

19871013

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
OCTOBER 13, 1987  
AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:03 a.m. The meeting was recessed by Mayor O'Connor at 12:10 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:09 p.m. with Council Members Cleator, McColl, and McCarty not present. Mayor O'Connor adjourned the meeting at 4:43 p.m. to meet as the Redevelopment Agency and as the Special Joint Council Meeting with the Redevelopment Agency.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-excused by R-269727  
(vacation)
- (4) Vacant
- (5) Council Member Struiksmma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Ballesteros-present  
Clerk-Abdelnour (jb;eb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-not present
- (4) Vacant
- (5) Council Member Struiksmma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Ballesteros-present

ITEM-136: (R-88-529) ADOPTED AS RESOLUTION R-269477

Authorizing the execution of an agreement with Kawasaki/Theilacker and Associates for the design and construction observation for the Mira Mesa Lighting and Landscaping Project; authorizing the City Manager to waive the requirements of Council Policy 300-7; authorizing the expenditure of an amount not to exceed \$70,086 from CIP-52-384, Mira Mesa Lighting and Landscaping, Capital Outlay Fund 32045, for the purpose of providing funds for the execution of the above agreement.

(Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT: The proposed agreement with Kawasaki/Theilacker and Associates will provide the professional services required for the design and construction observation of the Mira Mesa Lighting and Landscaping project, CIP-52-384. This project consists of median lighting and landscaping in Mira Mesa Boulevard between Parkdale Avenue and I-15. Waiver of Council Policy 300-07, Consultant Services Selection, would allow us to accelerate the selection process and thereby shorten the overall pre-construction phase. Kawasaki/Theilacker and Associates is uniquely qualified to provide the necessary design services for the project because they are currently designing the median improvements immediately to the west of this project. Aud. Cert. 8800270.

FILE LOCATION: MEET CCONFY88-1

COUNCIL ACTION: (Tape location: D532-E149.)

MOTION BY STRUIKSMA TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

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ITEM-310: WELCOMED

Welcoming a group of approximately 30 fourth grade students from Oak Park Elementary School, accompanied by Muriel Handrus, teacher. This group will arrive at approximately 10:45 a.m.

(District-3.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B337-368.)

ITEM-330:

(Continued from the meeting of September 22, 1987, Item 330, at Ron Buckley's request, to allow time to complete the report.)

1) Appeal of Goodwill Industries, by Michael S. Rowan, from

the decision of the Historical Site Board to designate the Regal/Anita (RAID) Hotels as part of the Chinese/Asian Thematic Historic District. The subject property is located at 416-422 Fourth Avenue.

- 2) Appeal of Charles P. Tyson, by Maria Burke Lia, attorney, from the decision of the Historical Site Board to designate the Chinese Mission Building as a part of the Chinese/Asian Thematic Historic District. The subject property is located at 643-645 First Avenue.
- 3) Concurring with the Historical Site Board's designation of the Chinese/Asian Thematic Historical District and its recommendation that the District be submitted to the National Register of Historic Places.  
(District-8.)

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Subitem-A: (R-88- ) CONTINUED TO NOVEMBER 10, 1987, AT  
2:00 P.M.

Adoption of a Resolution approving or denying the appeal and the historical designation for the Regal/Anita (RAID) Hotels with appropriate findings to support Council action.

Subitem-B: (R-88- ) CONTINUED TO NOVEMBER 10, 1987, AT  
2:00 P.M.

Adoption of a Resolution approving or denying the appeal and the historical designation for the Chinese Mission Building with appropriate findings to support Council action.

Subitem-C: (R-88-419 Rev.1) ADOPTED AS AMENDED AS RESOLUTION  
R-269475

Adoption of a Resolution approving the historical designation of the Chinese/Asian Thematic District.

FILE LOCATION: GENL - Historical Site Board

COUNCIL ACTION: (Tape location: A121-440.)

