

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF TUESDAY
APRIL 15, 1980
AT 8:30 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Lowery at 8:49 a.m. The meeting was recessed by Deputy Mayor Lowery at 9:24 a.m. The meeting was reconvened by Deputy Mayor Lowery at 10:46 p.m. with Councilmembers Williams, Schnaubelt, Stirling, and Mayor Wilson not present. The meeting was recessed by Deputy Mayor Lowery at 12:17 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Deputy Mayor Lowery at 2:19 p.m. with Councilmembers Cleator, Williams, Schnaubelt, and Mayor Wilson not present. The meeting was adjourned by Deputy Mayor Lowery at 2:35 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Wilson-not present.
- (1) Councilmember Mitchell-present.
- (2) Councilmember Cleator-present.
- (3) Councilmember Lowery-present.
- (4) Councilmember Williams-present.
- (5) Councilmember Schnaubelt-not present.
- (6) Councilmember Gotch-present.
- (7) Councilmember Stirling-present.
- (8) Councilmember Killea-present.

Clerk-Abdelnour (ra)

CITY COUNCIL AGENDA:

ITEM-300: Clerk Abdelnour called the roll:

Mayor Wilson-not present.
Councilmember Mitchell-present.
Councilmember Cleator-present.
Councilmember Lowery-present.
Councilmember Williams-present.
Councilmember Schnaubelt-not present.
Councilmember Gotch-present.
Councilmember Stirling-present.
Councilmember Killea-present.

ITEM- 40: Robert L. Simmons, representing the San Carlos Homeowners Association, requesting permission to address the Council regarding the emergency need for imposing a HEIGHT LIMITATION ON UNDEVELOPED LAND BORDERING THE MISSION TRAILS-LAKE MURRAY PARK.

(DISTRICT-7)

CITY COUNCIL ACTION:

Trailed from April 14, 1980 - to be taken with ITEM 336 on April 15, 1980.

ITEM-330: Matter of REZONING a portion of LOT 6, TROJAN HEIGHTS, MAP-2447 (approximately 8483 square feet), located on 54th Street between Trojan Avenue and Orange Avenue in the Mid-City Community Plan area, from ZONE R-1- 5 to ZONE R-2A.

(DISTRICT-3)

(CASE-7-80-1 - City-initiated)

Subitem-A: (R-80-1810)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-79-12-46 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: (0-80-271)

INTRODUCTION of an ORDINANCE for R-2A Zoning.

CITY COUNCIL ACTION: (Cassette location: A009-268).

Subitem-A adopted as Resolution R-251608.

Subitem-B introduced, to be adopted April 28, 1980.

Hearing began at 8:49 a.m. Hearing halted at 9:09 a.m.

Testimony in favor of rezoning by Flavian Geis. Testimony in opposition of rezoning by Herbert Blutease.

MOTION BY KILLEA TO CLOSE HEARING, ADOPT (A) AND INTRODUCE (B). Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-nay. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

ITEM-331: Matter of REZONING a portion of QUARTER SECTION 78, RANCHO DE LA NACION, MAP-166 (approximately 39.9 acres), located on the west side of Woodman Street between Paradise Valley Road and Skyline Drive in the South Bay Terraces Community Plan area from ZONE R-1-40 to ZONE R-1-5.

(DISTRICT-4)

(CASE-32-80-2)

Subitem-A: (R-80-1795)

Adoption of a RESOLUTION certifying that the information contained in SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT EIR-76-09-49S15 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said supplemental report has been reviewed and considered by the Council; and

Subitem-B: (O-80-269)

INTRODUCTION of an ORDINANCE for R-1-5 Zoning.

Subitem-C: (R-80-)

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT EIR-76-09-49S15.

CITY COUNCIL ACTION: (Cassette location: A268-303).

Subitem-A adopted as Resolution R-251609.
Subitem-B introduced, to be adopted April 28, 1980.
Subitem-C adopted as Resolution R-251610.

Hearing began at 8:49 a.m. Hearing halted at 9:11 a.m.

MOTION BY WILLIAMS TO CLOSE HEARING, ADOPT (A) AND (C) AND INTRODUCE (B). Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

ITEM-332: Matter of REZONING a portion of the SOUTH 1/2 of the NORTHEAST 1/4 of SECTION 21, TOWNSHIP 18 SOUTH, RANGE 2 WEST, S.B.B.M. (approximately 18.4 acres), located on the south side of Main Street between I-5 and Hollister Street, in the Otay Mesa-Nestor Community Plan area from ZONE A-1-1 (Floodplain Fringe Overlay) to ZONE M-1B.

