

FILE: MINUTES

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING

OF

TUESDAY, NOVEMBER 18, 1980

AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING: The meeting was called to order by Chairperson Williams at 8:52 a.m. The meeting was recessed by Chairperson Williams at 9:31 a.m. The meeting was reconvened by Chairperson Williams at 10:15 a.m. with Mayor Wilson and Councilmembers Lowery and Schnaubelt not present. The meeting was recessed by Chairperson Williams at 11:26 a.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Chairperson Williams at 2:31 p.m. with Mayor Wilson and Councilmembers Mitchell, Lowery and Schnaubelt not present. The meeting was recessed by Chairperson Williams at 2:48 p.m. The meeting was reconvened by Chairperson Williams at 3:05 p.m. with Mayor Wilson and Councilmembers Mitchell, Lowery and Schnaubelt not present. The meeting was adjourned by Chairperson Williams at 3:16 p.m.

Will Hippen, Honorable Consul General of Japan, introduced Yoshio Okawara, Japanese Ambassador to the United States, Mrs. Okawara and Los Angeles Consul, Tsueno Tanaka and Mrs. Tanaka.

ATTENDANCE DURING THE  
MEETING:

(M) Mayor Wilson-not present.

(1) Councilmember Mitchell-present.

(2) Councilmember Cleator-present.

(3) Councilmember Lowery-excused by Resolution R-253138 (vacation).

(4) Councilmember Williams-present.

(5) Councilmember Schnaubelt-excused by Resolution R-253137.

(6) Councilmember Gotch-present.

(7) Councilmember Stirling-present.

(8) Councilmember Killea-present.

Clerk-Abdelnour (bb/eb)

Nov-18-1980 ITEM-300:

FILE: MINUTES

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-not present.

Councilmember Mitchell-present.

Councilmember Cleator-present.

Councilmember Lowery-not present.

Councilmember Williams-present.  
Councilmember Schnaubelt-not present.  
Councilmember Gotch-present.  
Councilmember Stirling-not present.  
Councilmember Killea-present.

Nov-18-1980 ITEM-310:

FILE: MEET

DESCRIPTION:

(This group will arrive at approximately 10:00 a.m.) Sixty visitors from Jones/Boone Exchange Program will attend this meeting accompanied by Myrtle Leonard. (DISTRICT-4.)

COUNCIL ACTION:

(Tape location: A601-669).  
Group was welcomed by the Council.

Nov-18-1980 ITEM-330:

FILE: PERM CUP-10-616-0

DESCRIPTION:

(Continued from the Meeting of October 7, 1980 at Paul Robinson's request.)  
APPEAL of McDONALD, HECHT & WORLEY, by Paul E. Robinson, from the decision of the Planning commission in DENYING CONDITIONAL USE PERMIT CUP-10-616-0 to construct and operate a car wash, gasoline and retail sales and auto service establishment with parking and landscaping on .905 acres in the M-1B ZONE, in the Mira Mesa Community Plan area. The subject property is located on the north side of Miramar Road between Kearny Villa Road and Black Mountain Road, and is more particularly described as LOT 2, MARK II, INDUSTRIAL PARK, MAP-9310. (DISTRICT-1.) (CUP-10-616-0)

Subitem-A: (R-81- )

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-06-79 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.

Subitem-B: (R-81- )

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

COUNCIL ACTION:

(Tape location: A030-043)

Subitem-A continued to November 24, 1980, 2:00 p.m.

Subitem-B continued to November 24, 1980, 2:00 p.m.

Hearing began at 8:44 a.m. and halted at 8:45 a.m.

MOTION BY GOTCH TO CONTINUE TO NOVEMBER 24, 1980, 2:00 P.M. AT DONALD WORLEY'S

REQUEST. Second by Killea. Passed by the following vote: Mitchell-yea.

Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-not present.

Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-not present.

Nov-18-1980 ITEM-331:

FILE: ZONE 11/18/80

DESCRIPTION:

REQUEST of MR. and MRS. LEON BARRETT to REZONE LOT A224, LITTLE LANDERS ADDITION NO. 5 AMENDED (approximately .81 acres), located on the southwest side of South Vista Lane between Vista Lane and Averil Road, in the San Ysidro Community Plan Area, from ZONE R-1-5 to ZONE R-2. (Case-5-80-072. DISTRICT-8.)