Hearing began at 10:13 a.m. and halted at 10:35 a.m.

Testimony in favor by Dorothy Ham, Fritz Ahern and Marilyn Irwin.

MOTION BY BALLESTEROS TO CONTINUE SUBITEMS A AND B TO NOVEMBER  
10,

1987, AT 2:00 P.M., AT THE PROPERTY OWNERS' REQUEST. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, O'Connor-yea.

MoTION BY BALLESTEROS TO ADOPT SUBITEM C AS AMENDED BY APPROVING THE 20 REMAINING STRUCTURES DESIGNATED BY THE HISTORICAL SITE

BOARD AND DEFERRING THE SUBMISSION OF THE CHINESE/ASIAN THEMATIC HISTORIC DISTRICT TO THE NATIONAL REGISTER OF HISTORIC PLACES UNTIL THE OTHER TWO STRUCTURES ARE APPROVED BY THE COUNCIL.

Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present , McColl-not present, District 4-vacant, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-331: CONTINUED TO OCTOBER 27, 1987, AT 10:00 A.M.

Appeal of San Diego Mesa Associates, Inc., by Richard A. Bartoccini of Marvin Levin Land Company, from the decision of the Planning Commission in denying Tentative Map TM-86-1006 (San Diego Mesa), proposing a 47-lot subdivision for industrial development on 80.6 acres. The subject property is located on the south side of Otay Mesa Road between La Media and Harvest Roads, in Zone OMDD-I, in the Otay Mesa Community Plan area, and is further described as the west half of the northeast quarter of Section 35, Township 18 South, Range 1 West, SBBM. (TM-86-1006. District-8.)

Subitem-A: (R-88- )

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-86-1006 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-88- )

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

FILE LOCATION: SUBD - San Diego Mesa

COUNCIL ACTION: (Tape location: A066-120.)

MOTION BY GOTCH TO CONTINUE TO OCTOBER 27, 1987, AT 10:00 A.M., AT PAUL PETERSON'S REQUEST. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present , McColl-not present, District 4-vacant, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-332:

A proposal to extend the Linda Vista Emergency Ordinance, O-16926 NS. The current ordinance provides that all property presently zoned R-3000, R-1500, R-1000, R-600, CP, CO and CA within a portion of that area known as the Linda Vista

Community Plan, and described as Subarea 2 (Chesterton), Subarea 4 (Linda Vista), Subarea 8 (Mission Heights), Subarea 9 (Tait-Kelly) and Subarea 11 (Alcala Knolls), shall not be developed with more than one dwelling unit per 5,000 square feet of parcel area unless a Planned Infill Residential Development Permit, Conditional Use Permit or a Planned Commercial Development Permit is obtained. The boundaries of the area affected by the Linda Vista Emergency Ordinance are as shown on Figure 1 and are on file in the Office of the City Clerk (Map C-736).

The proposed ordinance would extend the present emergency ordinance for a period of one year to expire on November 10, 1988 and would delete a portion of Section 1 of Ord. O-16926 NS pertaining to an exemption.  
(District-5.)

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Subitem-A: (O-88-35 Rev.2) INTRODUCED AS AMENDED AND  
ADOPTED AS ORDINANCE O-16960  
(New Series)

Introduction and adoption of an Ordinance extending the Linda Vista Emergency Ordinance, O-16926 NS.

Subitem-B: (O-88-69) FIRST HEARING HELD

First public hearing in the matter of:

Amending Ordinance O-16916 (New Series), as amended, entitled, "An Ordinance Adopting the Annual Budget for the Fiscal Year 1987-88 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document OO-16916-1, as amended and adopted therein, by amending the personnel authorization of the Planning Department (065), in General Fund 100, by adding 0.64 Associate Planner position to Program Element (06532); authorizing the Auditor and Comptroller to transfer within the General Fund (100) a total of \$26,611 Personnel Expense and \$2,880 Non-Personnel Expense from the Unallocated Reserve (605) to the Planning Department (065) for the above positions; authorizing the Planning Director to expend an amount not to exceed \$29,491 for the above purpose.