(DISTRICT-8)

(CASE-48-80-1)

Subitem-A: (R-80-1809)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-79-10-53 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-80-270)

INTRODUCTION of an ORDINANCE for M-1B Zoning.

CITY COUNCIL ACTION: (Cassette location: A303-329).

Subitem-A adopted as Resolution R-251611.
Subitem-B introduced, to be adopted April 28, 1980.

Hearing began at 9:11 a.m. Hearing halted at 9:13 a.m.

MOTION BY KILLEA TO CLOSE HEARING, ADOPT (A) AND INTRODUCE (B). Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

ITEM-333: APPEAL of ROBERT and ANNE SPRINGHORN from the decision of the PLANNING COMMISSION in DENYING PRELIMINARY PARCEL MAP PM-79-510 which proposes a two-lot division of a portion of PUEBLO LOTS 1280 and 1281 of the PUEBLO LANDS OF SAN DIEGO, MISCELLANEOUS MAP-36. The subject property is located on the northeast corner of Vallecitos Drive and La Jolla Shores Drive in the SF (Single Family) ZONE and within the boundaries of the La Jolla Shores Planned District.

(DISTRICT-1)

(PM-79-510)

Subitem-A: (R-80-)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-79-12-09P 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-80-)

Adoption of a RESOLUTION granting or denying the appeal and map with appropriate findings to support Council action.

CITY COUNCIL ACTION: (Cassette location: A329-540).

Subitem-A adopted as Resolution R-251612.

Subitem-B adopted as denied as Resolution R-251613.

Hearing began at 9:13 a.m. Hearing halted at 9:24 a.m.

Testimony in favor of appeal by Robert Springhorn. Testimony in opposition of appeal by Virginia Grisom.

MOTION BY MITCHELL TO DENY APPEAL AND MAP. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

ITEM-334: APPEALS of JERRY MICHAEL and CHRIS SUPPA, ET AL. form the decision of the PLANNING COMMISSION in APPROVING TENTATIVE SUBDIVISION MAP TM-79-375 (GOODWIN WEST) which proposes a 23-lot division of LOT 4, BLOCK 63, LINDA VISTA UNIT 5, MAP-3208 and a portion of LOT 137 and LOT 139, ALCALA KNOLLS UNIT 4, MAP-5217. The subject property is located at the western terminus of Goodwin Street, north of Glidden Street in the R-1-5 (HR) ZONE and within the boundaries of the Kearney Vista Community Plan.

(DISTRICT-5)

(TM-79-375)

Subitem-A: (R-80-)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-79-08-11 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-80-)

Adoption of a RESOLUTION granting the appeal and denying the map or denying the appeal and granting the map with appropriate findings to support Council action.

CITY COUNCIL ACTION: (Cassette location: A540-B518).

Subitem-A filed.

Subitem-B due to lack of 5 affirmative votes, the appeal is deemed denied and Planning Department recommendation to deny appeal and approve the map is upheld.

Hearing began at 10:47 a.m. Hearing halted at 11:28 a.m.

Testimony in favor of the appeal by Jerry Suppa, Jacqueline Hume, Mike Winter, and Shelly Ferguson. Testimony in opposition of appeal by Ray St. John.

MOTION BY MITCHELL TO GRANT APPEAL AND DENY MAP. Second by Gotch. Defeated by the following vote: Mitchell-yea. Cleator-nay. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-nay Killea-nay. Mayor Wilson-not present.

ITEM-335: (R-80-)

PAVING and otherwise improving SORRENTO VALLEY ROAD from the northerly line of PARCEL 5 of ACRE LOT 8, SORRENTO LANDS and TOWNSITE to the easterly terminus of the Old Sorrento Valley Road (water mains) - on Assessment Roll No. 3941.
(1911 Street Improvement Act.)

(DISTRICT-1)

Today's action is ADOPTION of a RESOLUTION CONFIRMING THE ASSESSMENT.

CITY COUNCIL ACTION: (Cassette location: B518-541).

Adopted as Resolution R-251614.

MOTION BY STIRLING TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

ITEM-336 (R-80-1897)

Directing the City Attorney to prepare the appropriate resolutions and/or ordinances to take action to ORDER the TEMPORARY HALT of DEVELOPMENT of any PROJECT within 1000 yards of the MISSION TRAILS REGIONAL PARK so that the Planning Commission and City Council can consider amendments to the General Plan for these areas as called for in the Master Development Plan Report, Environmental Impact Report EIR-78-08-15C adopted by Resolution R-223163, said resolutions and/or ordinances to be prepared on the basis of presentations made at the time of consideration of the adoption of this resolution.