Subitem-A: (R-81-625)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-06-77P 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.

Subitem-B: (O-81-85)

INTRODUCTION of an ORDINANCE for R-2 Zoning.

COUNCIL ACTION:

(Tape location: A043-082)

Subitem-A adopted as Resolution R-253139.

Subitem-B introduced, to be adopted December 8, 1980.

Hearing began at 8:55 a.m. and halted at 8:58 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-not present. Williams-yea. Schnaubelt-not present. Gotch-yea.

Stirling-not present. Killea-yea. Mayor Wilson-not present.

Nov-18-1980 ITEM-332:

FILE: ZONE 11/18/80

DESCRIPTION:

REZONING a portion of RANCHO DE LOS PENASQUITOS (approximately 71.5 acres), located on the east side of Camino Ruiz between Darkwood and Parkview Roads,

in the Penasquitos East Community Plan Area, from ZONE A-1-10 (portions HR) to ZONE R-1-5. (Case-60-80-3. DISTRICT-1.)

Subitem-A: (R-81-626)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-79-10-57 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (O-81-76)

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

Subitem-C: (R-81- )

Adoption of a RESOLUTION containing the findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-79-10-57.

COUNCIL ACTION:

(Tape location: A082-116)

Subitem-A adopted as Resolution R-253140.

Subitem-B introduced, to be adopted December 8, 1980.

Subitem-C adopted as Resolution R-253141.

Hearing began at 8:58 a.m. and halted at 9:01 a.m.

MOTION BY GOTCH TO CLOSE HEARING, ADOPT (A) AND (C), AND INTRODUCE (B). Second

by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-not present. Williams-yea. Schnaubelt-not present. Gotch-yea.

Stirling-not present. Killea-yea. Mayor Wilson-not present.

Nov-18-1980 ITEM-333:

FILE: PERM CCP-3

DESCRIPTION:

(R-81- ) APPEAL of WILLIAM MITCHELL from the decision of the PLANNING COMMISSION in REVOKING CONDOMINIUM CONVERSION PERMIT CCP-3, which proposes the

conversion of 76 existing apartment units (GOLD COAST APARTMENTS) to condominiums. The subject property is located on the south side of Gold Coast Drive, west of Maya Linda Road, in the R-3 ZONE, within the boundaries of the Mira Mesa Community Plan and is more particularly described as PARCEL 4, PARCEL MAP PM-4965. (CCP-3. DISTRICT-1.) Today's action is adoption of a RESOLUTION granting the appeal and denying the request for revocation of the permit, or denying the appeal and sustaining the revocation of the permit.

COUNCIL ACTION:

(Tape location: A116-545).

Adopted as Resolution R-253142.

Hearing began at 9:01 a.m. and halted at 9:29 a.m.

Testimony in favor by William Mason.

Testimony in opposition by Jevalynn Chaousis and Carolyn Bride.

MOTION BY KILLEA TO CLOSE HEARING, GRANT APPEAL, AND DENY REQUEST FOR

REVOCATION OF PERMIT. Second by Cleator. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery- not present. Williams-yea.

Schnaubelt-not present. Gotch-yea. Stirling- not present. Killea-yea.

Mayor

Wilson-not present.

Nov-18-1980 ITEM-334:

FILE: ZONE 11/18/80 PERM PCD-30-087-0

DESCRIPTION:

PARCELS 1 and 2, PARCEL MAP PM-7153, being a division of LOT 1, WILMAR UNIT NO. 1, MAP-8120 (approximately .96 acres), located on the north side of Miramar Road between I-15 and Kearny Villa Road, in the Mira Mesa Community Plan Area. 1 - A REQUEST to REZONE the property from ZONE M-1B to ZONE C-1. (Case-5-80- 026.) 2 - An APPEAL of CARBON C. DUBBS from the decision of the PLANNING COMMISSION in DENYING PLANNED COMMERCIAL DEVELOPMENT PCD-30-087-0, to

construct and operate a 1-story, 14,775 sq. ft. commercial building with parking and landscaping in the M-1B (proposed C-1) Zone located on the real property described above. (PCD-30-087-0.) (DISTRICT-1.)

Subitem-A: (R-81-679)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-80-05-03 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (O-81-84)

INTRODUCTION of an ORDINANCE for C-1 Zoning.

