RESOLUTION NUMBER R- 312706

DATE OF FINAL PASSAGE OCT 1 5 2019

17EM#330B

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING VESTING TENTATIVE MAP NO. 2193919 FOR VISTA DE LOS ALTOS - PROJECT NO. 615949.

WHEREAS, Los Altos Homes, LLC, a California Limited Liability Company, Subdivider, and Antony K. Christensen, Engineer, submitted an application to the City of San Diego for Vesting Tentative Map No. 2193919 for Vista De Los Altos, which involves the subdivision of a 4.45-acre lot into 14 lots, with a public street, including improvements for drainage and storm water management, sewer, water, and other utilities. The project site is located east of Los Altos Road and south of Yost Circle, in the RS-1-4 zone of the Pacific Beach Community Plan area and Local Coastal Program area, the Coastal Overlay Zone (State Coastal Permit Jurisdiction). The project site is legally described as: the east 5 acres of Lot 6 of Pacific Beach, in the City of San Diego, County of San Diego, State of California, according to Map thereof Nos. 697 and 854, filed on January 8, 1892 and September 28, 1898, respectively, in the Office of the County Recorder of San Diego County, excepting therefrom that portion of said land conveyed to C.R. McCann in the grant deed recorded August 29, 1967 as Instrument No. 130471 of Official Records and also excepting therefrom that portion of said land conveyed to Los Altos Ltd., a California General Partnership in grant deed recorded April 23, 1982 as Instrument No. 82-0114982 of Official Records; and

WHEREAS, the Map proposes the creation of 14 single dwelling unit lots out of an existing 4.45-acre lot; and

WHEREAS, on June 3, 2019, the City of San Diego, as Lead Agency, through the

Development Services Department, made an Environmental Determination that the project is

exempt from the California Environmental Quality Act (CEQA) (Public Resources Code section 21000 et. seq.) under CEQA Guideline Section 15332, In Fill Development; and

WHEREAS, the project complies with the requirements of a preliminary soils and/or geological reconnaissance report pursuant to Subdivision Map Act sections 66490 and 66491(b)-(f) and San Diego Municipal Code section 144.0220; and

WHEREAS, on August 15, 2019, the Planning Commission of the City of San Diego considered Tentative Map No. 2193919 and pursuant to Resolution No. 5040-PC voted to recommend City Council approval; and

WHEREAS, under Charter section 280(a)(2) this resolution 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, on October 15, 2019, the City Council of the City of San Diego considered Vesting Tentative Map No. 2193919 and pursuant to San Diego Municipal Code section 125.0440 and Subdivision Map Act section 66428, received for its consideration written and oral presentations, evidence having been submitted, and testimony having been heard from all interested parties at the public hearing, and the City Council having fully considered the matter and being fully advised concerning the same; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of San Diego, that it adopts the following findings with respect to Vesting Tentative Map No. 2193919:

1. The proposed subdivision and its design or improvement are consistent with the policies, goals, and objectives of the applicable land use plan.

The 4.45-acre site is located east of Los Altos Road and south of Yost Circle, in the RS-1-4 base zone within the Pacific Beach Community Plan (PBCP) area. The PBCP designates the site as Very Low-Density, with a range of 2 to 5 dwelling units per acre (du/ac), and the minimum lot size for this zone is 10,000 square feet. The project proposes a Vesting Tentative map for the subdivision of the site to create 14 single dwelling unit lots, with public street and infrastructure improvements, for a density of 3 du/ac, consistent with the PBCP designation. A vacation of a portion of an existing 25-foot-wide easement is also proposed.

The subdivision of this site, which is surrounded by existing residential development, for single-unit residential development is consistent with the residential policies of the PBCP, which encourages design standards to ensure that property reflect the scale and character of the established neighborhood, by maintaining the residential scale of Pacific Beach. As noted above, the project is within the density range of the plan. The surrounding community is developed with single units on large lots, and the subdivision of the lot would be consistent with the existing neighborhood development.

Therefore, the proposed subdivision is consistent with the policies, goals, and objectives of the applicable land use plan.

2. The proposed subdivision complies with the applicable zoning and development regulations of the Land Development Code, including any allowable deviations pursuant to the land development code.

The subdivision would result in 14 lots, ranging in size from 10,002 to 17,139 square feet, meeting and exceeding the 10,000 square-foot minimum lot size of the RS-1-4 base zone. The subdivision complies with all applicable zoning and development regulations and no deviations are proposed.

