

ORDINANCE NUMBER O- 20878 (NEW SERIES)

DATE OF FINAL PASSAGE DEC 08 2017

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 5.99 ACRES LOCATED AT 6155 CARMEL VALLEY ROAD, WITHIN THE PACIFIC HIGHLANDS RANCH COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE AGRICULTURAL-RESIDENTIAL (AR-1-1/RT-1-2) ZONES INTO THE COMMERCIAL-COMMUNITY (CC-1-1) ZONE AND URBAN VILLAGE OVERLAY ZONE, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTIONS 131.0501, 132.1101; AND REPEALING ORDINANCE NO. O-9030 (NEW SERIES), ADOPTED JUNE 4, 1964, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICT-HEREWITH.

ITEM # 54
12/5/17

WHEREAS, TRY ANGLE FARM LIMITED PARTNERSHIP, a California limited partnership, Applicant, requested a rezone for the purposes of changes to the 5.99-acres located at 6155 Carmel Valley Road, and legally described as: Parcel 2 of Parcel Map No. 21390, in the City of San Diego, County of San Diego, State of California, filed in the Office of the County Recorder of San Diego, September 16, 2016 as File No. 2016-7000396 of Official Records, from AR-1-1/RT-1-2 Zones into the CC-1-3 Zone and Urban Village Overlay Zone (UVOZ), as shown on Zone Map Drawing No. B-4325, on file in the Office of the City Clerk as Document No. OO- 20878 (Rezone No. 1179062) for Corallina at PHR project (Project); and

WHEREAS, on September 14, 2017, the Planning Commission of the City of San Diego considered Rezone No. 1179062, and voted 6-0-1, to recommend City Council approval of Rezone No. 1179062; and

WHEREAS, the matter was set for public hearing on November 7, 2017, testimony having been heard, evidence having been submitted, and the City Council having fully considered the matter and being fully advised concerning the same; and

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:

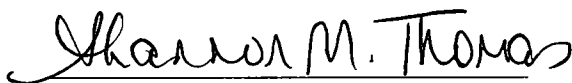
Section 1. That 5.99-acres located at 6155 Carmel Valley Road, and legally described as Parcel 2 of Parcel Map No. 21390, in the City of San Diego, County of San Diego, State of California, filed in the Office of the County Recorder of San Diego, September 16, 2016 as File No. 2016-7000396 of Official Records in the Pacific Highlands Ranch Community Plan area, in the City of San Diego, California, as shown on Zone Map Drawing No. B-4325, filed in the office of the City Clerk as Document No. OO- 20878, are rezoned from the Agricultural-Residential (AR-1-1) and Residential Townhome (RT-1-2) zones into the Commercial-Community (CC-1-3) Zone and Urban Village Overlay Zone (UVOZ), as the zones are described and defined by San Diego Municipal Code Chapter 13 Article 1 Division 3 and Division 5 and Article 2 Division 11. This action amends the Official Zoning Map adopted by Resolution R-301263 on February 28, 2006.

Section 2. That Ordinance No. O-9030 (New Series), adopted June 4, 1964, of the ordinances of the City of San Diego is 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 passage, a written copy having been made available to the 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 final 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: MARA W. ELLIOTT, City Attorney

By 
Shannon M. Thomas
Deputy City Attorney

SMT:als
10/20/2017
Or.Dept:DSD
Doc. No.: 1594514

Passed by the Council of The City of San Diego on DEC 05 2017, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<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"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 08 2017.

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 Stacy Brady, 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

NOV 07 2017, and on DEC 08 2017.

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.

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

(Seal)