Aud. Cert. 8800348.

FILE LOCATION: LAND Linda Vista Community Plan

COUNCIL ACTION: (Tape location: A441-B336, D097-336.)

Hearing began at 10:36 a.m. and recessed at 11:09 a.m.

Testimony in favor by Jack Walsh, Ralph Klein, Dave Moise and Margarita Castro.

Testimony in opposition by George Ayoub and John Cheney.

Hearing was closed by Mayor O'Connor.

Hearing resumed 2:15 p.m. and halted 2:32 p.m.

MOTION BY STRUIKSMA TO INTRODUCE THE ORDINANCE FOR SUBITEM-A  
WITH

THE FOLLOWING AMENDMENT ADDED BY INTERLINEATION: "ANY PROJECT WHICH DOES NOT ADD MORE THAN ONE RESIDENTIAL UNIT TO AN EXISTING DEVELOPMENT, SHALL BE EXEMPT FROM THE PROVISIONS OF THIS ORDINANCE

IF THE PROPERTY OWNER HAS ENTERED INTO A VALID AGREEMENT WITH THE SAN DIEGO UNIFIED SCHOOL DISTRICT FOR THE CONSTRUCTION OF SAID UNIT BY STUDENTS PRIOR TO THE ENACTMENT OF THIS ORDINANCE," DISPENSE WITH THE READING AND ADOPT, AND APPROVE THE FIRST PUBLIC HEARING FOR SUBITEM-B. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present , McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-333:

Appeals of Rancho Penasquitos Planning Board, by Barbara Fisher, and David L. Davis, from the decision of the Planning Commission in granting Conditional Use Permit CUP-85-0684.1, proposing a full self-service gasoline service station and snack shop facility with four pump islands and canopy. The subject property is described as Lot 7 of Penasquitos Towne Center, Unit 11, Map-11092 (1.17 acres), and is located on the south side of Paseo Montalban between Twin Trails Drive and Salmon River Road, in Zone CA, in the Penasquitos East Community Plan area. (CUP-85-0684.1. District-1.)

Subitem-A: (R-88- ) FILED AS A RESULT OF THE APPEAL  
BEING DEEMED DENIED

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-85-0684 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-88- ) DEEMED DENIED (PLANNING COMMISSION  
DECISION TO APPROVE THE PERMIT  
UPHELD)

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.

FILE LOCATION: PERM - CUP-85-0684

COUNCIL ACTION: (Tape location: B370-C670.)

Hearing began at 11:13 a.m. and halted at 12:09 p.m.

Testimony in favor of the appeal by Suzzane Goldman, Kathleen Zaworksi and Dennis Ainsworth.

Testimony in opposition to the appeal by Jerry Dawson and Frederick Macmanus.

The hearing was closed by Mayor O'Connor.

MOTION BY WOLFSHEIMER TO GRANT THE APPEAL. Second by Struiksma.

Failed for a lack of 5 affirmative votes as follows:

Wolfsheimer-yea, Cleator-not present, McColl-not present, District 4-vacant, Struiksma-yea, Gotch-nay, McCarty-nay, Ballesteros-nay, Mayor O'Connor-yea.

ITEM-334: (R-88- ) CONTINUED TO NOVEMBER 17, 1987, AT 2:00 P.M.

Appeal of Richard C. and Gloria C. Richley, from the decision of the Board of Zoning Appeals in granting, with conditions, a request to construct a three-story addition to an existing single-family dwelling, consisting of (1) a garage to observe an 8'0" setback; (2) a second story deck (213 square feet) observing a 2'0" setback and (3) a third story deck (46 square feet) to observe a 4'0" setback where 10'0" is established. The subject property is described as Lot 7 of Sefton Park, Map-6061, located at 1895 Sefton Place, in Zone R1-5000, in the Peninsula Community Plan area.

