

ORDINANCE NUMBER O- 19481 (NEW SERIES)

DATE OF FINAL PASSAGE APR 04 2006

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING A 0.89 ACRE SITE, LOCATED AT 2015 HANCOCK STREET, IN THE MIDWAY/PACIFIC HIGHWAY CORRIDOR COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE IS-1-1 ZONE (PREVIOUSLY REFERRED TO AS THE M-SI ZONE) INTO THE RM-4-10 ZONE (PREVIOUSLY REFERRED TO AS THE R-400 ZONE), AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 131.0406, AND REPEALING ORDINANCE NO. O-17654 (NEW SERIES), ADOPTED JUNE 10, 1991, WHICH WAS CHANGED (ZONE NAME ONLY, FROM M-SI ZONE TO IS-1-1 ZONE) BY ORDINANCE NO. 18691, 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. In the event that within three years of the effective date of this ordinance rezoning 0.89 acres, located at 2015 Hancock Street, and legally described as Parcel 1 of Parcel Map No. 17813, in the City of San Diego, County of San Diego, State of California, together with a portion of the southerly half of Hancock Street, described as follows:

Beginning at the most southerly corner of said Parcel 1; thence northwesterly along the southerly line thereof, north 57° 18' 54" west 383.41 feet to the southwest corner of said

Parcel 1; thence northeasterly along the westerly line and its northeasterly prolongation thereof, north 29° 18' 56" east 127.64 feet to a point on the centerline of Hancock Street, 75 feet wide; thence southeasterly along said centerline, south 60° 45' 47" east 382.59 feet to the intersection of said centerline and the northeasterly prolongation of the easterly line of said Parcel 1; thence southwesterly along said line, south 29° 15' 23" west 150.70 feet to the point of beginning, in the Midway/Pacific Highway Corridor Community Plan area, in the City of San Diego, California, from the IS-1-1 zone (previously referred to as the M-SI zone) to the RM-4-10 zone (previously referred to as the R-400 zone), as shown on Zone Map Drawing No. B-4226, 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-4-10 zone, as described and defined by SDMC section 131.0406, the boundary of such zone to be as indicated on Zone Map Drawing No. B-4226, filed in the office of the City Clerk as Document No. OO- 19481 The zoning shall attach only to those areas included in the map as provided in this section.

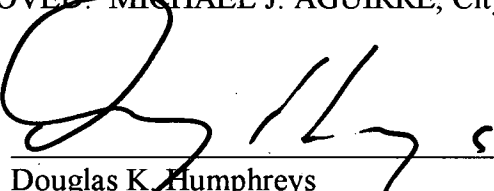
Section 2. That in the event the zoning restrictions shall attach to the said land described in Section 1 of this ordinance, Ordinance No. O-17654 (New Series), adopted June 10, 1991, which was changed (Zone name only, from M-SI zone to IS-1-1 zone) by Ordinance No. 18691, is repealed insofar as it conflicts 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
11/07/05
01/31/06 COR.COPY
Or.Dept:DSD
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ZONING Rezone With Map 11-01-04