

Appeal of Evelyn S. Davis vs City)
Planning Commission's denial of a)
special permit to operate a day)
care facility for 12 children in)
the R-1 zone located at 1222)
Gilcrest Avenue (P-9122))

NOTICE OF DECISION
AND
FINDINGS OF FACT

At its regular meeting of October 28, 1980, the City Council heard and considered evidence in the above entitled matter. Based on the oral and documentary evidence at such hearing, the Council approved the appeal based on the following findings and conditions:

Findings of Fact

1. The proposal is based on sound principles of land use in that the proposed day care facility is compatible to surrounding residential uses.
2. The proposed project will not be injurious to the public health, safety and welfare in that the expansion would allow six additional children which is not a significant increase from what is normally allowed in the R-1 zone. Also, the project would not significantly increase the density of people in this particular area of the airport approach zone.
3. The project is consistent with the 1974 General Plan and North Pocket Community Plan which designates the site for residential uses.

Conditions

1. The special permit shall expire on November 12, 1985.
2. The applicant shall notify the parents that the subject property is located within an area designated by the Airport Land Use Commission as approach Zone 2, and that it is an area where potential for an air crash is greater than other parts of the City.

MAYOR

ATTEST:

CITY CLERK

P-9122

APPROVED
BY THE CITY COUNCIL

NOV 12 1980

OFFICE OF THE
CITY CLERK