

#52
3-21-06

(O-2006-98)

ORDINANCE NUMBER O- 19470 (NEW SERIES)

DATE OF FINAL PASSAGE MAR 21 2006

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 2.22 ACRES LOCATED AT THE NORTHWEST CORNER OF POWAY ROAD AND CREEKVIEW DRIVE, WITHIN THE SABRE SPRINGS COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE CC-1-3 ZONE (PREVIOUSLY REFERRED TO AS THE CA ZONE) INTO THE RM-2-5 ZONE (PREVIOUSLY REFERRED TO AS THE R-1500, ZONE), AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 131.0406, AND REPEALING ORDINANCE NO. O-15806 (NEW SERIES), ADOPTED AUGUST 23, 1982 AND ORDINANCE NO. O-18381 (NEW SERIES), ADOPTED FEBRUARY 10, 1997, OF ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICT HEREWITH; AND CHANGING 2.5 ACRES LOCATED AT THE SOUTHEAST CORNER OF POWAY ROAD AND SPRINGHURST DRIVE WITHIN THE SABRE SPRINGS COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE RM-1-1 ZONE (PREVIOUSLY REFERRED TO AS THE R-3000 ZONE) INTO THE CC-1-2 ZONE (PREVIOUSLY REFERRED TO AS THE CN ZONE) AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 131.0507, AND REPEALING ORDINANCE NO. O-15806 (NEW SERIES), ADOPTED AUGUST 23, 1982, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICTS 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 2.2 acres located at the northwest corner of Poway Road and Creekview Drive, and legally described as being Lot 3 of Savannah Terrace, Areas 15, 16, 17 and 18, Map Number 14740, recorded in the office of the County Recorder of San Diego on February 9, 2004, in the City of San Diego, County of San Diego, State of California, in the Sabre Springs Community Plan area, in the City of San Diego, California, as shown on Zone Map Drawing No. B-4228, filed in the office of the City Clerk as Document No. OO- 19470, are rezoned from the CC-1-3 zone (previously referred to as the CA zone) into the RM-2-5 zone (previously referred to as the R-1500 zone), as the zone is described and defined by San Diego Municipal Code section 131.0406; and that 2.5 acres located at the southeast corner of Poway Road and Springhurst Drive, and legally described as Parcel 1 of Parcel Map No. 17982, recorded January 30, 1998 in the Office of the County Recorder of San Diego, in the City of San Diego, County of San Diego, State of California in the Sabre Springs Community Plan area, in the City of San Diego, California, as shown on Zone Map Drawing No. B-4228, filed in the office of the City Clerk as Document No. OO- 19470, are rezoned from the RM-1-1 zone (previously referred to as the R-3000 zone) into the CC-1-2 zone (previously referred to as the CN zone), as the zone is described and defined by San Diego Municipal Code section 131.0502..


Section 2. That Ordinance Nos. O 15806 (New Series) and O-18381 (New Series), adopted August 23, 1982 and February 10, 1997, respectively, 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. That 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 therefore 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
02/07/06
Or.Dept:DSD
O-2006-98
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ZONING Rezone No Map 11-01-04