

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, NOVEMBER 23, 1976
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
- CHARLES C. DAIL COUNCOURSE
2:00 P.M.

Present-Councilmen Johnson, O'Connor, Hubbard, Morrow, Gade, and Haro.
Absent--Councilmen Williams, Ellis, and Mayor Wilson.
Clerk---Edward Nielsen

Deputy Mayor O'Connor called the Regular Meeting to order at 2:10 p.m.

(Item 1)

Roll call was taken.

(Item 2)

Deputy Mayor O'Connor introduced Reverend Bill Johnson, Southeast Presbyterian Church, who gave the Invocation.

(Item 3)

Councilman Hubbard led the Pledge of Allegiance.

Councilman Williams entered the Chambers.

The Council at this time considered requests for continuances: Item 22.

(Item 22)

NOTICED HEARINGS: Appeal of James P. Hackett from the decision of the Planning Commission in denying the application of Del Cerro Heights Homeowners Association, owner/permittee, under Planned Residential Permit No. 15, Amendment No. 1, to permit installation of a 15-foot sliding ingress-egress gate on a private street, Caminito Estrellado, where it leads to Rancho Park Drive, in the R-1-5 (portion in Hillside Review Overlay) Zone. The property is located on the westerly terminus of Rancho Park Drive on entry to Caminito Estrellado and is Lots 1-5, Del Cerro Heights Units 1-4 (formerly a portion of Lot 67, Rancho Mission of San Diego).

James Hackett appeared to speak.

A motion by Councilman Johnson to continue the matter to November 24, 1976 - a.m., received no second at this time.

(Item 22 - Continued)

A motion by Councilman Johnson to continue the matter to November 24, 1976 - a.m. died for lack of a second.

A motion by Councilman Morrow to trail the item for eight votes died for lack of a second.

Councilman Haro offered a second to the motion of Councilman Johnson to continue the matter to November 24, 1976.

Dorothy Leonard and Moward Milton appeared to speak.

A vote was then taken on the previous motion of Councilman Johnson to continue the matter to November 24, 1976 - a.m., which passed by the following vote: Yeas-Councilmen Johnson, Hubbard, Gade, Haro, and Deputy Mayor O'Connor. Nays-Councilmen Williams and Morrow. Absent-Councilman Ellis and Mayor Wilson.

(Item 20)

The hour of 2:00 p.m. having arrived, the Deputy Mayor announced this was the time and place for the hearing continued from the meetings of January 29, February 12, and November 10, 1976 at the request of the Bond Counsel on Mira Mesa Boulevard, Phase I Assessment District.

a - Proposed acquisition and improvement of Mira Mesa Boulevard between existing Mira Mesa Boulevard near Parkdale Avenue and I-805 north of Carroll Canyon Road - the improvements consisting of grading and the construction of paving, curbs, gutters, ditches, dikes and storm drain facilities - under Resolution of Intention 214894; and

b - Proposed changes to the Mira Mesa Boulevard, Phase I Assessment District consisting of revised plan sheets, additional plan sheets for traffic signals and safety lighting facilities providing a street crossing for equestrians, certain revised and additional pages for the specifications, a revised estimate of costs and expenses, an amended sheet of the diagram, and a revision of the entire proposed assessment - under Resolution 216958.

City Manager McKinley answered questions of the Council.

Richard Hamilton and J. F. McGlaughlin, Engineering and Development Department, answered questions of the Council.

A motion by Councilman Johnson to abandon the project received no vote as this time.

J. F. McGlaughlin further answered questions of the Council.

Larry Marshall and Ed Gabrielson appeared to speak in opposition to the motion to abandon the project.

Pat Sale, Roger Witty, Mary Kelly appeared to speak in support of the motion to abandon the project.

The previous motion of Councilman Johnson, to abandon the project, was withdrawn.

A motion by Councilman Johnson to continue the item for six months until May 24, 1977, for further review, received no vote at this time.

Richard Hamilton and J. F. McGlaughlin further answered questions of the Council.

(Item 20 - Continued)

RESOLUTION 217160 continuing the continued hearings on the proposed acquisition and proposal to pave and otherwise improve Mira Mesa Boulevard between existing Mira Mesa Boulevard near Parkdale Avenue and I-805 north of Carroll Canyon Road, under Resolution of Intention No. 214894, adopted December 17, 1975, last continued from the meeting of November 10, 1976, and the continued hearing on the changes proposed by Resolution No. 216958, continued to the hour of 2:00 p.m., Tuesday, May 24, 1977 was adopted on motion of Councilman Johnson.

Councilman Morrow left the Chambers.

(Item 21)

The hour of 2:00 p.m. having arrived the Deputy Mayor announced this was the time and place set for the hearing on the proposal to apply the HR (Hillside Review) Overlay Zone to the whole or any part of the following in the Navajo Community Area:

CASE NO. 33-76-1 - NORTH NAVAJO AREA - CITY-INITIATED

Those hillsides west of Park Ridge Boulevard and east of the San Diego River, and between Mission Gorge Road on the north and Zion Avenue, Waring Road, and Navajo Road on the south. It was reported that there were four written protests received.

