

ORDINANCE NUMBER O- 20890 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 09 2018

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 0.41 ACRES LOCATED AT 6555 AMBROSIA DRIVE, WITHIN THE TIERRASANTA COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE RM-2-5 ZONE INTO THE CN-1-1 ZONE, AS DEFINED BY SAN DIEGO MUNICIPAL CODE CHAPTER 15 ARTICLE 14 DIVISION 3; AND REPEALING ORDINANCE NO. O-12282 (NEW SERIES), ADOPTED ON FEBRUARY 1, 1978, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICTS HERewith.

ITEM # 53  
1/9/18

WHEREAS, The Village Mission Valley, LLC, Applicant, requested a rezone for the purpose of changing 0.41 acres, located at 6555 Ambrosia Drive, and legally described as Lot 2 of Hilltop, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 9577, filed in the office of the County Recorder of San Diego County on February 26, 1980 in the Tierrasanta Community Plan area from the RM-2-5 Zone into the CN-1-1 Zone, as shown on Zone Map Drawing No. B-4326, on file in the Office of the City Clerk as Document No. OO- 20890 (Rezone No. 1848685) for The Village Mission Valley project (Project); and

WHEREAS, on August 31, 2017, Planning Commission of the City of San Diego considered Rezone No. 1848685 and per Planning Commission Resolution No. 4885-PC, voted 6-0-1 to recommend City Council approval of Rezone No. 1848685; 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 the evidence presented; and

WHEREAS, the matter was set for public hearing on December 11, 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; NOW, THEREFORE,


BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That 0.41 acres located at 6555 Ambrosia Drive, and legally described as Lot 2 of Hilltop, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 9577, filed in the office of the County Recorder of San Diego County on February 26, 1980, in the Tierrasanta Community Plan area, as shown on Zone Map Drawing No. B-4326 on file in the office of the City Clerk as Document No. OO- 20890, are rezoned from the RM-2-5 zone to the CN-1-1 zone, as the zone is described and defined by Chapter 15 Article 14 Division 3 of the San Diego Municipal Code. This action amends the Official Zoning Map adopted by Resolution R-301263 on February 28, 2006.

Section 2. That Ordinance No. O-12282 (New Series) adopted on February 1, 1978, 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.

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Shannon M. Thomas  
Deputy City Attorney

SMT:als  
10/31/2017  
Or.Dept:DSD  
Doc. No.: 1611113

Passed by the Council of The City of San Diego on JAN 09 2018, 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 JAN 09 2018

AUTHENTICATED BY:

(Seal)

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

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

DEC 11 2017

JAN 09 2018

, 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

<p>Office of the City Clerk, San Diego, California</p> <p style="text-align: right;">20890</p> <p>Ordinance Number O-_____</p>
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