

ORDINANCE NUMBER O- 21134 (NEW SERIES)

DATE OF FINAL PASSAGE OCT 01 2019

ITEM#52
10/01/19

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO CHANGING 3.63-ACRES LOCATED AT 1695 SATURN BOULEVARD WITHIN THE OTAY MESA-NESTOR COMMUNITY PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, FROM THE AR-1-2 TO RS-1-7 ZONE, AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 131.0431, AND REPEALING ORDINANCE NO. O-10862 (NEW SERIES), ADOPTED JUNE 29, 1972, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INsofar AS THE SAME CONFLICT-HEREWITH.

WHEREAS, Saturn Boulevard, LLC, a California limited liability company, requested a rezone of 3.63-acres of land at 1695 Saturn Boulevard in the Otay Mesa-Nestor Community Plan area (Property) from AR-1-2 (Agricultural-Residential) to RS-1-7 (Single-Family Residential), as shown on Zone Map Drawing No. B-4340, filed in the office of the City Clerk as Document No. OO- 21134 ; and

WHEREAS, the Property is legally described as Lot 8 of Voller's addition to Oneta, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 518, filed in the Office of the County Recorder of San Diego County, March 27, 1888, in the Otay Mesa-Nestor Community area, in the City of San Diego, California, as shown on Zone Map Drawing No. B-3879 filed in the office of the City Clerk as Document No. OO-88-0307; and

WHEREAS, the matter was set for a public hearing on September 17, 2019, to be conducted by the City Council of the City of San Diego, 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 the Property is rezoned from the AR-1-2 to RS-1-7 zone, as the zone is described and defined by San Diego Municipal Code Chapter 13, Article 1, Division 4, and that this action amends the Official Zoning Map adopted by Resolution No. R-301263 on March 14, 2006.

Section 2. That Ordinance No. O-10862 (New Series), adopted June 29, 1972, of the ordinances of the City of San Diego is repealed insofar as the same conflict with the rezoned uses of the land.

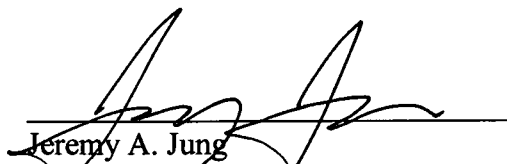
Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been made available to the City Council and the public a day prior to its final passage.

Section 4. This ordinance shall take effect and be in force on the thirtieth day from and after final passage, except that the provisions of this ordinance inside the Coastal Overlay Zone, which are subject to California Coastal Commission (Commission) jurisdiction as a City of San Diego Local Coastal Program amendment, shall not take effect until the date the Commission unconditionally certifies those provisions as a local coastal program amendment.

Section 5. No building permits for development inconsistent with the provisions of this ordinance shall be issued unless an application was made prior to the date of adoption of this ordinance.