(Case C-19567. District-2.)

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

FILE LOCATION: ZONE ZONING APPEALS - Case C-19567

COUNCIL ACTION: (Tape location: A-66-120.)

MOTION BY STRUIKSMA TO CONTINUE TO NOVEMBER 17, 1987, AT 2:00 P.M., AT GARY KARU'S REQUEST. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-335: (O-88-57) INTRODUCED AND ADOPTED AS ORDINANCE O-16961 (New Series)

Introduction and adoption of an Ordinance amending Ordinance O-16916 (New Series), as amended, entitled "An

Ordinance Adopting the Annual Budget for the Fiscal Year 1987-88 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. 00-16916-1, as amended and adopted therein, by exempting from the Classified Service one Principal Planner position in the Planning Department (065); establishing a salary rate therefor.

PLANNING DEPARTMENT REPORT: This ordinance will exempt one Principal Planner for the Coastal Permit Program from the Classified Service pursuant to City Charter Section 117(17). On May 19, 1987, Council selected Coastal Development Permit/Categorical Exclusion, Alternative 3, Planning Commission Consent Agenda. Staffing for this program was subsequently included in the Planning Department Fiscal 1988 Operating Budget. The Coastal Permit Section will be managed by a Principal Planner who will report directly to the Deputy Director for Development Planning and will function as a second level supervisor. The complexity and sensitivity of the City's Local Coastal Program and the duties and responsibilities of the of the Principal Planner who will manage it clearly meet the criteria of City Charter Section 117(17) which states such managerial employees having significant responsibilities for formulating or administering departmental policies and programs shall be exempted from the Classified Service by ordinance upon initiation by the appointing authority after receiving the advisory review and comment of the Civil Service Commission. The Civil Service Commission reviewed this proposed exemption on September 3, 1987 and commented unfavorably by a vote of 3 opposed, 1 in favor and 1 abstaining.

NOTE: The first public hearing of this Ordinance was held on Monday, October 12, 1987, Item 200. Today's action is the second public hearing for the introduction and adoption of the Ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D230-237.)

MOTION BY STRUIKSMA TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-336: (R-88-24) ADOPTED AS RESOLUTION R-269478

(Trailed from the meeting of July 27, 1987, Item 102; continued from the meetings of July 28, 1987 and August 4, 1987, Item S501; last continued at Council Member



Wolfsheimer's request, to allow staff to meet with homeowners regarding giving up the parking lane and report on proper access for garbage trucks.)

Inviting bids for the construction of the center median in Penasquitos Drive from Alamazon Street to Cuca Street on Work Order No. 118947; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$560,000 from CIP-52-368, (FBA/C) Penasquitos Drive - Alamazon Street to Cuca Drive, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9141)  
(Penasquitos East Community Area. District-1.)

CITY MANAGER REPORT: Future traffic volumes on Penasquitos Drive, north of Cuca Street, warrant the construction of a four-lane major street. This project will provide for the removal of the existing two-inch thick asphalt concrete center median, and construct a full depth roadway section. This project is consistent with Penasquitos East Community Plan and the City's General Plan Guidelines. This project is also identified in the Penasquitos East Public Facilities Financing Plan adopted by the City Council.

Aud. Cert. 8800059.

FILE LOCATION: WO 118947 CONFY88-1

COUNCIL ACTION: (Tape location: D337-524.)

MOTION BY WOLFSHEIMER TO ADOPT AND DIRECT THE CITY MANAGER TO WORK WITH THE PROJECT DEVELOPER REGARDING THE PLACEMENT OF TREES

IN THE MEDIAN. Second by Gotch. Passed by the following vote:  
Wolfsheimer-yea, Cleator-not present, McColl-not present,  
District 4-vacant, Struiksmay-yea, Gotch-yea, McCarty-yea,  
Ballesteros-yea, Mayor O'Connor-yea.

