

8:30 a.m.

MINUTES OF THE COUNCIL OF THE CITY OF SAN DIEGO  
FOR THE REGULAR MEETING OF TUESDAY, DECEMBER 5, 1978  
IN THE CHAMBERS OF THE COUNCIL AT 8:30 A.M.

ATTENDANCE:

Present-Councilmembers Mitchell (1), O'Connor (2), Lowery (3), Williams (4), Schnaubelt (5), Gade (6), Stirling (7), Killea (8), and Mayor Wilson (M).

Not Present-None.

Clerk---Osborne.

Meeting called to order at 8:46 a.m.

ITEM 30: Roll call.

Present-Councilmembers Mitchell, Williams, Stirling, Killea and Mayor Wilson.

Not Present-Councilmembers O'Connor, Lowery, Schnaubelt and Gade.

Meeting recessed at 10:37 a.m. by Mayor Wilson.

Meeting reconvened at 11:00 a.m. with Councilmembers O'Connor, Lowery and Williams not present.

Meeting recessed by Mayor Wilson at 12:05 p.m. to reconvene at 2:00 p.m.

ITEM 30: Three Resolutions authorizing SUGGESTION AWARDS and making a presentation to the following employees:

Subitem a: Adopted as Resolution 222337.

(R-79-905) Rodger A. Blakey - General Services Department - \$625;

Eldon D. Smith - Police Department - \$500;

William C. Pontsler - General Services Department -\$400;

James N. Burgess,  
Andrew Chavez

William R. Cotton - Water Utilities Department - \$380;

ITEM 30 - Continued:

Subitem b: Adopted as Resolution 222338.

(R-79-906) Harry F. Haas - Police Department - \$190;  
Valerie S. Smith - Risk Management Department - \$190;  
Derrel L. Goodner - Police Department - \$135;  
Daniel Karsh - Police Department - \$110; and

Subitem c: Adopted as Resolution 222339.

(R-79-907) Harry F. Haas - Police Department - \$100;  
Francis P. Yaeger - Water Utilities Department - \$100.

Motion by Killea to adopt.  
Second by Gade.  
Passed unanimously. Not present-3.

ITEM 119: Adopted as Resolution 222340.

(R-79-899) Authorizing the CITY MANAGER to adjust the TARGET AREA BOUNDARIES in GOLDEN HILL to include parts of Lower Golden Hill/Sherman Heights and Brooklyn Heights for the HOUSING REHABILITATION PROGRAM.

Motion by Killea to adopt.  
Second by Williams.  
Passed. Yeas-1,2,3,4,6,7,8 and M. Nays-5. Not present-None.

ITEM 150: Adopted as Resolution 222341.

(R-79-888) Authorizing the CITY MANAGER to GIVE NOTICE to the State of California of intended WITHDRAWAL from the SOCIAL SECURITY COVERAGE SYSTEM, pursuant to the provisions of Section 7 of the December 5, 1955 Agreement with the State of California which included eligible City employees under Social Security Coverage.

Motion by Stirling to adopt.  
Second by Gade.  
Passed. Yeas-1,2,3,6,7,8 and M. Nays-4,5. Not present-None.

ITEM 152: Introduced, to be adopted December 18, 1978.

(O-79-133) Amending Chapter II, Article 2, Division 2 of the San Diego Municipal Code by AMENDING SECTIONS 22.0209 AND 22.0210.1 relating to PUBLIC WORKS CONTRACTS.

Motion by Stirling to introduce.  
Second by Gade.  
Passed unanimously. Not present-2,5,

ITEM 153: Filed.

(R-79-782) (Continued from the Meetings of November 13 and 20, 1978 at Mayor Wilson's request.) Authorizing and directing the CITY MANAGER to SELL AT PUBLIC AUCTION that portion of LOT 10, TORREY PINES SCIENCE PARK, which is not proposed for sale to the IRT Corporation.

Motion by Lowery to file.  
Second by Williams.  
Passed. Yeas-1,2,3,4,7,8 and M. Nays-5,6. Not present-None.