Subitem-C: (R-81- )

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

Subitem-D: (R-81- )

Adoption of a RESOLUTION containing the findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-80-05-03.

COUNCIL ACTION:  
(Tape location: A545-600)

Subitem-A continued to December 15, 1980, 2:00 p.m.

Subitem-B continued to December 15, 1980, 2:00 p.m.

Subitem-C continued to December 15, 1980, 2:00 p.m.

Subitem-D continued to December 15, 1980, 2:00 p.m.

MOTION BY KILLEA TO CONTINUE TO DECEMBER 15, 1980, 2:00 P.M. AT JOHN TURNER'S

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

Nov-18-1980 ITEM-336:

FILE: MEET

DESCRIPTION:

Matter of a report from the Housing Commission relating to SITE 17, West Point Loma - Nimitz. (See Housing Commission Report HCR-80-020CC).

COUNCIL ACTION:

(Tape location: A008-030).

Continued to November 24, 1980, 2:00 p.m.

MOTION BY GOTCH TO CONTINUE TO NOVEMBER 24, 1980, 2:00 P.M. AT MAYOR WILSON'S

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

Nov-18-1980 ITEM-337:

FILE: PERM PRD-181 TM-79-373

DESCRIPTION:

APPEAL of DANIEL and TERESA GARDNER, from the decision of the PLANNING COMMISSION in APPROVING: 1 - PLANNED RESIDENTIAL DEVELOPMENT PRD-181 to

construct 17 single-family, detached dwelling units on 2.3 acres. 2

- TENTATIVE SUBDIVISION TM-79-373 (INGULF PLACE) which proposes a 19-lot subdivision. The subject property is located south of Clairemont Drive, between Hartford and Illion Streets, in the R-1-5 Zone, within the boundaries of the Clairmont Mesa Community Plan and is more particularly described as LOTS 25 through 28, BLOCK 118 and LOTS 15 through 28, BLOCK 117, MORENA SUBDIVISION, MAP-809. (TM-79-373 and PRD-181. DISTRICT-6.)

Subitem-A: (R-81- )

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-79-08-20 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (R-81- )

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.

Subitem-C: (R-81- )

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.

Subitem-D: (R-81- )

Adoption of a RESOLUTION containing the findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-79-08-20.

COUNCIL ACTION:

(Tape location: D082-140)

Subitem-A continued to November 24, 1980, 4:00 p.m. time certain.

Subitem-B continued to November 24, 1980, 4:00 p.m. time certain.

Subitem-C continued to November 24, 1980, 4:00 p.m. time certain.

Subitem-D continued to November 24, 1980, 4:00 p.m. time certain.

Testimony in favor of the continuance by Abby Silverman and James Milch.

MOTION BY GOTCH TO CONTINUE TO NOVEMBER 24, 1980, 4:00 P.M. TIME CERTAIN AT

THE REQUEST OF COUNCILMEMBER MITCHELL. Second by Killea. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-not present.

Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea.

Mayor Wilson-not present.

Nov-18-1980 ITEM-338:

FILE: LAND La Jolla Shores Planned District

DESCRIPTION:

Request to AMEND Chapter X, Article 3, Division 3 of the San Diego Municipal Code by AMENDING SECTION 103.0304.1 of the LA JOLLA SHORES PLANNED DISTRICT

Ordinance by changing the density of TRACT H (approximately 6.2 acres) from

the present SINGLE FAMILY (SF) ZONE density of approximately 2 dwelling units per acre to MULTI-FAMILY RESIDENTIAL density of 13.6 dwelling units per acre in order to permit the construction of 84 condominium units. The subject property is located on the west side of Gilman Drive, north of the I-5 ramp, and is more particularly described as Tract H, portion of Pueblo Lot 1291 of the Pueblo Lands of San Diego, Miscellaneous Map-36, and is within the boundaries of the La Jolla Shores Precise Plan. This matter was considered by the Council on May 13, 1980, at which time the Council directed the Planning Department to further review the La Jolla Shores Precise Plan prior to a hearing before the Council on November 18, 1980, after completion of renoticing. (DISTRICT-1.)

Subitem-A: (R-81- )

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-79-10-17 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.