APPROVED: MARA W. ELLIOTT, City Attorney

By


Jeremy A. Jung
Deputy City Attorney

JAJ:als

08/23/2019

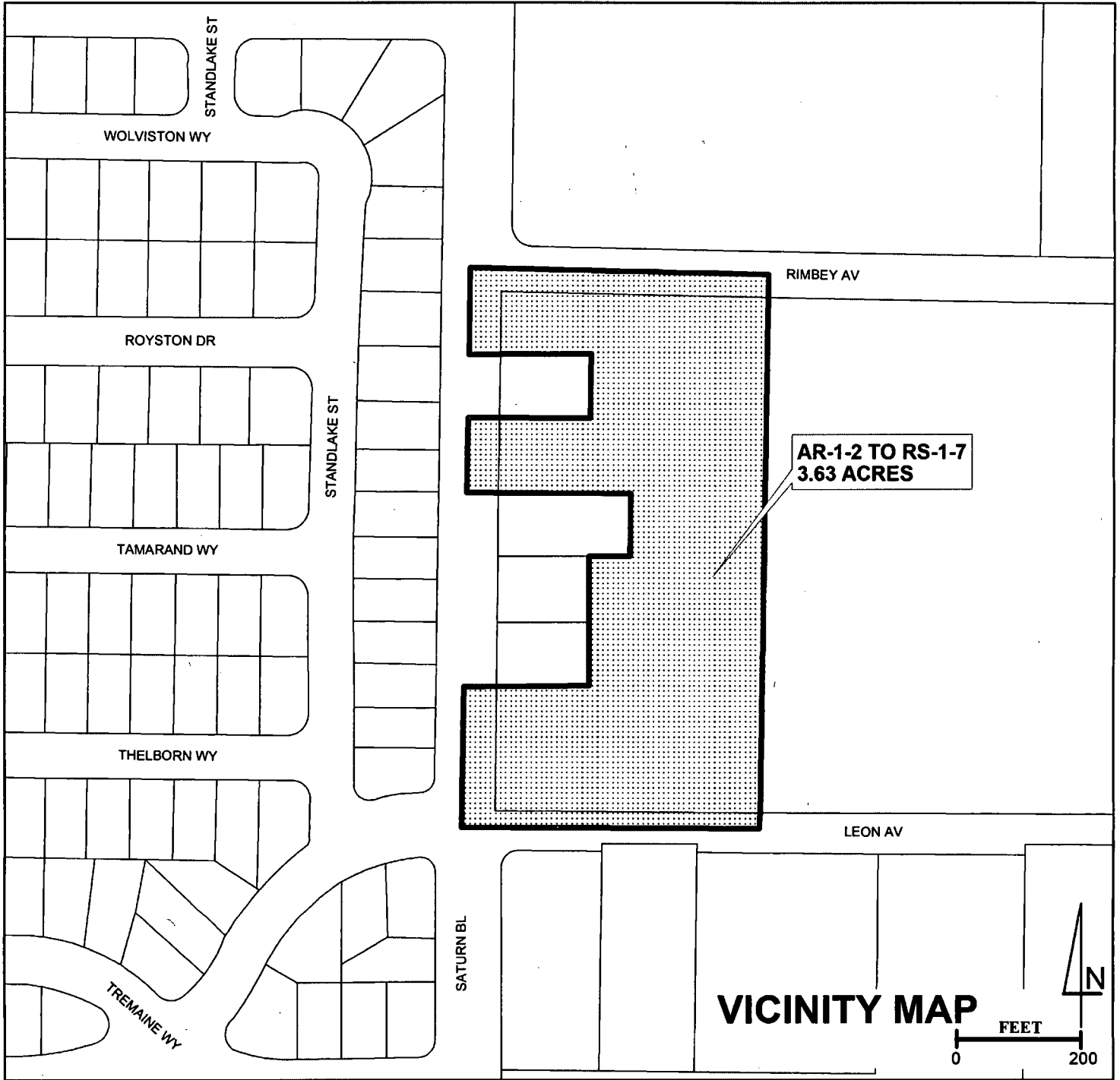
Or.Dept: DSD

Doc. No.: 2090747

Attachment: Rezone Map Drawing No. B-4340



CITY OF SAN DIEGO • DEVELOPMENT SERVICES
PROPOSED REZONING



LOT 8* DOC 53496		CASE NO. 566657
ORDINANCE NO. _____	REQUEST RS-1-7	DEVELOPMENT SERVICES MANAGER
EFF. DATE ORD. _____	PLANNING COMM. RECOMMENDATION	
ZONING SUBJ. TO _____	CITY COUNCIL ACTION	B-4340
BEFORE DATE _____		APN: 634-092-01
EFF. DATE ZONING _____		(146-1740) 2-14-18 ldj
MAP NAME AND NO. _____		

Passed by the Council of The City of San Diego on OCT 01 2019, 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"/>
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 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 01 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 *Sty 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

SEP 17 2019, and on OCT 01 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 *Sty Brady*, Deputy

Office of the City Clerk, San Diego, California

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