ITEM 200: Adopted as Ordinance No. 12515 (New Series).

(O-79-123) Amending Chapter IX, Article 8, Division 20 of the San Diego Municipal Code to PROVIDE FOR THE CREATION AND FUNCTIONS OF THE SAN DIEGO HOUSING COMMISSION.

Motion by Stirling at adopt.  
Second by Killea.  
Passed. Yeas-1,2,3,6,7,8 and M. Nays-5. Absent-4.

Motion by Schnaubelt to refer to Rules Committee the matter of directing the Legislative Representative in Sacramento to petition the State Legislature to allow a tax credit for renters.  
Second by Gade.  
Passed unanimously. Not present-4.

ITEM 201: Adopted as Ordinance No. 12516 (New Series).

(O-79-34 Rev.) Amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by AMENDING SECTION 101.0454 relating to THE HILLSIDE REVIEW (HR) OVERLAY DISTRICT.

Motion by Gade to dispense with the reading and adopt.  
Second by Stirling.  
Passed unanimously. Not present-2,5.

ITEM 202: Adopted as Resolution 222342.

(R-79-965) AWARDING A CONTRACT to H.L. Foster Construction Co., for the IMPROVEMENT OF CITY OF SAN DIEGO ALLEYS, CONTRACT NO. 8, for the sum of \$457,872.15; authorizing the AUDITOR AND COMPTROLLER to EXPEND the sum of \$504,836 out of appropriate federally-funded accounts for said project and related costs.

Motion by Williams to adopt.  
Second by Lowery.  
Passed unanimously. Not present-2,5.

ITEM 310: Thirty-five visitors from the San Diego Academy will attend this meeting accompanied by William Haynes.

Mayor Wilson welcomed the group.

ITEM 311: Filed.

(Continued from the Meeting of October 31, 1978.) On Monday, October 30, 1978, the Purchasing Agent opened bids for BONDS for SAN DIEGO PARK DISTRICT NO. 19-DEL CERRO.

Today's action is referral to City Manager and City Attorney.

Motion by Stirling to file.  
Second by Gade.  
Passed unanimously. Not present-3.

ITEM 330: Continued to December 12, 1978.

(Continued from the Meetings of October 24 and 31, and November 14, 1978 at the Transportation and Land Use Committee Chairman's request.) GRANTING the nonexclusive right, privilege and FRANCHISE to lay and use lines, wires, coaxial cable and appurtenances for transmitting, distributing and supplying RADIO AND CABLE TELEVISION service along, across and upon the public streets, ways, alleys and places within certain areas of San Diego.

(O-79-82) Today's action is INTRODUCTION of an ORDINANCE granting the franchise.

Hearing began 9:05 a.m.  
Hearing halted 9:54 a.m.

Lowery entered 9:29 a.m.

Schnaubelt left 9:49 a.m.

Motion by Stirling to close the hearing and continue the matter to December 12, 1978 for revised language.  
Second by Killea.  
Passed unanimously. Not present-5.

ITEM 331: Matter of hearing objections relative to the removal of WEEDS, RUBBISH, REFUSE AND DIRT existing upon certain private property located in the 4600 block of Home Avenue in the City.

Subitem a: Adopted as Resolution 222343.

(R-79- ) Adoption of a RESOLUTION allowing or overruling any objections to the proposed project; and

Subitem b: Adopted as Resolution 222344.

(R-79- ) Adoption of a RESOLUTION directing the Solid Waste Superintendent to ABATE THE NUISANCE by having the weeds, rubbish, refuse and dirt removed on lots declared in Resolution 221970 passed on October 6, 1978.

ITEM 331 - Continued:

Hearing began 9:54 a.m.  
Hearing halted 9:56 a.m.

Motion by Lowery to close the hearing and adopt the resolutions.

Second by O'Connor.

Passed unanimously. Not present-5.

