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ORDINANCE NUMBER O- 20191 (NEW SERIES)

DATE OF FINAL PASSAGE SEP 18 2012

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE REZONE OF 21.443 ACRES LOCATED AT THE SOUTHEAST CORNER OF CALIENTE AVENUE AND AIRWAY ROAD, SOUTH OF OTAY MESA ROAD AND WEST OF SPRING CANYON, WITHIN THE OTAY MESA COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE EXISTING AR-1-1 ZONE INTO THE RM-2-6 ZONE, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 131.0406 (REZONE NO. 025168); AND REPEALING ORDINANCE NO. 10862 (NEW SERIES), ADOPTED ON JULY 29, 1972, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICTS HEREWITH.

WHEREAS, Southview LLC, a California Limited Liability Corporation, Applicant, requested a rezone for the purpose of changing 21.443 acres, located at the southeast corner of Caliente Avenue and Airway Road, south of Otay Mesa Road and west of Spring Canyon, and legally described as portions portion of the SE ¼ of the NE ¼ of Section 31, T18S, R1W, and, a portion of the W'LY ½ of the NW ¼ Section of 32, T18S, R1W, SBBM of San Diego County of San Diego in the Otay Mesa Community Plan Area, as shown on Zone Map Drawing No. 4191 on file in the Office of the City Clerk as Document No. OO- 20191 (Property), from the AR-1-1 zone to the RM-2-6 zone (Rezone No. 025168); and

WHEREAS, on May 17, 2012, the Planning Commission of the City of San Diego considered Rezone No. 025168 and pursuant to Resolution No. 4804-PC voted 7-0 to recommend City Council approval of Rezone No. 025168; and

WHEREAS, on JUL 23 2012, the City Council adopted Resolution No. 2013-20, certifying the Mitigation Negative Declaration, LDR No. 2204 (MND) and adopting a Mitigation, Monitoring and Reporting Program (MMRP), on file in the Office of the City Clerk.

WHEREAS, the matter was set for public hearing on JUL 23 2012, testimony having been heard, evidence having been submitted and the City Council having full considered the matter and being fully advised concerning the same; NOW, THEREFORE,

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

Section 1. That the Property is rezoned from the AR-1-1 zone to the RM-2-6 zone as the zone is described and defined by Chapter 13 Article 1 Division 4 of the San Diego Municipal Code. That the Official Zoning Map, adopted by Resolution R-301263 on February 28, 2006, is amended to reflect Rezone No. 025168 to the extent it conflicts with Rezone No. 025168.

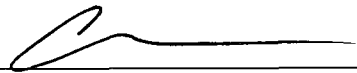
Section 2. That Ordinance No. 10862 (New Series), adopted July 29, 1972 of the ordinances of the City of San Diego is repealed insofar as the same conflicts with the Rezone No. 025168.

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 the Applicant and/or the Applicant's successors shall implement the mitigation measures identified in the MMRP.

Section 5. 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.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 

Corrine L. Neuffer
Deputy City Attorney

CLN:als:js
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