

RESOLUTION NUMBER R- 310662

DATE OF FINAL PASSAGE AUG 02 2016

ITEM # 333
SWB-B
8/2/16

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE GENERAL PLAN AND COMMUNITY PLAN AMENDMENT NO. 1498309 FOR SILVERGATE RANCHO BERNARDO – PROJECT NO. 425893.

WHEREAS, on August 2, 2016, the City Council of the City of San Diego held a public hearing for the purpose of considering an amendment to the General Plan and the Rancho Bernardo Community Plan; and

WHEREAS, AmeriCare Health & Retirement, Inc, requested an amendment to the General Plan to amend the Land Use map to change the site from Institutional and Public, Semi-Public Facilities to Residential and to the Rancho Bernardo Community Plan to re-designate a 10.8-acre site located 16061 Avenida Venusto, from Educational to Residential (low density 1-9 du/ac); and

WHEREAS, the site is legally described as Lot 5 of Bernardo Heights Unit No. 4, in the City of San Diego, County of San Diego, State of California, according to map thereof No. 9606 as filed in the Office of the County Recorder of san Diego County, April 4, 1980, City of San Diego, County of San Diego, State of California; and

WHEREAS, the Planning Commission of the City of San Diego found the proposed amendment consistent with the General Plan; and

WHEREAS, under Charter section 280(a)(2), this resolution 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

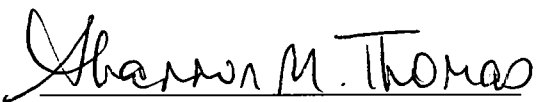
decision and where the Council was required by law to consider evidence at the hearing and to make legal findings based on the evidence presented; and

WHEREAS, the Council of the City of San Diego has considered all maps, exhibits, and written documents contained in the file for this project on record in the City of San Diego, and has considered the oral presentations given at the public hearing; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that it adopts the amendment to the General Plan, a copy of which is on file in the Office of the City Clerk as Document No. RR- 310662⁻¹.

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that it adopts the amendments to the Rancho Bernardo Community Plan, a copy of which is on file in the office of the City Clerk as Document No. RR- 310662⁻².

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Shannon M. Thomas
Deputy City Attorney

SMT:als
07/13/2016
Or.Dept:DSD
Doc. No.: 1321207

Passed by the Council of The City of San Diego on AUG 02 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 checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Todd Gloria | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input 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 AUG 02 2016.

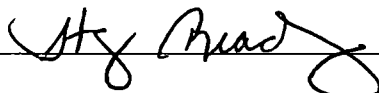
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

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

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

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California

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