ITEM 332: (Continued from the Meetings of May 8 and 30, June 19, August 14, October 30, and November 14, 1978 for full Council.) Nine Ordinances relative to incorporating HILLSIDES in the San Pasqual Area into HR (HILLSIDE REVIEW) OVERLAY ZONE:

Subitem a: Adopted as Ordinance No. 12517 (New Series).

(0-78-213) Those hillsides east of the City of San Diego boundary and west of the easterly boundary of SECTION 28, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and between the City of San Diego boundary on the north and the San Pasqual Valley on the south.

(CASE NO. 45-77-18 - WILD ANIMAL PARK - City-initiated - Drawing No. C-599.)

Subitem b: Adopted as Ordinance No. 12518 (New Series).

(0-78-214) Those hillsides east of the westerly boundary of SECTION 28, TOWNSHIP 12 SOUTH, RANGE 1 WEST and west of the City of San Diego boundary, and between the City of San Diego boundary on the north and State Highway 78 on the south.

(CASE NO. 45-77-19 - ANIMAL PARK EAST - City-initiated - Drawing No. C-600.)

Subitem c: Adopted as Ordinance No. 12519 (New Series).

(0-78-215) Those hillsides east of the City of San Diego boundary and west of Bandy Canyon Road, and between San Pasqual Valley on the north and Highland Valley Road on the south.

(CASE NO. 45-77-20 - SAN PASQUAL VALLEY - City-initiated - Drawing No. C-601.)

ITEM 332 - Continued:

Subitem d: Adopted as Ordinance No. 12520 (New Series).

(0-78-216) Those hillsides east of the westerly boundary of SECTION 34, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and west of the City of San Diego boundary, and between San Pasqual Valley on the north and the City of San Diego boundary on the south.

(CASE NO. 45-77-21 - BANDY CANYON - City-initiated - Drawing No. C-602.)

Subitem e: Adopted as Ordinance No. 12521 (New Series).

(0-78-217) Those hillsides east of the westerly boundary of Section 34, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and west of the easterly boundary of Section 36, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and between the City of San Diego boundary on the north and the City of San Diego boundary on the south.

(CASE NO. 45-77-22 - PASQUAL VALLEY EAST - City-initiated - Drawing No. C-603.)

Subitem f: Adopted as Ordinance No. 12522 (New Series).

(0-78-218) Those hillsides east of the westerly boundary of SECTION 36, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and west of the easterly boundary of SECTION 32, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and between the City of San Diego boundary on the north and the City of San Diego boundary on the south.

(CASE NO. 45-77-23 - SANTA YSABEL CREEK - City-initiated - Drawing No. C-604.)

Subitem g: Adopted as Ordinance 12523 (New Series),

(0-78-219) Those hillsides east of Del Dios Highway and west of the City of San Diego boundary, and between the City of San Diego boundary on the north and the City of San Diego boundary on the south.

(CASE NO. 45-77-24 - DEL DIOS - City-initiated - Drawing No. C-605.)

Subitem h: Adopted as Ordinance 12524 (New Series).

(0-78-220) Those hillsides east of Del Dios Highway and west of Interstate 15, and between the City of San Diego boundary on the north and Lake Hodges on the south.

(CASE NO. 45-77-25 - BERNARDO MOUNTAIN - City-initiated - Drawing No. C-606.)

ITEM 332 - Continued:

Subitem i: Adopted as Ordinance 12525 (New Series).

(O-78-221) Those hillsides adjacent to the north and south shores of Lake Hodges.

(CASE NO. 45-77-26 - LAKE HODGES - City-initiated - Drawing No. C-607.)

Motion by Stirling to dispense with the reading and adopt.

Second by O'Connor.

Passed. Yeas-1,2,3,4,7,8 and M. Nays-5,6. Not present-None.

ITEM 333: Adopted as Resolution 222345.

