

#61
11-15-16
(O-2017-49)
COR. COPY

ORDINANCE NUMBER O- 20744 (NEW SERIES)

DATE OF FINAL PASSAGE NOV 15 2016

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 0.95-ACRES LOCATED AT 10137, SCRIPPS GATEWAY COURT, WITHIN THE MIRAMAR RANCH NORTH COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE CR-2-1 ZONE INTO THE IP-2-1 ZONE AND 0.95-ACRES LOCATED AT 10181 SCRIPPS GATEWAY COURT, WITHIN THE MIRAMAR RANCH NORTH COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO FROM THE IP-2-1 ZONE INTO THE CR-2-1 ZONE; AND REPEALING ORDINANCE NO. 15612 (NEW SERIES), ADOPTED NOVEMBER 16, 1981, OF THE ORDINANCES 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 0.95-acres located at 10137 Scripps Gateway Court, within the Miramar Ranch North community plan area, and legally described as Lots 1-6 and A-C of Scripps Gateway Unit No. 2, Map No. 14004, in the City of San Diego, California, as shown on Zone Map Drawing No. B-4319 filed in the office of the City Clerk as Document No.

OO- 20744, (Rezone No. 1560928) are rezoned from the CR-2-1 zone into the IP-2-1 zone.

Section 2. That 0.95-acres located at 10181 Scripps Gateway Court, within the Miramar Ranch North community plan area, and legally described as Lots 1-6 and A-C of Scripps

Gateway Unit No. 2, Map No. 14004, in the City of San Diego, California, as shown on Zone Map Drawing No. B-4319 filed in the office of the City Clerk as Document No.

OO- 20744, (Rezone No. 1560928) are rezoned from the IP-2-1 zone into the CR-2-1 zone.

Section 3. This action amends the Official Zoning Map adopted by Resolution R-301263 on February 28, 2006.

Section 4. That Ordinance No. 15612 (New Series), adopted November 16, 1981, of the ordinances of the City of San Diego is repealed insofar as the same conflict with the rezoned uses of the land.

Section 5. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 6. 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: JAN I. GOLDSMITH, City Attorney

By Shannon M. Thomas
Shannon M. Thomas
Deputy City Attorney

SMT:als
09/27/2016
10/13/2016 Cor.Copy
Or.Dept:DSD
Doc. No. 1352013_2

Passed by the Council of The City of San Diego on NOV 15 2016, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 15 2016

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 *Hinda Bruin* 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

OCT 18 2016

, and on NOV 15 2016

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 *Hinda Bruin*, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20744