REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, SEPTEMBER 13, 1977
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE
2:00 P.M.

Present-Councilmen Johnson, Hubbard, Gade, Strobl and Haro.
Absent--Councilmen O'Connor, Williams, Morrow and Mayor Wilson.
Clerk---Charles G. Abdelnour.

Deputy Mayor Haro called the Regular Meeting to order at 2:10 p.m.

(ITEM 1)
Roll call was taken.

(ITEM 2)
Deputy Mayor Haro introduced Reverend Arthur Dominy, Pastor, First Baptist Church, who gave the Invocation.

(ITEM 3)
Councilman Gade led the Pledge of Allegiance.

(ITEM 20)
The hour of 2:00 p.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing, continued from the Meeting of August 30, 1977 to resolve the school problem, on the matter of rezoning a portion of the East 1/2 of the Northeast 1/4 of the Northwest 1/4, Section 27, Township 18 South, Range 2 West, S.B.B.M., and a portion of Palm Avenue to be closed (approximately 11 acres), located on the south side of Palm Avenue, east of My Way, in the proposed Otay Mesa Community Plan area, from Zone R-1-20 to Zone R-1-6.

It was reported that there were no written protests received.

Staff presented a report.

A motion by Councilman Haro to close the hearing, adopt Item 20-a as RESOLUTION 219287 (see attached), introduce a proposed Ordinance, incorporating a portion of the East 1/2 of the Northeast 1/4 of the Northwest 1/4, Section 27, Township 18 South, Range 2 West, S.B.B.M. and a portion of Palm Avenue to be closed (approximately 11 acres) into R-1-6 Zone, as defined by Section 101.0407 of the San Diego Municipal Code and repealing Ordinance No. 8029 (New Series), adopted December 18, 1958, of the ordinances of The City of San Diego insofar as it conflicts herewith, and adopt Item 20-c as RESOLUTION 219288 (see attached),

20-a

R. 78-334

RESOLUTION No. 219287

Adopted on SEP 13 1977

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

That it be and it is hereby certified that the information contained in the Environmental Impact Report on file in the office of the City Clerk as E.Q.D. No. 76-09-08P has been completed in compliance with the California Environmental Quality Act of 1970 and the State guidelines pursuant thereto, and that said Report has been reviewed and considered by this Council.

APPROVED: JOHN W. WITT, City Attorney

By Frederick C. Conrad
Frederick C. Conrad
Chief Deputy City Attorney

CC:clh
/19/77
8-77-11
r.Dept.:Clerk

20-c

R.78-714

RESOLUTION NO. 219288

SEP 13 1977

BE IT RESOLVED, by the Council of The City of San Diego, that pursuant to California Public Resources Code, Section 21081, the following findings are made with respect to the environmental impacts identified in Environmental Impact Report No. 76-09-08P:

1. Noise levels from traffic. The incorporation of a 5-foot masonry block wall adjacent to those homes abutting Palm Avenue will reduce the noise impact of traffic to the level of insignificance. The installation of this wall will be a requirement of the subdivision map.

2. Removal of eucalyptus trees. The preservation of the trees is economically infeasible because the only method of saving them is to develop around the grove. This will substantially increase the unit cost of the resulting housing and exclude potential buyers. The additional cost would increase the minimum income necessary to purchase the homes by $5,000 to $10,000. In addition, the preservation of the grove is impractical since the only access to the area from Palm Avenue is into the grove. Due to the crowded nature of the trees, many are dead or in varying stages of decline. The introduction of irrigation normally associated with development will result in accelerated decline.

APPROVED: JOHN W. WITT, City Attorney

By Frederick C. Conrad
Frederick C. Conrad
Chief Deputy City Attorney

CC:clh
0/14/77
8-77-11
.Dept.:Clerk

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12157

ORDINANCE NO. _____ O.78-36
(New Series)

OCT 5 1977

AN ORDINANCE INCORPORATING A PORTION OF THE EAST 1/2 OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, SECTION 27, TOWNSHIP 18 SOUTH, RANGE 2 WEST, S.B.B.M, AND A PORTION OF PALM AVENUE TO BE CLOSED (APPROXIMATELY 11 ACRES) IN THE CITY OF SAN DIEGO, CALIFORNIA, INTO R-1-6 ZONE, AS DEFINED BY SECTION 101.0407 OF THE SAN DIEGO MUNICIPAL CODE AND REPEALING ORDINANCE NO. 8029 (NEW SERIES), ADOPTED DECEMBER 18, 1958, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INSOFAR AS IT CONFLICTS HEREWITH.

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

Section 1. That in the event that within two years of the effective date of this ordinance, a portion of the East 1/2 of the Northeast 1/4 of the Northwest 1/4, Section 27, Township 18 South, Range 2 West, S.B.B.M., and a portion of Palm Avenue to be closed (approximately 11 acres), in the City of San Diego, California, designated "R-1-6" on Zone Map Drawing No. B-2986, is subdivided and a final subdivision map or maps thereof duly submitted to the City and thereafter recorded, and within such subdivision or subdivisions provision is made for the installation of public utility services and the dedication of streets, alleys and easements for public use, the provisions of Section 101.0407 of the San Diego Municipal Code shall attach and become applicable to the said subdivided land and the said subdivided land shall be incorporated into R-1-6 Zone, as described and defined by Section 101.0407, the boundary of such zone to be as indicated on Zone Map Drawing No. B-2986, filed in the office of the City Clerk as Document No. 760584. Said zoning shall attach only to those areas included in the subdivision map or maps as provided in this section.

Section 2. That in the event the zoning restrictions shall attach to the said land described in Section 1 of this ordinance, Ordinance No. 8029 (New Series), adopted December 18, 1958, of the ordinances of The City of San Diego, be, and the same is hereby repealed insofar as it conflicts herewith.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage, and 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: JOHN W. WITT, City Attorney

By Frederick C. Conrad
Frederick C. Conrad
Chief Deputy City Attorney

FCC:clh
8/17/77
48-77-11
Or.Dept.:Clerk

C0939

(ITEM 20 - Continued)
passed by the following vote: Yeas-Councilmen Johnson, Hubbard, Gade, Strobl and Haro. Nays-None. Absent-Councilmen O'Connor, Williams, Morrow and Mayor Wilson.

By Unanimous Consent granted to Councilmen Haro and Johnson, three proposed Resolutions, relative to excusing councilpersons from meetings of the council and committees:

a - Excusing Councilman Haro from the Transportation and Land Use Committee Meeting of August 30, 1977 for medical reasons.

b - Excusing Councilman Haro from the Council and Committee Meetings of September 20, 1977 through September 22, 1977 for the purpose of joining the Metropolitan Transit Board members on a tour of the European Transit Systems.

c - Excusing Councilwoman O'Connor from the Council Meeting of September 13, 1977 to attend a meeting of the Local Government Committee of the California Housing Finance Agency.

A motion by Councilman Gade to adopt the above items, passed unanimously as RESOLUTIONS 219289, 219290 and 219291, respectively.

There being no further business to come before the Council at this time, by Unanimous Consent granted to Councilman Johnson, the Regular Meeting was adjourned in memory of Mrs. Irene B. McCaskey, who passed away recently, at 2:21 p.m., on motion of Councilman Johnson. Deputy Mayor Haro announced that the Council would go into Executive Session immediately in the Council Conference Room, 12th Floor, to discuss pending litigation.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

City Clerk of The City of San Diego, California