

ORDINANCE NUMBER O- 20499 (NEW SERIES)

DATE OF FINAL PASSAGE JUN 02 2015

ITEM # 60  
6/02  
5/19/15

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO REZONING PORTIONS OF A 74.42 ACRES SITE AND ADJACENT PUBLIC RIGHT-OF-WAY LOCATED WEST OF DEER ROAD AND SOUTH OF CAMINO SAN BERNARDO, WITHIN THE BLACK MOUNTAIN RANCH COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE AR-1-1, RS-1-14, AND RM-1-2 ZONES, INTO THE AR-1-1 AND RM-1-2 ZONES, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTIONS 131.0303 AND 131.0406; AND REPEALING ORDINANCE NO. 8858 (NEW SERIES), ADOPTED JULY 18, 1963, AND ORDINANCE NO. 19019 (NEW SERIES), ADOPTED DECEMBER 10, 2001 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 portions of a 74.42 acres site and adjacent public right-of-way located west of Deer Road and south of Camino San Bernardo and legally described as Lot 5 of Section 30 and Lot 8 of Section 31 in Township 13 South of Range 2 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, according to Official Plat of the Survey of the said land; and Lot B of Black Mountain Ranch Units 16, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 15951 filed in the Office of the County Recorder of San Diego County, October 31, 2013, in the Black Mountain Ranch

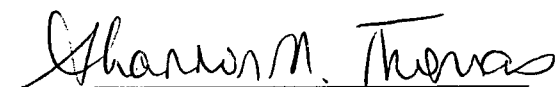
Community Plan area, in the City of San Diego, California and adjacent public right-of-way, as shown on Zone Map Drawing No. B-4306, filed in the Office of the City Clerk as Document No. OO- **20499**, are rezoned from the AR-1-1, RS-1-14, and RM-1-2, into the AR-1-1 and RM-1-2 Zones, as the zones are described and defined by San Diego Municipal Code Chapter 13, Article 1, Division 3 and 4. This action amends the Official Zoning Map adopted by Resolution R-301263 on February 28, 2006.

Section 2. That Ordinance No. 8858 (New Series), adopted July 18, 1963, and Ordinance No. 19019 (New Series), adopted December 10, 2001, of the ordinances of the City of San Diego are 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 passage, a written or printed copy having been made available to the City Council and the public prior to the day of its 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   
Shannon M. Thomas  
Deputy City Attorney

SMT:als  
4/29/2015  
Or.Dept: DSD  
Doc. No. 998635

Passed by the Council of The City of San Diego on JUN 02 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherrri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 02 2015

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By [Signature], Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

MAY 19 2015

JUN 02 2015

, and on \_\_\_\_\_

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By [Signature], Deputy

Office of the City Clerk, San Diego, California

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