Granting a 12-month EXTENSION OF TIME on CONDITIONAL USE PERMIT NO. 283-PC/AMENDMENT NO. 2, to construct and operate a 140-space, 13-acre addition to an existing travel trailer park and recreation area, located north of the westerly extension of Jutland Drive between I-5 and the Atchinson, Topeka & Santa Fe Railway right-of-way. The property is more particularly described as PARK SANTA FE UNIT 1 and portion of PUEBLO LOT 1777, in the M-IP ZONE.

(CUP NO. 283-PC/AMENDMENT NO. 2)

(R-79- ) Today's action is adoption of a RESOLUTION granting a 12-month Extension of Time.

Motion by Mitchell to adopt.

Second by Killea.

Passed unanimously. Not present-2.

ITEM 334: Introduced, to be adopted December 18, 1978.

(Continued from the Meeting of November 21, 1978 for parties to mitigate their differences and for full Council.) Matter of REZONING portions of PARCEL MAP 5404 (RANCHO SAN BERNARDO) and of FRACTIONAL SECTIONS 34 AND 35, TOWNSHIP 13 SOUTH, RANGE 2 WEST, S.B.B.M. (approximately 243 acres), located west of Pomerado Road and southerly of Lomica Drive, in the Rancho Bernardo Community Plan area, from ZONES R-1-5 and A-1-10 to ZONES R-2, R-1-5 and CN.

(CASE NO. 45-78-6)



ITEM 334 - Continued:

(0-79-114) Today's action is INTRODUCTION of an ORDINANCE for R-2, R-1-5 and CN Zoning.

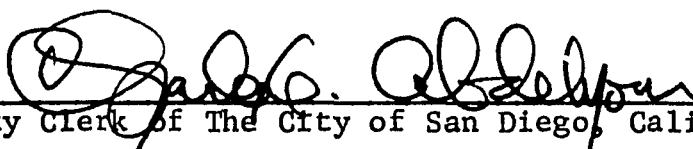
Hearing began 11:40 a.m.  
Hearing halted 11:53 a.m.

Staff gave report.

Testimony by Milton Fredman, Forest Dickerson and Richard Sheridan.

Motion by Mitchell to close the hearing and introduce ordinance for R-2, R-1-5 and CN Zoning. and include a directive that covenants and restrictions be recorded  
Second by Lowery.

Passed unanimously. All present. District 8  
ineligible to vote.

  
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City Clerk of The City of San Diego, California

MINUTES OF THE COUNCIL OF THE CITY OF SAN DIEGO  
FOR THE REGULAR MEETING OF TUESDAY, DECEMBER 5, 1978  
IN THE CHAMBERS OF THE COUNCIL AT 2:00 P.M.

ATTENDANCE:

Present-Councilmembers Mitchell (1), O'Connor (2), Lowery (3),  
Williams (4), Schnaubelt (5), Gade (6), Stirling (7), Killea  
(8) and Mayor Wilson.

Not Present-None.

Clerk---Osborne.

Meeting reconvened at 2:12 p.m. by Mayor Wilson with Councilmember Williams not present.

Meeting recessed at 3:10 p.m. by Mayor Wilson.

Meeting reconvened at 4:16 p.m. with Mayor Wilson not present.

Meeting recessed at 4:17 p.m. by Acting Mayor O'Connor.

Meeting reconvened at 4:41 p.m. with Councilmembers Williams, Stirling, Killea and Mayor Wilson not present.

Meeting recessed at 5:58 p.m. by Acting Mayor O'Connor.

Meeting reconvened at 6:00 p.m. with Councilmembers O'Connor, Williams, Killea and Mayor Wilson not present.

ITEM 204: Adopted as Resolution 222346.

(R-79-941) Authorizing the CITY MANAGER to execute, for and on behalf of the City and the San Diego Transit Corporation, a CAPITAL GRANT CONTRACT with the Urban Mass Transportation Administration (UMTA) in the amount of \$795,528 for the PURCHASE of BUSES, SUPPORT VEHICLES and RELATED EQUIPMENT and OFFICE FURNITURE for PROJECT NO. CA-03-0162; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER the sum of \$10,667 from PUBLIC TRANSPORTATION RESERVE FUND 2571 to TRANSIT SYSTEM PURCHASE 7 BUSES FUND 38015, to cover the 1½% SALES TAX not eligible for Federal participation.

