

ORDINANCE NUMBER O- 19381 (NEW SERIES)

ADOPTED ON MAY 23 2005

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 0.11 ACRES, LOCATED AT 444 PEARL STREET, IN THE LA JOLLA COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM ZONE 4 OF THE LA JOLLA PLANNED DISTRICT INTO ZONE 5 OF THE LA JOLLA PLANNED DISTRICT, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 103.1202, AND REPEALING ORDINANCE NO. O-16312 (NEW SERIES), ADOPTED OCTOBER 29, 1984, 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 0.11 acres, located at 444 Pearl Street, and legally described as Lot 1, Frisbee's Subdivision, Map No. 6324, in the La Jolla Community Plan area, in the City of San Diego, California, from Zone 4 of the La Jolla Planned District to Zone 5 of the La Jolla Planned District, as shown on Zone Map Drawing No. B-4204, 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 103.1202 shall attach and become applicable to the subdivided land, and the subdivided land shall be incorporated into the Zone 5 of the La Jolla Planned District, as described and defined by SDMC section 103.1202, the boundary of such zone to be as indicated on Zone Map Drawing No. B-4204, filed in the office of the City Clerk as

Document No. OO- 19381. 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said land described in Section 1 of this ordinance, Ordinance No. O-16312 (New Series), adopted October 29, 1984, is repealed insofar as it conflicts with the rezoned uses of the land.

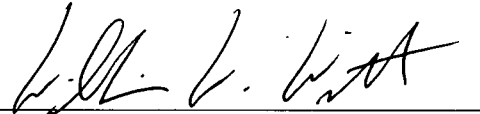
Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 4. This ordinance shall take effect and be in force on the 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.

Section 5. This project, due to the rezone, requires amending the City's Local Coastal Program. As a result, the final decision on this project will be with the California Coastal Commission. The City of San Diego must submit this as an amendment for certification to the

Coastal Commission. The amendment is not effective in the Coastal Zone until the Coastal Commission unconditionally certifies the amendment.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
William W. Witt
Deputy City Attorney

WWW:pev
03/03/05
03/16/05 COR. COPY
Or. Dept: DSD
O-2005-107
Corrected CA No. from O-2005-109 to O-2005-107
MMS #1562
ZONING Rezone With Map 11-01-04