Therefore, the proposed subdivision complies with the applicable zoning and development regulations of the Land Development Code.

3. The site is physically suitable for the type and density of development.

The infill project site is located in a developed, residential area that is zoned RS-1-4 and designated for Very Low-Density (2 to 5 du/ac) residential development in the PBCP.

The proposed subdivision meets the density requirements of the zone and land use designation. The site topography is characterized by moderate slopes descending to the northwest with approximate elevations ranging from 265 feet above mean sea level (AMSL) within the west/ northwest portion of the site to 312 feet AMSL at the southeastern portion of the site. Future single dwelling units would be required to comply with Land Development Code Regulations and construction permit requirements. The site is located in a developed, urban neighborhood with no watercourses, Environmentally Sensitive Lands (ESL) or Multi-Habitat Planning Area (MHPA) lands located on or adjacent to the site.

Therefore, the subdivision to create 14 lots is physically suitable for the type and density of development.

4. The design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat.

This infill project is located in a developed, urban neighborhood. There are no watercourses, Environmentally Sensitive Lands (ESL) or Multi-Habitat Planning Area (MHPA) lands located on or adjacent to the site, which is surrounded by existing development. The project was determined to be exempt from CEQA pursuant to State CEQA Guidelines Sections 15332, Infill Development. Therefore, the design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage or substantially and avoidable injure fish or wildlife on their habitat.

5. The design of the subdivision or the type of improvement will not be detrimental to the public health, safety, and welfare.

The Vesting Tentative Map was reviewed and determined to be in compliance with the Land Development Code and Subdivision Map Act. The Vesting Tentative Map includes conditions and corresponding exhibits of approvals, including utility undergrounding, installation of public improvements, and payment of applicable taxes in order to achieve compliance with the regulations of the Land Development Code. All lots would be accessed from a new public right-of-way. The development as proposed is consistent with Land Development Code Regulations and Building Permit requirements, which would ensure that the project is not detrimental to the public health, safety, and welfare.

6. The design of the subdivision or the type of improvements will not conflict with easements acquired by the public at large for access through or use of property within the proposed subdivision.

There are no existing access easements through the property. Therefore, the design of the subdivision and proposed improvements would not conflict with easements acquired by the public at large for access through or use of property within the proposed subdivision.

7. The design of the proposed subdivision provides, to the extent feasible, for future passive or natural heating and cooling opportunities.

The proposed subdivision of a 4.45-acre parcel into 14 lots for residential development will not impede or inhibit passive or natural heating and cooling opportunities. The design of the subdivision and placement of proposed dwelling units has taken into account the best use of the land to minimize grading, and complies with Land Development Code Regulations and Building Permit requirements, which include setback and height limitations to ensure adequate natural light and air movement between the future structures.

Therefore, the design of the proposed subdivision provides, to the extent feasible, for future passive or natural heating and cooling opportunities.

8. The decision maker has considered the effects of the proposed subdivision on the housing needs of the region and that those needs are balanced against the needs for public services and the available fiscal and environmental resources.

The subdivision creates 14 lots for single dwelling unit residential development on a site is designated and zoned for such. The site is surrounded by single dwelling unit residential development, built out at the same density as proposed for this site. At the time of construction, dwelling units will be subject to the underlying zone regulations, and payment of all applicable Development Impact Fees (DIF).

The decision maker has reviewed the administrative record including the project plans, technical studies, environmental documentation and heard public testimony to determine the effects of the proposed subdivision on the housing needs of the region and; that those needs are balanced against the needs for public services and the available fiscal and environmental resources and found that the addition of 14 residential lots for private development is consistent with the housing needs anticipated for the Pacific Beach Community Planning area.

The above findings are supported by the minutes, maps, and exhibits, all of which are herein incorporated by reference.

BE IT FURTHER RESOLVED, that based on the Findings hereinbefore adopted by the City Council, Vesting Tentative Map 2193919 is hereby granted to Los Altos Homes, LLC, subject to the attached conditions which are made a part of this resolution by this reference.