ITEM 204 - Continued:

Motion by Stirling to adopt.  
Second by Lowery.  
Passed unanimously. Not Present-2,4,8 and M.

ITEM 205: Adopted as amended as Resolution 222347.

Matter of the PROPOSAL of the California Department of Transportation to ADD PORTIONS of NORTH HARBOR DRIVE, NIMITZ BOULEVARD, GRAPE STREET and HAWTHORN STREET to the STATE HIGHWAY SYSTEM and to DELETE HIGHWAY 209 from the system.

Motion by Lowery to adopt Resolution approving the addition of a new route to the State Highway System connecting the terminus of Interstate 8 at Sunset Cliffs Boulevard to Interstate 5 via Nimitz Boulevard, North Harbor Drive and the Grape/Hawthorn Street one-way couplet; and opposing the proposed deletion of State Route 209 from the State Highway System.  
Second by Stirling.  
Passed unanimously. Not Present-2,4,8 and Mayor.

ITEM 206: Continued to December 11, 1978.

(Continued from the Meetings of October 17 and 24, and November 21, 1978 for Council discussion.) Matter of ANNUAL COUNCIL PROGRAMMING for the purpose of DEFINING CITY-WIDE GOALS and OBJECTIVES, DEVELOPING PROGRAM CONTENT and BUDGETS, REVIEWING PROGRAM EFFECTIVENESS, and PRIORITIZING COMMUNITY NEEDS for the FISCAL YEAR 1980 BUDGET.

See Item 345 for motion.

ITEM 335:

(Continued from the Meeting of November 14, 1978 for full Council.) APPEAL of HENRY R. FLETCHER, agent for JAMES RIEMAN, from the decision of the PLANNING COMMISSION in FAILING TO APPROVE PRELIMINARY PARCEL MAP 78-280, which proposes a two-parcel parcel map of VILLA LOT 19, MISSION HILLS, MAP 1115, located between Allen Road and Sierra Vista and southerly of Altura Place in the R-1-5, R-1-5 HR and R-1-40 HR ZONES, and within the boundaries of the Uptown Community Plan.

(T.M. 78-280)

Subitem a: Adopted as Resolution 222348.

(R-79- ) Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION NO. 78-07-49 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council; and

Subitem b: Appeal denied as Resolution 222349.

(R-79- ) Adoption of a RESOLUTION granting or denying the appeal and the preliminary parcel map.

Hearing began 2:19 p.m.  
Hearing halted at 3:01 p.m.

Staff gave report.

Testimony in favor by Henry Fletcher and James Rieman.  
Testimony in opposition by Allan Charmate, Wesley Young, Marilyn Polk, Jaquelyn Roper and Lynn Todd.

Motion by O'Connor to close the hearing and deny the appeal and the preliminary parcel map.

Second by Lowery.

Passed. Yeas-1,2,3,4,6,7,8 and M. Nays-5. Not present-None.

Motion by O'Connor to adopt the END Resolution.

Second by Lowery.

Passed unanimously All members present.

ITEM 336:

Introduced, to be adopted December 18, 1978.

Amending Chapter II, Article 6, of the San Diego Municipal Code by REPEALING SECTION 26.34 relating to establishing a TRANSPORTATION ADVISORY BOARD.

(O-79-80) Today's action is INTRODUCTION of an ORDINANCE amending the San Diego Municipal Code.

Hearing began 3:02 p.m.  
Hearing halted 3:04 p.m.

Staff gave reports.

Motion by Stirling to introduce.  
Second by Williams.  
Passed unanimously. All present.

ITEM 337:

Adopted as Resolution 222350.