Subitem-B: (O-80-262)

INTRODUCTION of an ORDINANCE amending Chapter X, Article 3, Division 3 of the San Diego Municipal Code by AMENDING SECTION 103.0304.1 of the LA JOLLA SHORES PLANNED DISTRICT ORDINANCE pertaining to density requirements for TRACT H.

Subitem-C: (R-80-1763)

Adoption of a RESOLUTION amending the LA JOLLA SHORES PRECISE PLAN.

COUNCIL ACTION:

(Tape location: D142-219)

Subitem-A continued to December 9, 1980, 2:00 p.m. time certain.

Subitem-B continued to December 9, 1980, 2:00 p.m. time certain.

Subitem-C continued to December 9, 1980, 2:00 p.m. time certain.

Testimony on the continuance by Miles Harvey and Nancy Ward.

MOTION BY GOTCH TO CONTINUE TO DECEMBER 9, 1980, 2:00 P.M. TIME CERTAIN AT THE

REQUEST OF COUNCILMEMBER MITCHELL. Second by Stirling. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-not present.

Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea.

Mayor Wilson-not present.

Nov-18-1980

By common consent the meeting was adjourned by Chairperson Williams at 3:16 p.m.



Nov-18-1980

ITEM-335:

FILE: PERM - HRP-176 and TM-80-11

DESCRIPTION:

APPEAL of BURLINGAME HOMEOWNERS ASSOCIATION, by Cheryl Shensa, from the decision of the PLANNING COMMISSION in APPROVING: 1 - HILLSIDE REVIEW PERMIT

HRP-176 for grading in the HILLSIDE REVIEW OVERLAY ZONE to allow development under the regulations of the R-2 and R-3 Zones; 2 - TENTATIVE MAP TM-80-11 (BALBOA TERRACE), a proposed one-lot consolidation of the real property described below. The subject property is located at the northeast corner of 30th and Nutmeg Streets in the R-2, R-3, R-2 (HR) and R-3 (HR) ZONES, within the boundaries of the Park North-East Community Plan and is more particularly described as LOTS 27 through 32, BLOCK 1, SOUTH GURWELL HEIGHTS, MAP-992. (HRP-176 and TM-80-11. DISTRICT-8.)

Subitem-A: (R-81- )

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-79-10-05 and the FIRST AMENDMENT, thereto have been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report and the first amendment thereto, have been reviewed and considered by the Council.

Subitem-B: (R-81- )

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.

Subitem-C: (R-81- )

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

Subitem-D: (R-81- )

Adoption of a RESOLUTION containing the findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-79-10-05 and the FIRST AMENDMENT thereto.

COUNCIL ACTION:

(Tape location: A669-C255)

Subitem-A adopted as Resolution R-253143.

Subitem-B defeated.

Subitem-C defeated.

Subitem-D defeated.

Motion by Killea to deny appeal and close hearing. Second by Stirling. No vote.

By common consent, the Council voted on the items separately.

MOTION BY KILLEA TO CLOSE HEARING, AND ADOPT (A). Second by Stirling. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present.

Williams-yea. Schnaubelt-not present. Gotch-nay. Stirling-yea. Killea-yea.

Mayor Wilson-not present.

MOTION BY KILLEA TO DENY APPEAL AND GRANT PERMIT ON (B). Second by Stirling.

Defeated due to lack of 5 affirmative votes: Mitchell-nay. Cleator-yea.

Lowery-not present. Williams-nay. Schnaubelt-not present. Gotch-nay.

Stirling-not present. Killea-yea. Mayor Wilson-not present.

MOTION BY KILLEA TO DENY APPEAL AND GRANT MAP ON (C). Second by Stirling.

Defeated due to the lack of 5 affirmative votes. Mitchell-nay. Cleator-yea.

Lowery-not present. Williams-nay. Schnaubelt-not present. Gotch-nay.

Stirling-not present. Killea-yea. Mayor Wilson-not present.

MOTION BY KILLEA TO ADOPT (D). Second by Stirling. Defeated due to the lack of 5 affirmative votes. Mitchell-nay. Cleator-yea. Lowery-not present.

Williams-nay. Schnaubelt-not present. Gotch-nay. Stirling-not present.

Killea-yea. Mayor Wilson-not present.

ITEM-UC-3: (R-81-1112 Rev.) ADOPTED AS RESOLUTION R-253144

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Mayor Pete Wilson from the Council Meeting of November 18, 1980, for the purpose of vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D220-221).

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