APPROVED: MARA W. ELLIOTT, City Attorney

By

Jeremy A. Jung

Deputy City Attorney

JAJ:als 10/01/2019 Or.Dept:DSD

Doc. No.: 2186944

Attachment: Vesting Tentative Map Conditions

CITY COUNCIL

CONDITIONS FOR VESTING TENTATIVE MAP NO. 2193919 VISTA DE LOS ALTOS - PROJECT NO. 615949

ADOPTED BY RESOLUTION NO. R- 312706 ON OCT 15 2019

GENERAL

- 1. This Vesting Tentative Map will expire October 15, 2022.
- 2. Compliance with all of the following conditions shall be completed and/or assured, to the satisfaction of the City Engineer, prior to the recordation of the Final Map, unless otherwise noted.
- 3. Prior to the expiration of the Vesting Tentative Map, a Final Map to subdivide the 4.45-acre property into 14 lots shall be recorded with the County Recorder's office.
- 4. Prior to the recordation of the Final Map, taxes must be paid or bonded for this property pursuant to Section 66492 of the Subdivision Map Act. A current original tax certificate, recorded in the office of the San Diego County Recorder, must be provided to satisfy this condition.

If a tax bond is required as indicated in the tax certificate, ensure that is it paid or posted at the County Clerk of the Board of Supervisors Office and supply proof prior to the recordation of the Certificate of Compliance.

ENGINEERING

- 5. The Subdivider shall ensure that all onsite utility systems serving the subdivision shall be undergrounded with the appropriate permits. The Subdivider shall provide written confirmation from applicable utilities that the conversion has taken place or provide other means to assure the undergrounding satisfactory to the City Engineer.
- 6. Prior to the issuance of any construction permits, the Subdivider shall vacate a portion of the water easement, satisfactory to the City Engineer as detailed on Exhibit A.
- 7. The Subdivider shall grant an easement to the City of San Diego for water and drainage purposes, satisfactory to the City Engineer as detailed on Exhibit A.
- 8. Whenever public rights-of-way are required to be dedicated, it is the responsibility of the Subdivider to provide the right-of-way free and clear of all encumbrances and prior easements. The Subdivider must secure "subordination agreements" for minor distribution facilities and/or "joint-use agreements" for major transmission facilities.

- 9. The Subdivider shall obtain a plumbing permit for the installation of appropriate private back flow prevention device(s) (BFPD), on each water service (domestic, fire and irrigation), in a manner satisfactory to the Public Utilities Director and the City Engineer. BFPDs shall be located above ground on private property, in line with the service and immediately adjacent to the right-of-way.
- 10. The Subdivider shall assure, by permit and bond, to construct current City Standard water mains, cross-gutter, storm drain cleanout, storm pipe, street, curbs, gutters, sidewalks, driveways, and curb ramps, satisfactory to the City Engineer.
- 11. Prior to the issuance of any building permits, the Subdivider shall obtain an Encroachment Maintenance Removal Agreement from the City Engineer for private storm drain and sewer.

MAPPING

- 12. The Final Map shall be based on field survey and all lot corners must be marked with durable survey monuments pursuant to Section 144.0311(d) of the City of San Diego Land Development Codes and Subdivision Map Act Section 66495.
 - All survey monuments shall be set prior to the recordation of the final Map, unless the setting of monuments is deemed impractical due to the proposed improvements and/or grading associated with the project, in which case, delayed monumentation may be applied on the Final Map in accordance with Section 144.0130 of the City of San Diego Land Development Code.
- 13. All subdivision maps in the City of San Diego are required to be tied to the California Coordinate System of 1983 (CCS83), Zone 6 pursuant to section 8801 through 8819 of the California Public Resources Code.
- 14. The Final Map shall:
 - a. Use the California Coordinate System for its "Basis of Bearings" and express all measured and calculated bearing values in terms of said system. The angle of grid divergence from a true meridian (theta or mapping angle) and the north point of said map shall appear on each sheet thereof. Establishment of said Basis of Bearings may be by use of existing Horizontal Control stations or astronomic observations.
 - b. Show two measured ties from the boundary of the map to existing Horizontal Control stations having California Coordinate values of First Order accuracy. These tie lines to the existing control shall be shown in relation to the California Coordinate System (i.e., grid bearings and grid distances). All other distances shown on the map are to be shown as ground distances. A combined factor for conversion of grid-to-ground shall be shown on the map.

- 15. The Subdivider shall vacate the easement shown on the Vesting Tentative Map (VTM) Exhibit pursuant to section 66434(g) of the Subdivision Map Act (through the filing of the Final Map).
- 16. The proposed Water Easement Vacation within the TM boundary shall be vacated pursuant to the Subdivision Map Act which requires Process 5 vacation approval.

