

ORDINANCE NUMBER O- 19439 (NEW SERIES)

ADOPTED ON NOV 14 2005

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 3.39 ACRES, LOCATED AT 4079 54TH STREET ON THE EAST SIDE OF 54TH STREET, NORTH OF UNIVERSITY AVENUE, WITHIN THE EASTERN AREA COMMUNITY OF THE MID-CITY COMMUNITIES PLAN, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE RM-1-1 ZONE OF THE CENTRAL URBANIZED PLANNED DISTRICT INTO THE RM-2-6 ZONE OF THE CENTRAL URBANIZED PLANNED DISTRICT, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 131.0406, AND REPEALING ORDINANCE NO. O-18855 (NEW SERIES), ADOPTED OCTOBER 2, 2000, 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 3.39 acres, located at 4079 54th Street, on the east side of 54th Street, north of University Avenue, and legally described as Parcel 1 of Parcel Map No. 6622, and the north 149.75 feet of Lot 21 of Lemon Villa Map No. 734, excepting therefrom the north 59.75 feet thereof, also excepting the east 565 feet thereof, also excepting therefrom the west 20 feet thereof as conveyed to the City of San Diego, in Book 6117, Page 541 of Official Records, in the Eastern Area community of the Mid-City Communities Planning area, in the City of San Diego, California, from the RM-1-1 zone of the Central Urbanized Planned District to the RM-2-6 zone of the Central Urbanized Planned District, as shown on Zone Map Drawing No. B-4225, 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 131.0406 shall attach and become applicable to the subdivided land, and the subdivided land shall be incorporated into the RM-2-6 zone of the Central Urbanized Planned District, as described and defined by SDMC section 131.0406, the boundary of such zone to be as indicated on Zone Map Drawing No. B-4225, filed in the office of the City Clerk as Document No. OO- 19439. 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-18855 (New Series), adopted October 2, 2000, 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.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Douglas K. Humphreys
Deputy City Attorney

DKH:pev
10/05/05
Or.Dept:DSD
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