(Continued from the Meeting of November 14, 1978 at the property owner's request.) Establishing an UNDERGROUND UTILITY DISTRICT to be known and denominated as the SAN YSIDRO BOULEVARD (Border Village Road to Border) UNDERGROUND UTILITY DISTRICT.

(R-79-566) Today's action is adoption of a RESOLUTION declaring the area an Underground Utility District.

Hearing began 3:05 p.m.  
Hearing halted at 3:09 p.m.

Testimony on continuance by John Simonson previous to the hearing.

Staff gave report.

Motion by Killea to adopt.  
Second by Stirling.  
Passed unanimously. All members present.

ITEM 338: Continued to January 2, 1979.

(Continued from the Meetings of April 18, May 16, August 15, 21, 29 and October 31, 1978.) APPEALS of ROSS R. TRUESDALE, RONALD J. and CHERYL D. WAGAR, BEN B. and SARALOU G. DAMERON, JERRY and ANNETTE GARNER, JACK A. and CLARA GRAHAM, ROY E. MANN, ANN T. MEADE, RICHARD J. and MARGARET A. ROSSETTER, MARTHA A. SMITH and ROBERT E. TUGEND from the decision of the PLANNING COMMISSION in GRANTING the application of MARBURN CORPORATION, owner/permittee, to construct 52 attached residential units with a tennis court, parking and landscaping on 6.30 acres in the R-1-5 ZONE. The property is located on the east side of College Avenue between I-8 and Del Cerro Boulevard and is more particularly described as a portion of LOT 67, RANCHO MISSION OF SAN DIEGO.

(PRD NO. 115)

Subitem a: (R-78- ) Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION NO. 77-07-48P has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council; and

Subitem b: (R-78- ) Adoption of a RESOLUTION granting the appeal and denying the permit, or denying the appeal and granting the permit with appropriate findings to support Council Action.

See Item 339 for motion.

ITEM 339: Adopted Resolution of abandonment as Resolution 222351.

(Continued from the Meeting of October 31, 1978 for staff to prepare a resolution of intention to include the whole Del Cerro community in the Park District.) SAN DIEGO PARK DISTRICT NO. 19 - DEL CERRO - formation of a park district and acquisition of certain open space lands in the City for public park, playground and urban open space lands purposes under the provisions of the Park and Playground Act of 1909, the Municipal Improvement Act of 1913, and the Improvement Act of 1911 - Resolution of Intention 221849.

ITEM 339 - Continued:

- Subitem a: (R-79-745) RESOLUTION AMENDING ASSESSMENT (if required);
- Subitem b: (R-79-747) RESOLUTION CONFIRMING ASSESSMENT AND ORDERING ACQUISITION; and
- Subitem c: (R-79-748) RESOLUTION AWARDED SALE OF BONDS.

Motion for Items 338 and 339.

Motion by Stirling to continue Item 338 to January 2, 1979 and adopt resolution of abandonment for Item 339.  
Second by Lowery.  
Passed unanimously. All members present.

ITEM 340: Continued to December 12, 1978.

PAVING and otherwise improving 71ST STREET northerly of Lisbon Street - on Resolution of Intention No. 222115.

- Subitem a: (R-79- ) Adoption of an 8-vote RESOLUTION OF FEASIBILITY; and
- Subitem b: (R-79-698) Adoption of a RESOLUTION ORDERING WORK and directing NOTICE INVITING BIDS.

See Item 345 for motion.

ITEM 341: Continued to December 12, 1978.

PAVING and otherwise improving HOPKINS STREET between Roanoke Street and Winchester Street - on Resolution of Intention No. 222113.

- Subitem a: (R-79- ) Adoption of an 8-vote RESOLUTION OF FEASIBILITY; and
- Subitem b: (R-79-695) Adoption of a RESOLUTION ORDERING WORK and directing NOTICE INVITING BIDS.

See Item 345 for motion.

ITEM 342: Continued to December 19, 1978.

VACATING A PORTION OF FROST STREET between Berger Avenue and I-805 - on Resolution of Intention No. 222162.