CITY COUNCIL ACTION: (Cassette location: B541-C700).

Continued to April 21, 1980, 2:00 p.m., time certain.

Motion by Gotch to continue for one week. No second.

Motion by Stirling to suspend the rules to allow 25 minutes for opponent/proponent testimony. Second by Gotch. Passed by the following vote: Yeas-1, 2, 3, 4, 6, 7, 8. Nays-None. Not present-5, M.

MOTION BY STIRLING TO DIRECT THE CITY ATTORNEY TO DRAFT THE APPROPRIATE RESOLUTIONS AND/OR ORDINANCES TO TEMPORARILY HALT ANY DEVELOPMENT 4 STORIES OR OVER WITHIN 1000 YARDS OF THE MISSION TRAILS REGIONAL PARK, AND RETURN TO COUNCIL MONDAY, APRIL 21, 1980, 2:00 P.M. TIME CERTAIN. ALSO, DRAFT TO BE IN THE ALTERNATIVE - BOTH CALIFORNIA STATE GENERAL CODE 65858, AND THE RELEVANT CITY MUNICIPAL CODE. Second by Williams. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

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ITEM-337: (R-80-1699)

Establishing an UNDERGROUND UTILITY DISTRICT to be known and denominated as the 69 KV TRANSMISSION LINE WITHIN THE ATCHESON, TOPEKA AND SANTA FE AND SAN DIEGO ARIZONA EASTERN RAILROAD RIGHT-OF-WAY (between "E" Street and Sixth Avenue and on "K" Street between Third Avenue and Sixth Avenue) UNDERGROUND UTILITY DISTRICT.

(DISTRICT-8)

Today's action is adoption of a RESOLUTION declaring the area an Underground Utility District.

CITY COUNCIL ACTION: (Cassette location: E155-171).

Adopted as Resolution R-251615.

Hearing began at 2:32 p.m. Hearing halted at 2:32 p.m.

MOTION BY KILLEA TO CLOSE THE HEARING AND ADOPT. Second by Stirling. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

ITEM-338: (R-80-1853)

Authorizing the CITY MANAGER to SOLICIT REQUESTS for proposals that will assist the City in the IMPLEMENTATION of the City's plans for the OCEAN BEACH PROJECT.

(DISTRICT-6)

NOTE: See City Manager Report CMR-80-202.

CITY COUNCIL ACTION: (Cassette location: E015-151).

Adopted as Resolution R-251616.

MOTION BY GOTCH TO ADOPT. Second by Stirling. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

ITEM-339: (0-80-272)

Matter of REZONING a portion of LOT 16, CAVE and MCHATTON'S SUBDIVISION, MAP-159 (approximately 3.8 acres), located on the west side of 59th Street between Skyline Drive and Imperial Avenue, in the Southeast San Diego Community Plan area from ZONE R-1-5 to ZONE R-1-5 (HR).

(DISTRICT-4)

(CASE-29-80-1 - City-initiated)

Today's action is INTRODUCTION of an ORDINANCE for R-1-5 (HR) Zoning.

CITY COUNCIL ACTION: (Cassette location: E174-188).

Introduced, to be adopted April 28, 1980.

Hearing began 2:32 p.m. Hearing halted 2:33 p.m.

MOTION BY WILLIAMS TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

UC-3: (R-80-0000)

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Commending Frank Herrera for his invaluable service to the City Council and excusing him from all future Council meetings.

CITY COUNCIL ACTION: (Cassette location: E189-214).

Adopted as Resolution R-251617.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

UC-4: (R-80-0000)

A Resolution presented to the City Council with UNANIMOUS CONSENT:

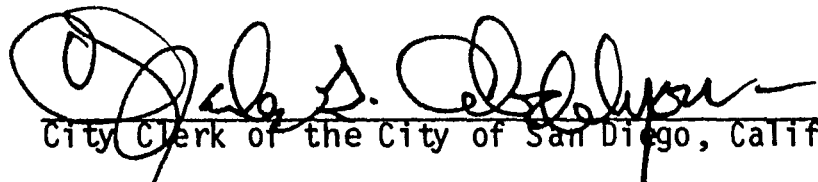
Excusing Mayor Pete Wilson from the Council meetings of April 14
& 15, 1980.

CITY COUNCIL ACTION: (Cassette location: E189-214).

Adopted as Resolution R-251618.

MOTION BY STIRLING TO ADOPT. Second by Killea. Passed by the following
vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-not
present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not
present.

ADJOURNMENT: Motion by Stirling to adjourn. Second by Killea. Passed by the
following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea.
Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea.
Mayor Wilson-not present.


City Clerk of the City of San Diego, California