

RESOLUTION NUMBER R- 310729

DATE OF FINAL PASSAGE OCT 18 2016

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO DENYING AN APPEAL AND UPHOLDING THE  
ENVIRONMENTAL DETERMINATION FOR THE 3503-3517  
INDIANA STREET, PROJECT NO. 388089.

WHEREAS, an application was submitted to the City of San Diego for a tentative map with public right-of-way vacations and site development permit for the demolition of two existing single dwelling units, and the construction of seven detached single dwelling condominium units on a 0.517 acre site located at 3503-3517 Indiana Street project (Project), in the MR-1000 zone of the Mid-City Communities Planned District within the Greater North Park Community; and

WHEREAS, on May 31, 2016, the Environmental Analysis Section of Development Services Department determined the Project to be exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15332 (In-fill Development Projects) and a Notice of Right to Appeal Environmental Determination was posted; and

WHEREAS, on June 14, 2016, Felix Tinkov, Esq. filed an Environmental Determination Appeal Application (Appeal); and

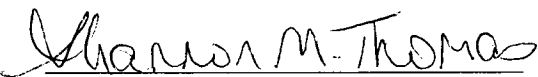
WHEREAS, the Appeal was heard before the City Council on October 18, 2016; and

WHEREAS, under Charter section 280(a)(2) this resolution is not subject to veto by the Mayor because this matter required the City Council to act as a quasi-judicial body 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; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Appeal is hereby denied and the environmental determination is upheld.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Shannon M. Thomas  
Deputy City Attorney

SMT:als  
10/19/2016  
Or.Dept:DSD  
Doc. No. 1376926

Passed by the Council of The City of San Diego on OCT 18 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 OCT 18 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

Resolution Number R- 310729