(R-79-780) Today's action is adoption of a RESOLUTION OF VACATION.

Motion by Stirling to continue to December 19, 1978 at the request of San Diego Gas and Electric Company.  
Second by Killea.  
Passed unanimously. All members present.

ITEM 343: Continued to December 12, 1978.

Establishing an UNDERGROUND UTILITY DISTRICT to be known and denominated as the NORTH CLAIREMONT PLAZA UNDERGROUND UTILITY DISTRICT.

(R-79-630) Today's action is adoption of a RESOLUTION declaring the area an Underground Utility District.

See Item 345 for motion.

ITEM 344: Continued to December 19, 1978 - 3:00 p.m. Time Certain.

Establishing an UNDERGROUND UTILITY DISTRICT to be known and denominated as the UNIVERSITY AVENUE (Third Avenue to Centre Street) UNDERGROUND UTILITY DISTRICT.

(R-79-637) Today's action is adoption of a RESOLUTION declaring the area an Underground Utility District.

Motion by Lowery to continue to December 19, 1978 3:00 p.m. Time Certain due to lack of time.  
Second by Gade.  
Passed. Yeas-1,2,3,5,6 and 8. Nays-4,7 and M. Not Present-None.



ITEM 345: Continued to December 12, 1978.

Matter of REZONING LOT 1, BERNARDO INDUSTRIAL PARK UNIT NO. 1, MAP 5864; LOT 2, BERNARDO INDUSTRIAL PARK UNIT NO. 2, MAP 6007; LOT 3, BERNARDO INDUSTRIAL PARK UNIT NO. 3, MAP 6035; LOT 5, BERNARDO INDUSTRIAL PARK UNIT NO. 3, MAP 6035; LOT 6, BERNARDO INDUSTRIAL PARK UNIT NO. 4, MAP 6093; LOT 8, BERNARDO INDUSTRIAL PARK UNIT NO. 5, MAP 6617; LOT 9, BERNARDO INDUSTRIAL PARK UNIT NO. 6, MAP 6275; LOT 11, BERNARDO INDUSTRIAL PARK UNIT NO. 8, MAP 6293; LOT 12, BERNARDO INDUSTRIAL PARK UNIT NO. 9, MAP 6513; and PARCELS A AND B, PARCEL MAP NO. 1010, (approximately 221.52 acres), located west of I-15 between Bernardo Center Drive and Rancho Bernardo Road, in the Rancho Bernardo Community Plan area, from ZONE M-1A to ZONE M-IP.

(CASE NO. 45-78-8)

Subitem a: (R-79-854) Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION NO. 78-08-29 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council; and

Subitem b: (O-79-125) INTRODUCTION of an ORDINANCE for M-IP Zoning.

Motion for Items 206, 340, 341, 343 and 345:

Motion by Lowery to continue to December 12, 1978 due to lack of time.

Second by Stirling.

Passed unanimously. Not present-2,4,8 and M.

ITEM 346: (Continued from the Meetings of October 17 and 31, and November 14, 1978 for full Council.) APPEALS of JENNIFER M. WELLBORN, et al, and T. H. NIELSEN CORPORATION, from the decision of the PLANNING COMMISSION in APPROVING a modification of the application of LA JOLLA CORONA VENTURE, to construct 46 dwelling units on 16.11 acres (2.86 per acre) with parking, landscaping and open space in the R-1-5, R-1-10 and R-1-40 (portion H.R.) ZONES. The property is located east of Bellevue Drive between Forward Street and the easterly extension of La Costa and is more particularly described as LOTS 11-26, BLOCK 391, LOTS 1-30, BLOCK 392, LOTS 1-30, BLOCK 393, LOT 1, BLOCK 394, LOTS 27-28, BLOCK 453, MAP NO. 975; LOT 9, LA JOLLA BUTTERFIELD ESTATE, MAP NO. 3782; and a portion of LOT 5, PUEBLO LOT 1782 OF THE PUEBLO LANDS OF SAN DIEGO.

