

ORDINANCE NUMBER O- 20208 (NEW SERIES)

DATE OF FINAL PASSAGE OCT 16 2012

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 24.07 ACRES LOCATED AT 6910-6980, EXCEPTING 6966 MISSION GORGE ROAD, WITHIN THE NAVAJO COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE AR-1-1, AR-1-2, AND IL-2-1 ZONES INTO THE OC-1-1, OP-2-1, RM-3-9 AND RM-4-10 ZONES ALL WITHIN THE COMMUNITY PLAN IMPLEMENTATION OVERLAY ZONE (CPIOZ), AND REPEALING ORDINANCE NOS. O-11063 NS ADOPTED JUNE 13, 1975; O-16731 NS ADOPTED NOVEMBER 12, 1986; O-11470 NS ADOPTED FEBRUARY 9, 1976; O-9376 NS ADOPTED APRIL 3, 1966; AND O-16069 NS ADOPTED APRIL 24, 1984, 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 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 24.07 acres located at 6910-6980 Mission Gorge Road, excepting 6966 Mission Gorge Road, and legally described as a Portion of Lot 63 of Rancho Mission of San Diego, According to Partition Map thereof on file in the County Clerk's office in an action entitled "*Juan M. Luco et al v. Commercial Bank of San Diego et al*" being Act No. 348, lying westerly of the County Road as said road existed on March 6, 1905; Together with Lot 1, Rosenberg Subdivision, according to Map No. 8254, in the Navajo Community Plan area, in the City of San Diego, California, as shown on Zone Map Drawing No. B-4291, filed in the office of

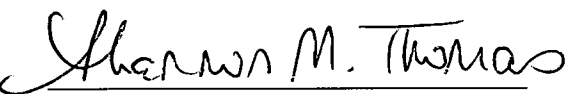
the City Clerk as Document No. OO: 20208, are rezoned from the AR-1-1, AR-1-2, and IL-2-1 zones into the OC-1-1, OP-2-1, RM-3-9 and RM-4-10 zones all within the Community Plan Implementation Overlay Zone (CPIOZ), as the zones are described and defined by San Diego Municipal Code Chapter 13, Article 1, Divisions 2 and 4; and Chapter 13 Article 2, Division 14. This action amends the Official Zoning Map adopted by Resolution R-301263 on February 28, 2006.

Section 2. That Ordinance Nos. O-11063 NS, Adopted June 13, 1975; O-16731 NS Adopted November 12, 1986; O-11470 NS Adopted February 9, 1976; O-9376 NS Adopted April 3, 1966; and O-16069 NS Adopted April 24, 1984, 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 made available to the City Council and the public prior to the day of 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: JAN I. GOLDSMITH, City Attorney

By 
Shannon M. Thomas
Deputy City Attorney

SMT:als
9/06/2012
Or.Dept:DSD
Doc. No. 421887