ITEM-337: (O-88-56) INTRODUCED, TO BE ADOPTED OCTOBER 26, 1987

Matter of approving an extension of time to Ordinance No. O-16525 NS, commonly known as the Golden Hill Interim Ordinance.

The proposed action will extend Ordinance No. O-16525 until July 1, 1988 or until completion of the Golden Hill Precise Plan and implementing ordinances, whichever comes first. Ordinance No. O-16525 requires that all development projects within the boundaries of the Greater Golden Hill Precise Plan, excluding the Golden Hill Planned District, conform to the recommendations of the Precise Plan.

(District-8.)

Introduction of an Ordinance approving the extension of time to the Golden Hill Interim Ordinance O-16525 NS.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E150-217.)

Hearing began 3:00 p.m. and halted 3:05 p.m.

Testimony in opposition by Don Wilson.

Testimony in favor by Rachard Morantz.

MOTION BY BALLESTEROS TO INTRODUCE. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present , McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-338: (R-88-265) ADOPTED AS RESOLUTION R-269479

An amendment to the Mission Valley Community Plan and the Progress Guide and General Plan of the City of San Diego to reclassify Camino del Este between Camino de la Reina and Stadium Way; Frazee Road between Friars Road and Hazard Center Drive; and Hazard Center Drive between Frazee Road and Mission Center Road. The streets are located between SR-163 and I-805 and are within the First San Diego River Improvement Project (FSDRIP) Specific Plan area of the Mission Valley community. Currently these sections of Camino del Este, Frazee Road and Hazard Center Drive are classified as four-lane "major" streets. This amendment proposes to reclassify them as four-lane "collector" streets. This action is necessary to meet street design standards by the City Engineering and Development Department.

(District-5.)

Adoption of a Resolution amending the Mission Valley Community Plan.

FILE LOCATION: LAND Mission Valley Community Plan

COUNCIL ACTION: (Tape location: E218-230.)

Hearing began 3:05 p.m. and halted 3:06 p.m.

MOTION BY STRUIKSMA TO ADOPT THE RESOLUTION AND AMEND THE COMMUNITY PLAN AS FOLLOWS: "CAMINO DEL ESTE BETWEEN CAMINO DE LA REINA AND RIO SAN DIEGO DRIVE MAY BE CONSTRUCTED TO FOUR LANE COLLECTOR STREET STANDARDS, PROVIDED THAT THE STREET DESIGN MEETS DESIGN STANDARDS OF THE ENGINEERING AND DEVELOPMENT DEPARTMENT AND PROVIDED THAT AN APPROXIMATELY 10-FOOT WIDE SIDEWALK SEPARATED FROM THE STREET BY AN APPROXIMATELY 8-FOOT WIDE LANDSCAPED STRIP IS PROVIDED, ALONG WITH A CLASS III BIKE ROUTE FACILITY." Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present , McColl-not

present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-339: (O-87-263 Rev.1) INTRODUCED, TO BE ADOPTED OCTOBER 26, 1987

Matter of applying the Pedestrian Commercial Overlay Zone to those properties (approximately 47.98 acres) located generally west of Sunset Cliffs Boulevard, south of Saratoga Avenue (at alley), north of Narragansett Avenue (at alley) and east of the Pacific Ocean (Newport Center), in Zones C1 and CO, in the Ocean Beach Community Plan area. This overlay zone regulates the placement and character of buildings and parking areas.

(Case-87-0385. District-2.)

Introduction of an Ordinance incorporating the Newport Center Commercial District into the Pedestrian/Commercial Overlay Zone.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E231-246.)