By Stacy Brady, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20878

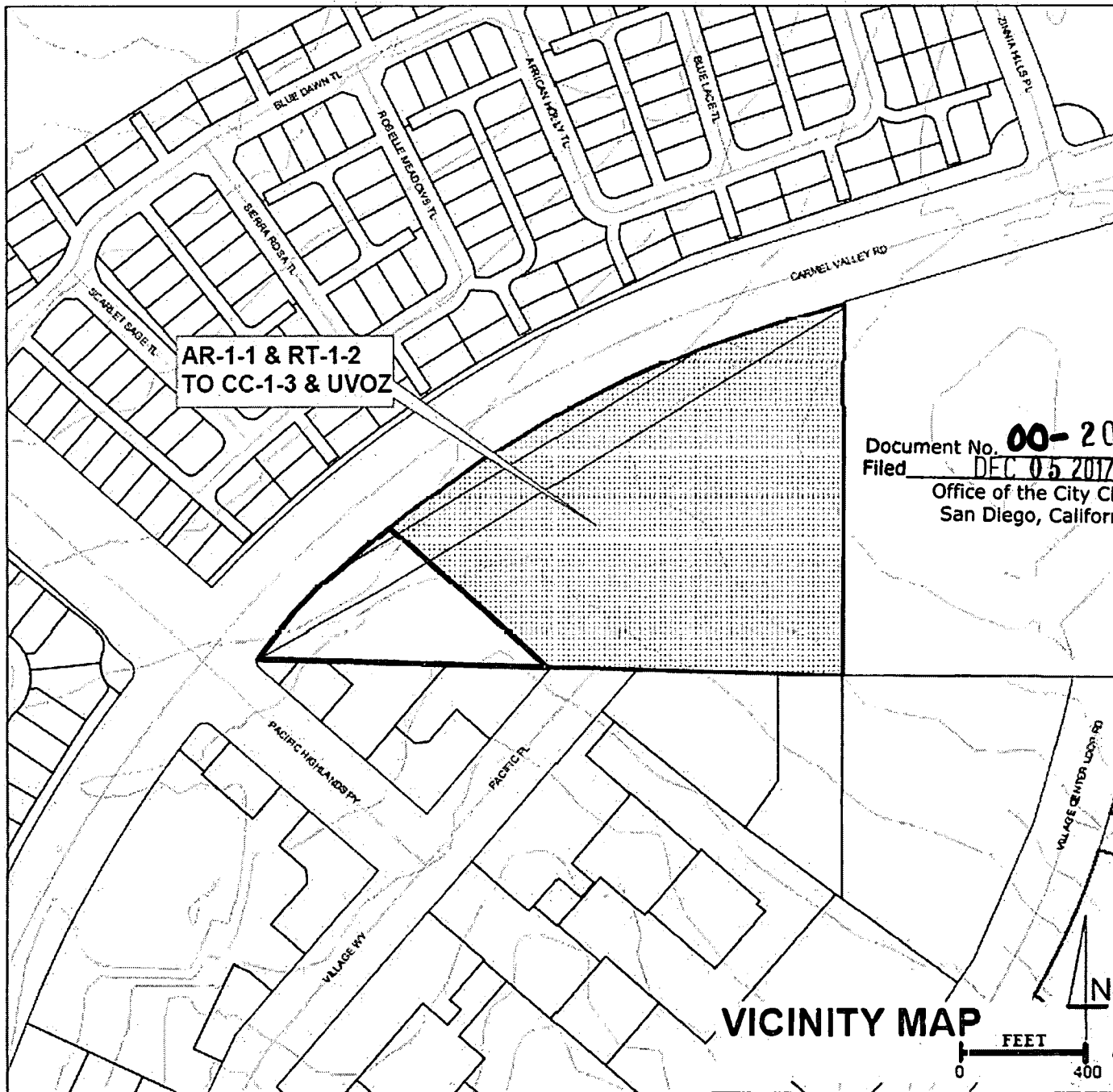


CITY OF SAN DIEGO

DEVELOPMENT SERVICES

Office of the City Clerk
San Diego, California

PROPOSED REZONING



Document No. **00-20878**
 Filed **DEC 05 2017**
 Office of the City Clerk
 San Diego, California

Parcel 2 of Parcel Map 21390

ORDINANCE NO. _____
 EFF. DATE ORD. _____
 ZONING SUBJ. TO _____
 BEFORE DATE _____
 EFF. DATE ZONING _____
 MAP NAME AND NO. _____

REQUEST CC-1-3 and Urban Village Overlay
 PLANNING COMM. RECOMMENDATION _____
 CITY COUNCIL ACTION _____

CASE NO. PTS 335613

DEVELOPMENT SERVICES MANAGER

B-4325

APN: 305-010-11 & 305-160-63

(290-1710) 6-27-17 ldj