Ken Klein, Planning Department, presented his report.

Dorothy Leonard appeared to speak.

The hearing was closed on motion of Councilman Haro.

A proposed Ordinance, incorporating those hillsides west of Park Ridge Boulevard and east of the San Diego River, and between Mission Gorge Road on the north and Zion Avenue, Waring Road, and Navajo Road on the south, in the Navajo Community area, in the City of San Diego, California, into HR (Hillside Review) Overlay Zone as defined by Section 101.0454 of the San Diego Municipal Code, was introduced on motion of Councilman Haro by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, Gade, Haro and Deputy Mayor O'Connor. Absent-Councilmen Morrow, Ellis, and Mayor Wilson.

CASE NO. 49-76-2 - COWLES MOUNTAIN WEST AREA - CITY-INITIATED

Those hillsides west of Cowles Mountain and east of Deerfield Street and Cibola Road, and between Mission Gorge Road on the north and Navajo Road on the south. It was reported that there were four written protests received.

Ken Klein, Planning Department, presented his report.

Dorothy Leonard appeared to speak.

(Item 21 - Continued)

The hearing was closed on motion of Councilman Haro.

A proposed Ordinance, incorporating those hillsides west of Cowles Mountain and east of Deerfield Street and Cibola Road, and between Mission Gorge Road on the north and Navajo Road on the south in the Navajo Community Area, in the City of San Diego, California, into HR (Hillside Review) Overlay Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced on motion of Councilman Haro by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, Gade, Haro and Deputy Mayor O'Connor. Absent-Councilmen Morrow, Ellis, and Mayor Wilson.

CASE NO. 49-76-3 - COWLES MOUNTAIN EAST AREA - CITY-INITIATED

Those hillsides west of Lake Murray Boulevard and east of Golfcrest Drive, and between the City boundary on the north and Navajo Road on the south. It was reported that there were four written protests received.

Ken Klein, Planning Department, presented his report.

Dorothy Leonard appeared to speak.

The hearing was closed on motion of Councilman Haro.

A proposed Ordinance, incorporating those hillsides west of Lake Murray Boulevard and east of Golfcrest Drive, and between the City Boundary on the north and Navajo Road on the south in the Navajo Community Area, in the City of San Diego, California, into HR (Hillside Review) Overlay Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced on motion of Councilman Haro by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, Gade, Haro and Deputy Mayor O'Connor. Absent-Councilmen Morrow, Ellis, and Mayor Wilson.

CASE NO. 49-76-4 - LAKE MURRAY AREA - CITY-INITIATED

Those hillsides west of the City boundary and east of College Avenue and between Murray Park Drive on the north and I-8 on the south. It was reported that there were four written protests received.

Ken Klein, Planning Department, presented his report.

Dorothy Leonard appeared to speak.

The hearing was closed on motion of Councilman Haro.

A proposed Ordinance incorporating those hillsides west of the city boundary and east of College Avenue, and between Murray Park Drive on the north and I-8 on the south, in the Navajo Community Area, in the City of San Diego, California into HR (Hillside Review) Overlay Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced on motion of Councilman Haro by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, Gade, Haro and Deputy Mayor O'Connor. Absent-Councilmen Morrow, Ellis and Mayor Wilson.

(Item 21 - Continued)

CASE NO. 33-76-2 - ALLIED GARDENS AREA - CITY-INITIATED

Those hillsides west of College Avenue and east of Mission Gorge Road, and between Zion Avenue and Waring Road on the north and I-8 on the south. It was reported that there were four written protests received.

Ken Klein, Planning Department, presented his report.

Dorothy Leonard appeared to speak.

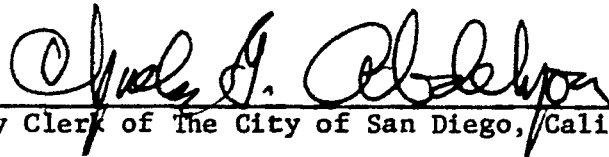
The motion of Councilman Haro to introduce the proposed ordinance incorporating those hillsides west of College Avenue and east of Mission Gorge Road, and between Zion Avenue and Waring Road on the north and I-8 on the south, in the Navajo Community Area, in the City of San Diego, California, into HR (Hillside Review) Overlay Zone, as defined by Section 101.0454 of the San Diego Municipal Code, failed due to lack of five affirmative votes, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, and Haro. Nays-Councilmen Hubbard and Gade. Absent-Councilmen Morrow, Ellis, and Mayor Wilson.

There being no further business to come before the Council at this time, the meeting was adjourned at 3:55 p.m. on motion of Councilmen Morrow, and the Deputy Mayor announced the Council would go into Executive Session in the 12th Floor, Council Conference Room on pending litigation.



Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California