MOTION BY STRUIKSMA TO INTRODUCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-340: (R-88-1234) ADOPTED AS RESOLUTION R-269480, DENY APPEAL, GRANT PERMIT

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Appeal of the San Diego Police Department, by Sgt. Steven D. Creighton, from the decision of the Board of Zoning Appeals in granting, subject to conditions, Conditional Use Permit C-19562, proposing to sell beer and wine at a grocery store located at 2840 Main Street, Suite I in Area B of the Barrio Logan Planned District. The subject property is described as Lots 32 thru 40, Block 18, Reed Hubble's Addition, Map-327.

(CUP C-19562. District-8.)

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.

FILE LOCATION: ZONE Zoning Appeals C-19562

COUNCIL ACTION: (Tape location: E247-G470.)

Testimony in favor by Grant Telfer, Sgt. Steve Creighton, Detective Fred Edwards, Sgt. Tom Packer, Al Ducheny, Alfonso Johnson, and Verna Quinn.

Testimony in opposition by Stephen Fitch, George Rodriquez, Antonio Sanchez, Roberta Henderson, and Arlyce Schwanke.

The hearing was closed.

MOTION BY BALLESTEROS TO DENY THE APPEAL AND GRANT THE PERMIT WITH A CONDITION THAT THE PROJECT BE CLOSELY MONITORED WITH A REPORT BACK TO COUNCIL IN 6 MONTHS IF CRIME IS A PROBLEM, AND DIRECT THE CITY MANAGER TO REPORT BACK TO COUNCIL ON THE DECISION BY THE ALCOHOLIC BEVERAGE CONTROL BOARD DECISION REGARDING THE PROJECT. Second by Wolfsheimer for the purpose of discussion.

Motion by Gotch to amend the motion to deny the sale of alcohol.

Second by McCarty. Failed by the following vote:

Wolfsheimer-nay, Cleator-not present, McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-nay, Mayor O'Connor-yea.

Council Member McCarty left 4:39 p.m.

The vote was taken on the main motion which passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-not present, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-341: (R-88- ) CONTINUED TO NOVEMBER 10, 1987, 2:00 P.M.

Appeal of Fifth Avenue Investments, by David G. Leaverton, Esq., from the decision of the Board of Zoning Appeals in approving the variance with conditions, proposing to construct a six-story, ten-unit apartment building to: 1) Observe a 15'0" rear yard at the closest point where 29'0" is required; 2) to provide a 12'0" wide driveway where 20'0" is required; 3) to provide 20'0" turning radius where 21'0" turning radius is required; and 4) to erect 41'0" of 5'0" high garden wall observing 7'0" front yard where 15'0" front yard is required. The subject property is described as Lot J and portions of Lots C, D and I, Block 261, Horton's Addition, and is located at the 2300 block of Sixth Avenue, between Juniper and Kalmia Streets, in Zone R-400, in the Uptown Community Plan area.

(Case C-19626. District-8.)

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

FILE LOCATION: ZONE Zoning Appeals C-19626

COUNCIL ACTION: (Tape location: D053-097.)

MOTION BY BALLESTEROS TO CONTINUE TO NOVEMBER 10, 1987, 2:00

P.M. TO ALLOW THE UPTOWN PLANNERS TO REVIEW THE UPDATED PLAN.

Second by Gotch. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present , McColl-not present,  
District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea,  
Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S500: (R-88-729) ADOPTED AS RESOLUTION R-269476

Declaring Sunday, October 18, 1987 "Walk for the Hungry Day" in the City of San Diego; commending the Church World Service, the Navajo Interfaith Association, the North County Interfaith Council, the Oceanside/Carlsbad Ministerial Association, the Ramona Ministerial Association, the Southbay Ecumenical Council, the San Dieguito Ministerial Association, the San Diego Hunger Coalition and the Bishop's School for their timeless efforts to end hunger and to reduce the suffering of millions of our fellow human beings.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A020-065.)

MOTION BY McCARTY TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present , McColl-not present, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 4:43 p.m. in honor of the memory of Mr. and Mrs. Jake Jacques.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G440).