

ORDINANCE NUMBER O- 19438 (NEW SERIES)

ADOPTED ON NOV 14 2005

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 6.11-ACRE SITE, LOCATED AT 3540 AERO COURT, IN THE KEARNY MESA COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE IP-2-1 ZONE, FORMELY KNOWN AS THE M-IP ZONE, INTO THE CO-1-2 ZONE, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 131.0504; AND REPEALING ORDINANCE NO. 10533 (NEW SERIES), ADOPTED APRIL 1, 1971, 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. That in the event that within three years of the effective date of this ordinance rezoning the subject property, located at 3540 Aero Court, and legally described as those portions of Lots J and K of Research Park, Map No. 3568 lying Easterly of the Northeasterly line of Kearny Villa Road being the Northeasterly line of land described in deed to the City of San Diego recorded December 29, 1961 as File No. 223919, in the Kearny Mesa Community Plan area, in the City of San Diego, California, from the IP-2-1 zone (previously referred to as the M-IP zone) to the CO-1-2 zone, as shown on Zone Map Drawing No. B-4229, 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 131.0504 shall attach and become applicable to the subdivided land, and the subdivided land shall be incorporated into the CO-1-2 zone, as described and defined by Section 131.0504, the boundary of such zone to be as indicated on Zone Map Drawing No. B-4229, filed in the office of the City Clerk as Document

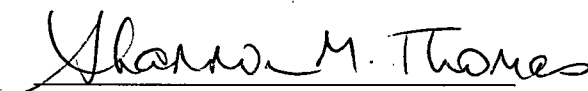
No. OO- 19438 . The zoning shall attach only to those areas included in the map as provided in this section.

Section 2. That in the event the zoning restrictions shall attach to the said land described in Section 1 of this ordinance, Ordinance No. 10533 (New Series), adopted April 1, 1971, and is repealed insofar as it conflicts with the rezoned uses of the land.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 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Shannon M. Thomas
Deputy City Attorney

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Or.Dept:DSD
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