

ORDINANCE NO. 2011-10

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, PREZONING THREE RESIDENTIAL LOTS TOTALING 3.42 ACRES ADDRESSED AS 2950 BERNARDO AVENUE, 1029 VEREDA CALLADA AND A THIRD UNADDRESSED LOT ON BERNARDO WITH APN 238-400-1200 FROM COUNTY ZONING TO CITY PREZONING RE-40 (RESIDENTIAL ESTATES; 40,000 SQ. FT. MINIMUM LOT SIZE)

Planning Case No. PHG09-0022  
Related Cases: PHG09-0021, ENV11-0002

The City Council of the City of Escondido, California, DOES HEREBY ORDAIN as follows:

SECTION 1. That notice of a public hearing has been given and public hearings have been held before the Planning Commission September 27, 2011, and City Council on November 9, 2011, on this issue.

SECTION 2. That the City Council has reviewed and considered the Mitigated Negative Declaration (Case No. ENV11-0002) prepared for this project and has determined no significant environmental impacts will result from approving this project.

SECTION 3. That upon consideration of the staff report, Planning Commission recommendation and all public testimony presented at the hearing held on this prezoning, the City Council finds that this prezoning is consistent with the General Plan and all applicable specific plans of the City of Escondido.

SECTION 4. That the Zone District Map of the City of Escondido is hereby amended by reclassifying the real property depicted on Exhibit "A" and legally described

on Exhibit "B" from County zoning to City PZ-RE-40; Exhibits "A" and "B" are attached to this Ordinance and incorporated by this reference.

SECTION 5. That the City Clerk is hereby directed to certify to the passage of this ordinance and to cause the same or a summary to be prepared in accordance with Government Code Section 36933, to be published one time within 15 days of its passage in a newspaper of general circulation, printed and published in the City of Escondido.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Escondido at a regular meeting thereof this 16<sup>th</sup> day of November, 2011 by the following vote to wit:

AYES : Councilmembers: DIAZ, GALLO, MORASCO, WALDRON, ABED

NOES : Councilmembers: NONE

ABSENT : Councilmembers: NONE

APPROVED: 5/0



SAM ABED, Mayor of the  
City of Escondido, California

ATTEST:



MARSHA WHALEN, City Clerk of the  
City of Escondido, California

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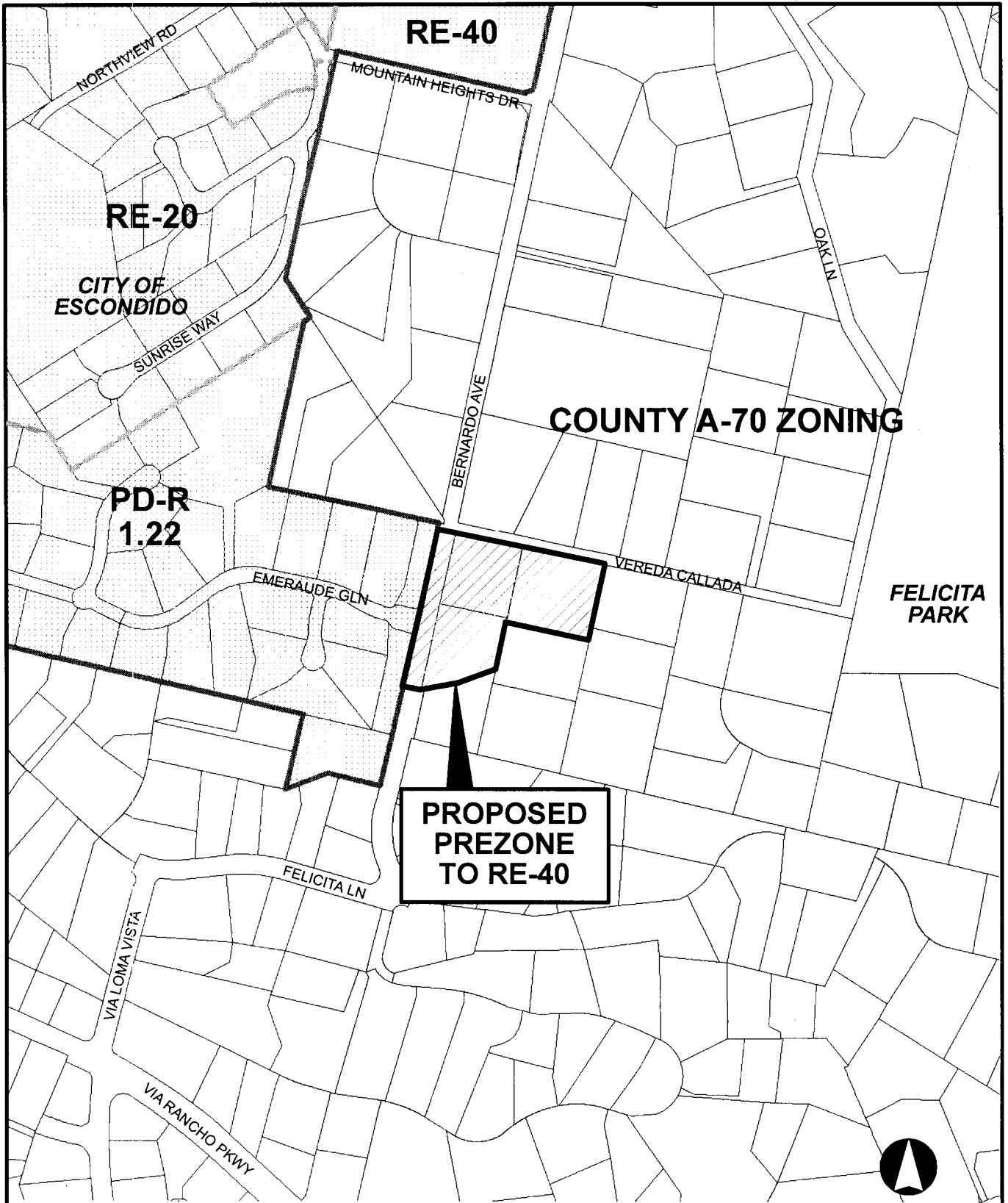
STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO : ss.  
CITY OF ESCONDIDO )

