to be conducted by the Council of the City of San Diego; and

WHEREAS, the issue was heard by the City Council on May 11, 2004; and

WHEREAS, the City Council considered the issues discussed in Negative Declaration No. 3768; NOW, THEREFORE,

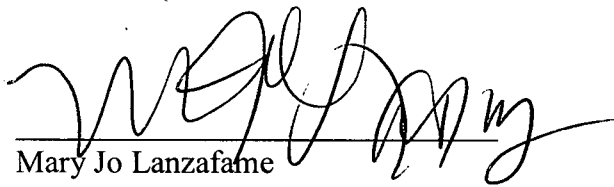
BE IT FURTHER RESOLVED, that the decision of the Planning Commission is overruled, and the appeal of Louis Perry is granted.

BE IT FURTHER RESOLVED, that the decision to approve Negative Declaration No. 3768 is set aside;

BE IT FURTHER RESOLVED, that the decision to approve Negative Declaration No. 3768 is remanded to the Planning Commission on the issue of whether the lines and the overall visual analysis reflected in Figure 3 of Exhibit F is a true representation of the proposed project.

APPROVED: CASEY GWINN, City Attorney

By



Mary Jo Lanzafame
Deputy City Attorney

MJL:cfq
05/26/04
Or.Dept:DSD
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