TRANSPORTATION DEVELOPMENT

- 17. A minimum of 28 automobile spaces for the 14 single-dwelling units are required by the Land Development Code. All on-site parking stalls and aisle widths shall be in compliance with the requirements of the City's Land Development Code and shall not be converted and/or utilized for any other purpose, unless otherwise authorized in writing by the appropriate City decision maker in accordance with the SDMC.
- 18. Prior to the recordation of the final map, the owner/permittee shall assure by permit and bond the construction of Street "A" as a two-lane local residential street with 32 feet of pavement within 52 feet of right-of-way, satisfactory to the City Engineer.
- 19. The owner/permittee shall provide and maintain a 25-foot by 25-foot visibility triangle area at the northwest and southwest corner of the intersection of Los Altos Road and Street "A" measured along the property line. No obstacles higher than 36 inches shall be located within this area, including but not limited to shrubs, walls, columns, and signs.
- 20. The owner/permittee shall provide and maintain a 10-foot by 10-foot visibility triangle at both sides of each driveway of the 14 residential lots measures along the property line. No obstacles higher than 36 inches shall be located within this area, including but not limited to shrubs, walls, columns, and signs.

PUBLIC UTILITIES

- 21. Prior to any Final Map being recorded, any sewer lateral which has been/is being connected to the City's public sewer infrastructure as a private sewer main within the public right-of-way must be located and labeled on an approved City Construction Record Drawing so as to clearly convey all of the following: the sewer line's identity as a "PRIVATE SEWER MAIN", its location relative to the nearest property line, its authorization to encroach (i.e. the approved EMRA number), and its point of connection to the public sewer collection system relative to the nearest manhole (MH).
- 22. Prior to any Final Map being recorded, the Subdivider shall provide CC&Rs for the operation and maintenance of all private sewer mains in a manner satisfactory to the Public Utilities Director and the City Engineer.
- 23. Prior to any Final Map being recorded, the Subdivider shall delineate, to the satisfaction of the Public Utilities Director, and record, both the public water easement dedication and vacation as provided for in Exhibit "A."

24. Prior to any Final Map being recorded, the Subdivider shall construct, or assure, by permit and bond, the construction of all required public water and sewer facilities as provided for in Exhibit "A."

INFORMATION:

- The approval of this Tentative Map by the City Council of the City of San Diego does not authorize the subdivider to violate any Federal, State, or City laws, ordinances, regulations, or policies including but not limited to, the Federal Endangered Species Act of 1973 and any amendments thereto (16 USC § 1531 et seq.).
- If the Subdivider makes any request for new water and sewer facilities (including services, fire hydrants, and laterals), the Subdivider shall design and construct such facilities in accordance with established criteria in the most current editions of the City of San Diego water and sewer design guides and City regulations, standards and practices pertaining thereto. Off-site improvements may be required to provide adequate and acceptable levels of service and will be determined at final engineering.
- Subsequent applications related to this Vesting Tentative Map will be subject to fees and charges based on the rate and calculation method in effect at the time of payment.
- Any party on whom fees, dedications, reservations, or other exactions have been imposed as conditions of approval of the Vesting Tentative Map, may protest the imposition within ninety days of the approval of this Vesting Tentative Map by filing a written protest with the San Diego City Clerk pursuant to Government Code Sections 66020 and/or 66021.
- Where in the course of development of private property, public facilities are damaged or removed, the Subdivider shall at no cost to the City, obtain the required permits for work in the public right-of-way, and repair or replace the public facility to the satisfaction of the City Engineer (San Diego Municipal Code § 142.0607.)

