

ORDINANCE NUMBER O-19821 (NEW SERIES)

ADOPTED ON DECEMBER 2, 2008

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 11.34 ACRES LOCATED AT 6850 MISSION GORGE ROAD, WITHIN THE NAVAJO COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE RM-3-7 (MOBILE HOME PARK OVERLAY ZONE) INTO THE RM-3-7, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 131.0406; AND REPEALING ORDINANCE NO. O-15774 (NEW SERIES), ADOPTED JULY 12, 1982, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INSOFAR AS THE SAME CONFLICT 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 to by law to consider evidence at the hearing and to make legal findings based on evidence presented; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That 11.34 acres located at 6850 Mission Gorge Road, and legally described as Lot 1 of Mission Valley Village, Unit No. 2, in the City of San Diego, County of San Diego, State of California, according to Map Thereof No. 6315, filed in the Office of the County Recorder of San Diego County, February 28, 1969, and the westerly portion of Mission Gorge Road that fronts said Lot 1, in the Navajo Community Plan area, in the City of San Diego, California, as shown on Zone Map Drawing No. B-4271 filed in the office of the City Clerk as Document No. OO-19821 are rezoned from RM-3-7 (Mobile Home Park Overlay Zone) into the

RM-3-7, as the zone described and defined by San Diego Municipal Code Chapter 13, Article 1 Division 4 Section 131.0406. This action amends the Official Zoning Map adopted by Resolution R-301263 on February 28, 2006.

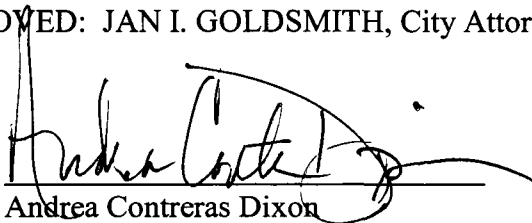
Section 2. That Ordinance No. O-15774 (New Series), adopted July 12, 1982, of the ordinances of the City of San Diego is repealed insofar as the same conflicts with the rezoned uses of the land.

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 therefore was made prior to the date of adoption of this ordinance.

APPROVED: JAN I. GOLDSMITH, City Attorney

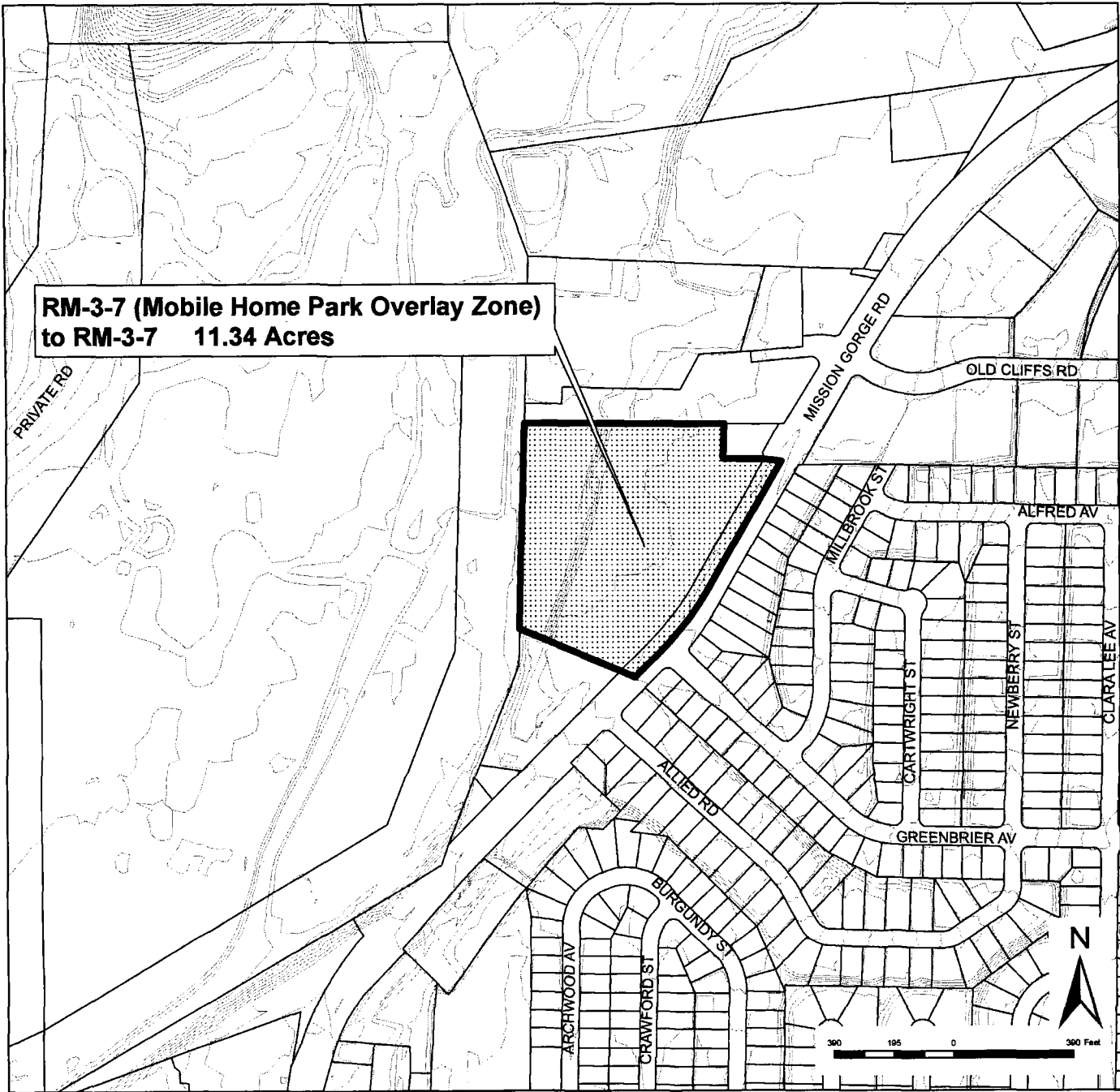
By


Andrea Contreras Dixon
Deputy City Attorney

MG:ACD:als:hm
05/13/09 COR.COPY.2
10/27/08
Or.Dept:DSD
O-2009-64
MMS#5977



PROPOSED REZONING



LOT 1, MISSION VALLEY VILLAGE UNIT NO. 2, MAP NO. 6315

ORDINANCE NO. _____
 EFF. DATE ORD. _____
 ZONING SUBJ. TO _____
 BEFORE DATE _____
 EFF. DATE ZONING _____
 MAP NAME AND NO. _____

REQUEST RM-3-7
 PLANNING COMM.
 RECOMMENDATION
 CITY COUNCIL
 ACTION

CASE NO. 142570


 DEVELOPMENT SERVICES MANAGER

B- 4271

APN:458-030-17

(226-1737) 6-25-08 LDJ

DOCUMENT NO. ~~00-19871~~

FILED **DEC 02 2008**
 OFFICE OF THE CITY CLERK