

ORDINANCE NUMBER O- 21124 (NEW SERIES)

DATE OF FINAL PASSAGE SEP 10 2019

ITEM # 54  
9/10/19

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 11.10 ACRES LOCATED APPROXIMATELY ONE-QUARTER MILE SOUTH OF STATE ROUTE (SR) 56 ALONG THE WEST SIDE OF THE FUTURE PLANNED EXTENSION OF CAMINO DEL SUR, WITHIN THE TORREY HIGHLANDS SUBAREA PLAN, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE AR-1-1 ZONE TO THE IP-3-1 ZONE, AS DEFINED BY SAN DIEGO MUNICIPAL CODE CHAPTER 13, ARTICLE 1, DIVISION 6; AND REPEALING ORDINANCE NO. O-8858 (NEW SERIES), ADOPTED JULY 18, 1963 AND ORDINANCE NO. 8703 (NEW SERIES) ADOPTED AUG. 9, 1962, INSOFAR AS THEY CONFLICT WITH THIS ORDINANCE.

WHEREAS, The Preserve at Torrey Highlands, LLC, a California Limited Liability Company, Applicant, requested a rezone for the purpose of changing 11.10-acres located approximately one-quarter mile south of State Route (SR) 56 along the west side of the future planned extension of Camino del Sur, in the Torrey Highlands Subarea Plan area; and

WHEREAS, on April 4, 2019, the Planning Commission of the City of San Diego considered Rezone No. 1689633, and voted 7-0-0 to recommend City Council approval of this Rezone No. 1689633; and

WHEREAS, the matter was set for public hearing on August 5, 2019, with 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 11.10-acres located approximately one-quarter mile south of State Route (SR) 56 along the west side of the future planned extension of Camino del Sur and legally described as (1) The northwest quarter of the southeast quarter of the northeast quarter of the southeast quarter of section 14, township 14 south; (2) the northeast quarter of the southeast quarter of the northeast quarter of the southeast quarter of section 14, Township 14 south; (3) the southwest quarter of the southeast quarter of the northeast quarter of the southeast quarter of section 14 Township 14 south; and (4) the southeast quarter of the southeast quarter of the northeast quarter of the southeast quarter of Section 14, Towhship14 south, all in Range 3 west, San Bernardino base and meridian, in the County of San Diego, State of California, according to the official plat thereof record of survey No. 15686, in the Torrey Highlands Subarea Plan area, in the City of San Diego, California, as shown on Zone Map Drawing No. B-4334, filed in the office of the City Clerk as Document No. OO- 21124, are rezoned from the AR-1-1 zone into the IP-3-1 zone as the zone is described and defined by San Diego Municipal Code Chapter 13 Article 1 Division 6. This action amends the Official Zoning Map adopted by Resolution R-301263 on February 28, 2006.

Section 2. That Ordinance No. 8858 (New Series), adopted July 18, 1963 and Ordinance No. 8703 (New Series), adopted August 9, 1962, of the ordinances of the City of San Diego is repealed insofar as Ordinance No 8858 (New Series) and Ordinance No. 8703 (New Series) conflict with the rezoned uses of the land.

Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been made available to the City Council and the public a day prior to its final passage.

Section 4. This ordinance shall take effect and be in force on the thirtieth day from and after its passage, or the date that R- 312612, adopting amendments to the Torrey Highlands Subarea Plan becomes effective, whichever date occurs later.

Section 5. 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: MARA W. ELLIOTT, City Attorney

