

ORDINANCE NUMBER O-19362 (NEW SERIES)

ADOPTED ON MARCH 14, 2005

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 15.2 ACRES OF A 22.2-ACRE SITE LOCATED AT THE NORTHWEST TERMINUS OF TOWNE CENTRE DRIVE, WITHIN THE UNIVERSITY COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE RS-1-7 ZONE (PREVIOUSLY REFERRED TO AS THE R1 ZONE) INTO THE IP-1-1 ZONE, THE REMAINING 7.0 ACRES OF THE SITE WILL BE RETAINED AS RS-1-7 ZONE, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTIONS 131.0403 AND 131.0602; AND REPEALING ORDINANCE NO. 13455, ADOPTED FEBRUARY 15, 1932, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICT HEREWITH.

WHEREAS, under Charter section 280(a)(2) this ordinance is not subject to veto by the Mayor because this matter requires the City Council to act as a quasi-judicial body and where a public hearing was required by law implicating due process rights of individuals affected by the decision and where the Council was required by law to consider evidence at the hearing and to make legal findings based on the evidence presented; NOW, THEREFORE,

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

Section 1. That 15.2 acres of a 22.2-acre site located at the Northwest Terminus of Towne Centre Drive, and legally described as Lot "A" of Pueblo Lot 1320, Pueblo Lands of San Diego, in the City of San Diego, State of California, according to referee's partition map of said Pueblo Map filed in Action No. 17622 in *Superior Court of California, entitled San Diego Realty Company v. the City of San Diego*, in the University Community Plan area, in the City of San Diego, California, as shown on Zone Map Drawing No. B-4162, filed in the office of the City Clerk as Document No. OO-19362, are rezoned from the RS-1-7 zone (previously referred

to as the R1-Zone) into the IP-1-1 zone, the remaining 7.0 acres of the site will be retained as RS-1-7 zone, as the zones are described and defined by San Diego Municipal Code Chapter 13, Article 1, Divisions 4 and 6.

Section 2. That Ordinance No. 13455, adopted February 15, 1932, of the ordinances of the City of San Diego is repealed insofar as the same conflict with the rezoned uses of the land.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. The 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 therefore was made prior to the date of adoption of this ordinance.

APPROVED: JAN I. GOLDSMITH, City Attorney

By


Andrea Dixon
Deputy City Attorney

ACD:hm
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