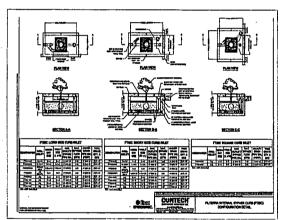
Internal Order No. 24008016

DEVELOPMENT SUMMARY VESTING TENTATIVE MAP NO. 2193919 PRO INCT CHIMMADY. **BASIS OF BEARINGS** LEGAL DESCRIPTION: **BENCHMARK** NOTES 1. THE BOURCE OF THE TOPOGRAPHIC INFORMATION BHOWN HEREON IS PHOTEIRA ZONING: COURT S. THE PROPERTY HAS DIRECT ACCESS TO LOS ALTOS SOAD A DECKNOS OF SOE: BOX LOT OVERLAY ZONCO AREA: 16. CONCEPTIAL RESIDENCE CUTTURES ARE EHONN ON THIS WESTING TOYICITIES MAP TO ALLOW POR. EVALUATION OF THE PROPOSED EJECHNEON NO DISCRETIONARY APPROVAL IS SOUGHT FOR ANY APPROVAL SUPPLIES AND THIS WESTERN ESTIFATION BASE. TITLS REPORTATION IS SASED ON OWNERS POLICY OF TITLE INSURANCE, POLICY NUMBERS CAPOSCIME-72006 1-16-00071582, DATED JALY 18, 2018, PREPARED BY, CHECAGO TITLE CO OWNER'S CERTIFICATE (1) AN EASEMENT GRANTED TO THE CITY OF BAN DEEDS FOR A PURILIC ETREET, REPORTED FOR A PURILIC ETREET, RESPONDE 6-2-19 O P OFFICE A PER SCHOOL ACCOUNTS AS POST SHEET INDEX (7) IF SHOW PAPER DESIGN BLE POSITION AS ACCOUNTED AN INCOME DIST HERE IS Sell Sol 11 RECORD DATA PER MAP SEC (I)) RECORD PER MAP SAID LOT AREA TABULATION UTILITY TABLE TELE (ATAT): UNDERGROUP FLEC (ROGAE): UNDERGROUN CE CHRISTENSEN ENGINEERING & SURVEYING **VESTING TENTATIVE MAP NO. 2193919** P.T.S. NO. 815948 | I.O. NO. 9400818 | I.C. COOR: 234-1803 | COS83 COOR:

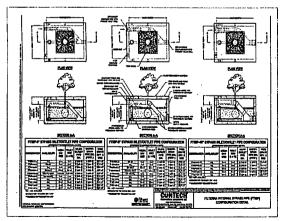
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STREET FILTERRA UNITS (PUBLIC)



LOT FILTERRA UNITS (PRIVATE)

FIRE PLAN NOTES

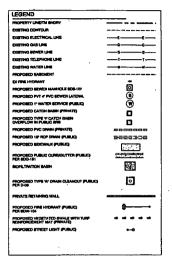
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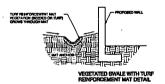
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PROPOSED PUBLIC STREET
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VESTING TENTATIVE MAP NO. 2193919