By   
\_\_\_\_\_  
Noah J. Brazier  
Deputy City Attorney

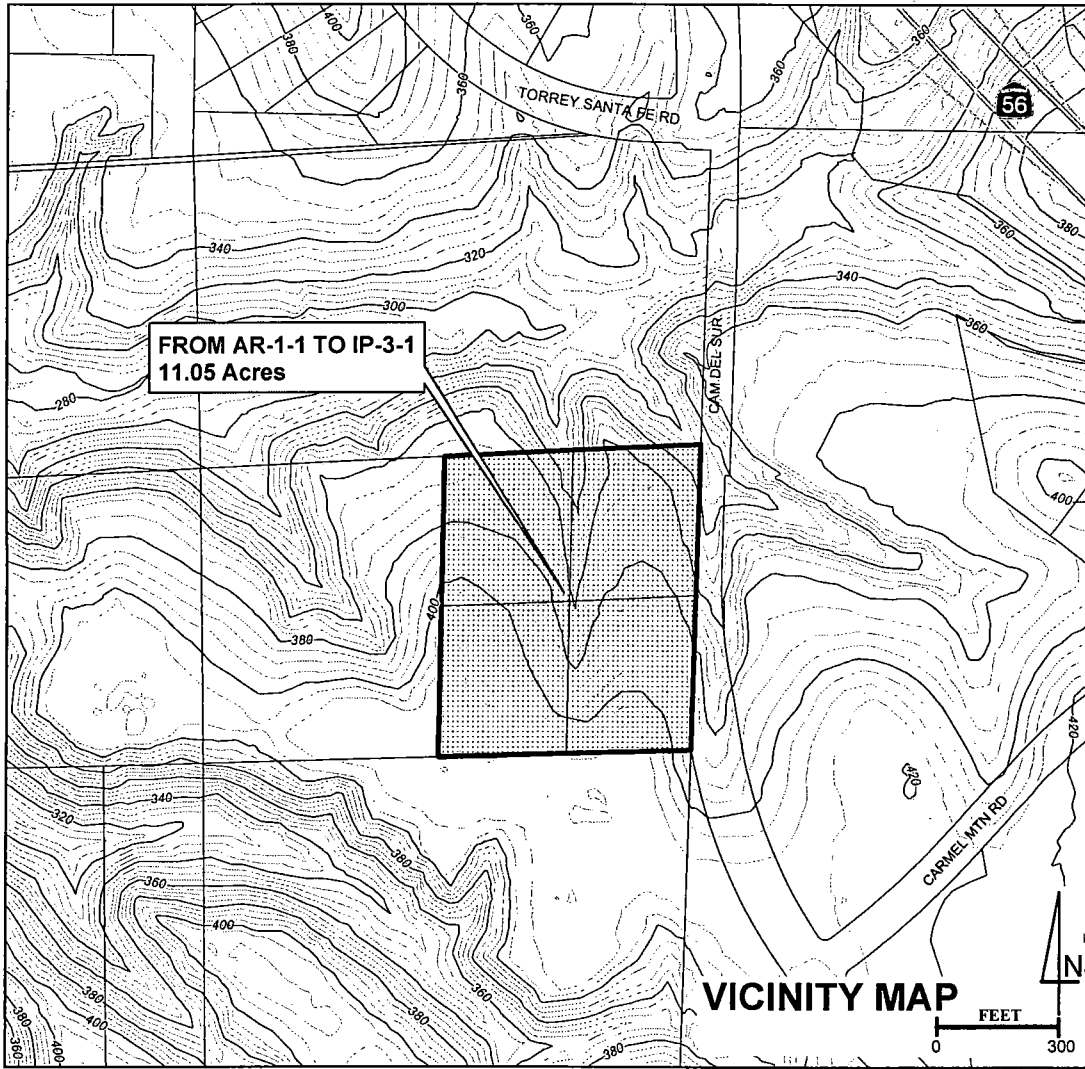
NJB:als  
7/16/2019  
08/05/2019 Cor. Copy  
Or.Dept: DSD  
Doc. No.: 2052207\_2

Attachment: Rezone Map Drawing No. B-4334



CITY OF SAN DIEGO • DEVELOPMENT SERVICES

# PROPOSED REZONING



VICINITY MAP

SEC 14-14-3W\*SEQ\*NEQ OF SEQ OF NEQ

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

REQUEST IP-3-1  
 PLANNING COMM.  
 RECOMMENDATION  
 CITY COUNCIL  
 ACTION

CASE NO. 442880

DEVELOPMENT SERVICES MANAGER

**B- 4334**

APN: 306-050-16,18,19 & 28

(286-1722) 5-21-18 ldj

Passed by the Council of The City of San Diego on SEP 10 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<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"/>
Monica Montgomery	<input type="checkbox"/>	<input checked="" 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"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage SEP 10 2019

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 Connie Patterson, 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

AUG 05 2019, and on SEP 10 2019

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 Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 21124