I, MARSHA WHALEN, City Clerk of the City of Escondido, hereby certify that the foregoing ORDINANCE NO. 2011-10 passed at a regular meeting of the City Council of the City of Escondido held on the 16th day of November, 2011, after having been read at the regular meeting of said City Council held on the 9th day of November, 2011.



MARSHA WHALEN, City Clerk of the  
City of Escondido, California

ORDINANCE NO. 2011-10



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**PROPOSED PREZONE AND ANNEXATION  
PHG 09-0021/PHG 09-0022/ENV 11-0002**



LOCATION/ZONING

LEGAL DESCRIPTION  
PHG 09-0021; PHG 09-0022GEOGRAPHIC DESCRIPTION

ALL THAT CERTAIN REAL PROPERTY, SITUATED IN A PORTION OF BLOCK 22 OF HOMELAND ACRES ADDITION TO ESCONDIDO, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 1205, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, AUGUST 13, 1909, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION POINT OF THE WESTERLY LINE OF BERNARDO AVENUE 40 FEET WIDE AS SHOWN ON SAID MAP NO. 1205 AND THE WESTERLY EXTENSION OF THE SOUTHERLY LINE OF VEREDA CALLADA 30 FEET WIDE, SAID POINT ALSO BEING A POINT ON THE EASTERLY BOUNDARY OF THE CITY OF ESCONDIDO AS ESTABLISHED BY THEIR RESOLUTION NO. 89-019, ADOPTED FEBRUARY 10, 1989, BY SAID CITY, SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING;

THENCE, LEAVING SAID WESTERLY BERNARDO AVENUE RIGHT OF WAY AND SAID CITY BOUNDARY, ALONG THE WESTERLY EXTENSION OF SAID SOUTHERLY LINE, (1) SOUTH 77°48'00" EAST 40.00 FEET TO A POINT ON THE INTERSECTION OF THE EASTERLY BERNARDO AVENUE RIGHT OF WAY AND THE SOUTHERLY VEREDA CALLADA RIGHT OF WAY;

THENCE, LEAVING SAID EASTERLY BERNARDO AVENUE RIGHT OF WAY, ALONG SAID SOUTHERLY VEREDA CALLADA RIGHT OF WAY, (2) SOUTH 77°48'00" EAST 453.54 FEET;

THENCE, LEAVING SAID SOUTHERLY RIGHT OF WAY, (3) SOUTH 12°18'30" WEST 233.00 FEET;

THENCE, (4) NORTH 77°48'00" WEST 238.35 FEET;

THENCE, (5) SOUTH 12°18'30" WEST 145.00 FEET;

THENCE, (6) SOUTH 70°21'36" WEST 124.73 FEET;

THENCE, (7) SOUTH 79°09'09" WEST 118.00 FEET, TO A POINT ON THE EASTERLY RIGHT OF WAY OF SAID BERNARDO AVENUE;

THENCE, (9) NORTH 77°47'30" WEST 40.00 FEET, TO A POINT ON SAID CITY BOUNDARY, WITHIN THE RIGHT OF WAY OF SAID BERNARDO AVENUE;

THENCE, (10) NORTH 12°12'30" EAST 489.99 FEET, ALONG SAID CITY BOUNDARY TO THE TRUE POINT OF BEGINNING AND CONTAINING 3.891 ACRES OF LAND MORE OR LESS.

FOR ASSESSMENT PURPOSES ONLY. THIS DESCRIPTION OF LAND IS NOT A LEGAL PROPERTY DESCRIPTION AS DEFINED IN THE SUBDIVISION MAP ACT AND MAY NOT BE USED AS THE BASIS FOR AN OFFER FOR SALE OF THE LAND DESCRIBED.