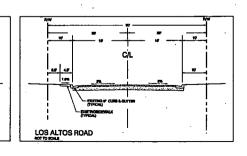


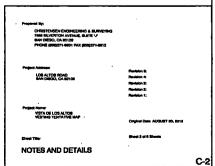


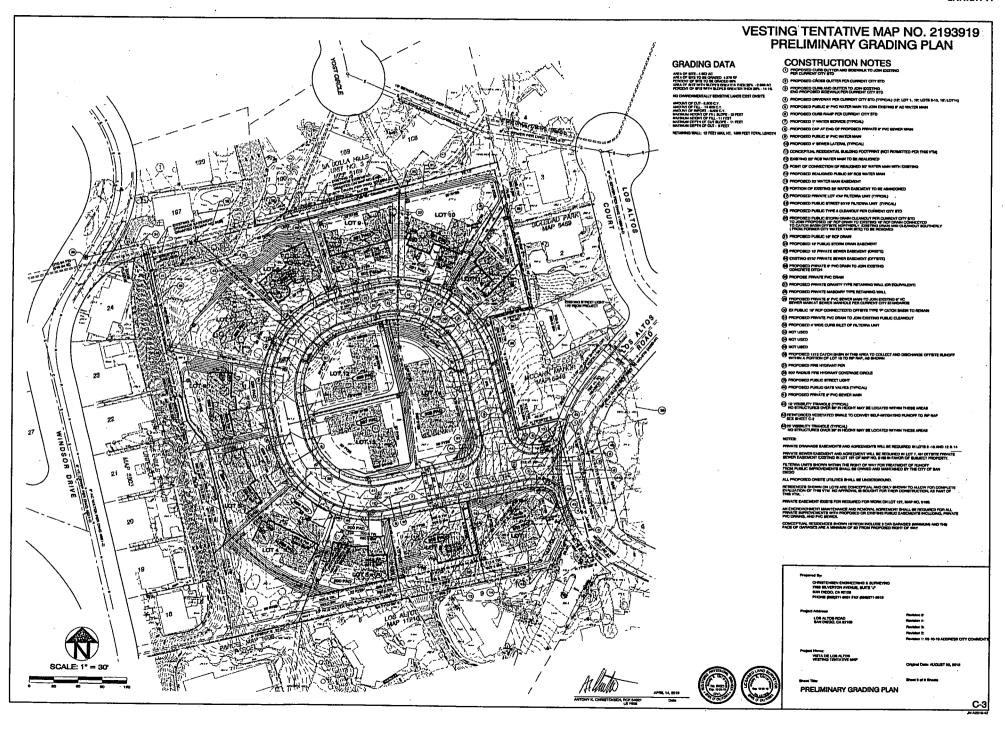


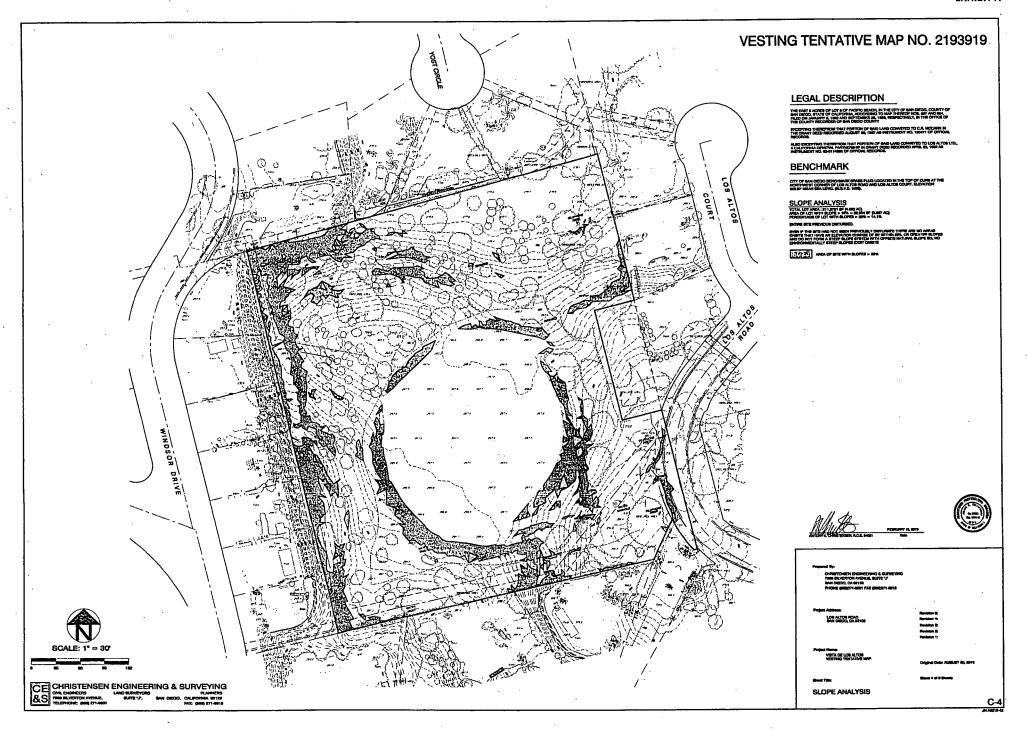


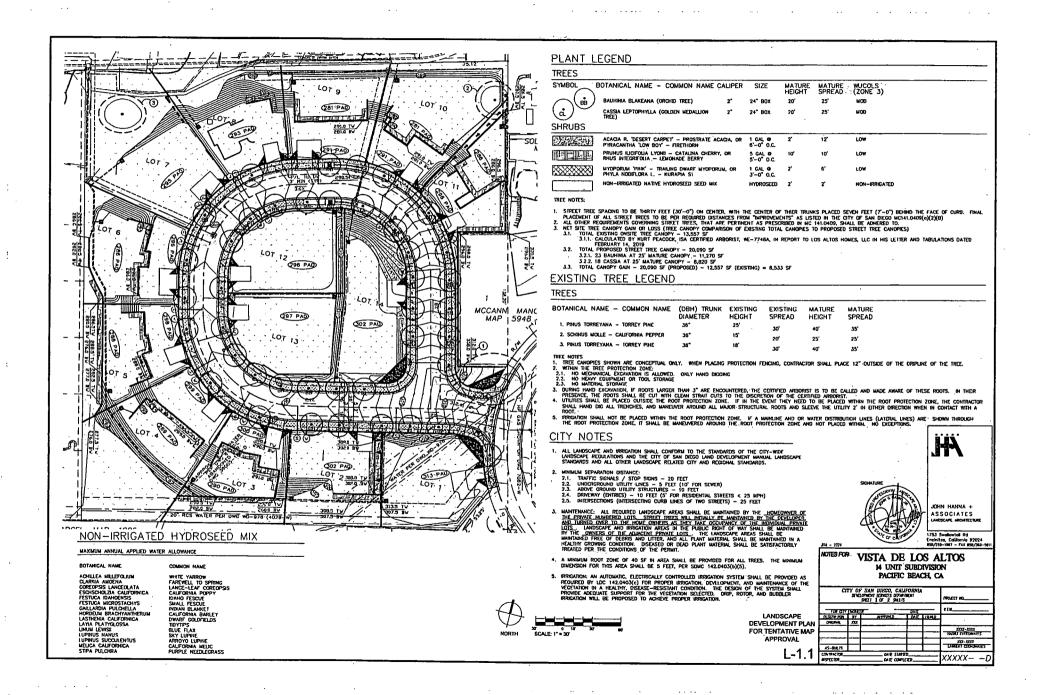


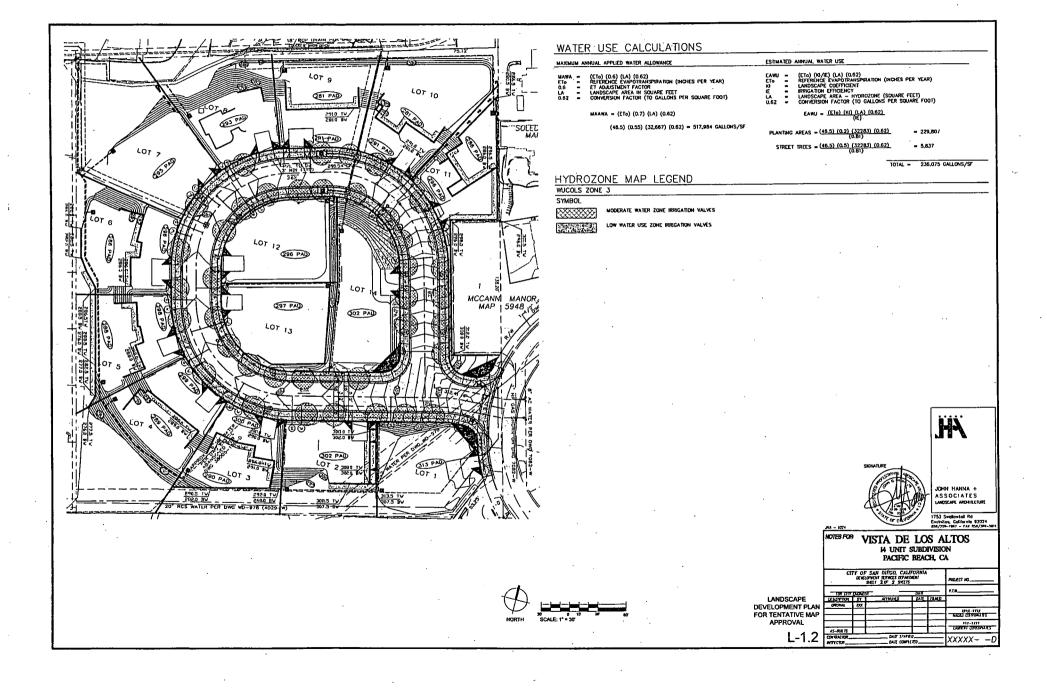












Passed by the Council of The Cit	y of San Dieg	o on <u>0CT</u>	1 5 2019	_, by the following vote:			
Councilmembers	Yeas	Nays	Not Present	Recused			
Barbara Bry	\square						
Jennifer Campbell	$\mathbb{Z}_{\mathbb{Z}}$						
Chris Ward	Ø						
Monica Montgomery	Ø						
Mark Kersey							
Chris Cate	\square	. 🗌					
Scott Sherman	Z						
Vivian Moreno							
Georgette Gómez							
(Please note: When a resoluti date the approved resolution AUTHENTICATED BY:		d to the Offic	e of the City Cle KEVIN L. FAL	erk.)			
·		·	ELIZABETH S	. MALAND			
(Seal)	·	City Cle	San Diego, California.				
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, , ,	Office of the City Clerk, San Diego, California Resolution Number R-312706						