ITEM 346 - Continued:

(PRD NO. 132)

Subitem a: Adopted resolution granting appeal by T. H. Nielsen Corporation as Resolution 222352.

(R-79- ) Adoption of a RESOLUTION granting or denying the appeals with appropriate findings to support Council action; and

Subitem b: Adopted as Resolution 222353.

(R-79- ) Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT NO. 77-09-01.

Hearing began 4:45 p.m.  
Hearing halted 5:42 p.m.

Staff gave report.

Testimony by William Harding, Jerry Horn, Alice Coyne, Ray Carlson, Lillian Henkle, Tom Nielsen, Ronald Williamson and Jerry Orr.

Motion by Gade to suspend the rules to extend the time of the Meeting past 5:30 p.m.  
Second by Mitchell.  
Passed unanimously. Not present-8,M.

Motion by Mitchell to close the hearing and adopt resolution upholding the appeal of Jennifer Wellborn.  
Second by O'Connor.  
Failed. Yeas-1,2,4. Nays-3,5,6,7. Not present-8,M.

Motion by Mitchell to close the hearing and grant appeal by T. H. Nielsen Corporation.  
Second by Schnaubelt.  
Passed unanimously. Not present-8,M.

ITEM 346 - Continued:

Motion by Mitchell to adopt resolution regarding Council's consideration of the EIR report.

Second by Williams.

Passed unanimously. Not present-8,M.

Note: At this time a resolution number was assigned to this action, but not used as Council had approved the EIR resolution as Resolution 222068 adopted October 17, 1978.

Motion by Mitchell to adopt resolution containing the appropriate findings.

Second by Stirling.

Passed unanimously. Not present-8,M.

ITEM 347:

Continued to January 16, 1979.

(Continued from the Meeting of October 24, 1978 for Planning Commission report.) APPEAL of LEON E. CAMPBELL, ROBERT L. HILL AND RICHARD K. LIVETT, from the decision of the PLANNING COMMISSION in DENYING HILLSIDE REVIEW PERMIT NO. 126, for grading in the HILLSIDE REVIEW OVERLAY ZONE (HR Zone) to allow development under the regulations of the R-1-40 and R-1-8 ZONES. The property is located south of Hillside Drive between Castellana and Via Siena and is more particularly described as LOTS 1 THROUGH 4, LA JOLLA HILLSIDE, MAP NO. 8782.

(HRP NO. 126)

(R-79- ) Today's action is adoption of a RESOLUTION granting or denying the appeal and the permit, including appropriate findings to support Council action.

Motion by Lowery to continue to January 16, 1979 at Planning Department's request.

Second by Gade.

Passed unanimously. Not present-M.

UNANIMOUS

CONSENT NO. 1: Failed. Note: To be reconsidered on future docket.

(R-79- ) Urging the National Endowment for the Arts to support the rebuilding of the Old Globe Theatre with the requested Challenge Grant and testifying to the wide community support that the Globe enjoys in San Diego.

Motion by Lowery to adopt

Second by Stirling.

Failed. Yeas-1,3,6 and 7. Nays-5. Not present-2,4,8 and M.

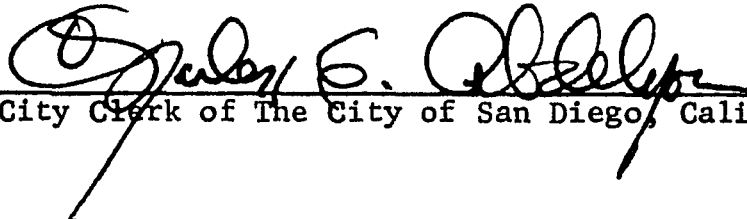
ADJOURNMENT:

Meeting adjourned at 6:06 p.m. in memory of San Francisco Mayor George Moscone and Supervisor Harvey Milk.

Motion by Lowery.

Second by Mitchell.

Passed unanimously. Not present-2,4,7,

  
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City Clerk of The City of San Diego, California