

ORDINANCE NO. **10247**
(New Series)

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING SECTION 101.0430 REGULATING USES IN THE C-1S ZONE.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter X, Article 1, of the San Diego Municipal Code be amended by adding Section 101.0430 to read as follows:

SEC. 101.0430 C-1S Zone

A. PURPOSE AND INTENT

The C-1S Zone is primarily intended to accommodate establishments providing a full range of consumer goods and services. In addition, this zone permits wholesaling and warehousing activities on a limited scale.

Zone C-1S is adaptable to most older commercial centers as well as to various strip commercial developments, where both off-street parking and relatively restrictive sign regulations are desired or are called for in adopted plans.

B. PERMITTED USES

In the C-1S Zone no building or improvement, or portion thereof, shall be erected, constructed, converted, established, altered or enlarged, nor shall any premises be used except for one or more of the following purposes:

1. Any use permitted in the C-1 Zone except outdoor advertising display signs.
2. Any other use which the Planning Commission may find to be similar in character to the uses, including accessory uses, enumerated in this section and consistent with the purpose and intent

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of this zone. The adopted resolution embodying such finding shall be filed in the office of the City Clerk.

3. Accessory uses for any of the foregoing permitted uses, including the following signs:

a. Signs on the faces of buildings are permitted provided that no such signs shall project above the nearest parapet or eave of the building to which the signs are attached. The aggregate sign area for each street frontage on a given premises shall not exceed one square foot for each linear foot of street frontage or 25 square feet, whichever is larger. In addition, the following identification signs shall be permitted:

- (1) One single or double-faced freestanding sign located adjacent to each entrance or exit driveway to a parking lot. Such signs shall not exceed 12 square feet in area nor a height of 12 feet measured vertically from the base at ground level to the apex of the sign.
- (2) One sign on the exterior wall at each side or rear entrance to a store, shop or place of business provided that no such sign shall project above the nearest parapet or eave of the building to which it is attached and, provided further, that no such sign shall be attached to the perimeter framing of the building or

to the face of canopies or porch roofs.

No such sign shall have an area exceeding 12-1/2 square feet or one-half square foot for each linear foot of street frontage of the premises, whichever is larger.

- b. For each street frontage of the premises, one sign attached to the wall or one freestanding sign designating the premises for sale, rent or lease is permitted, provided such sign has a maximum area of eight square feet and a height, if freestanding, not exceeding 12 feet measured vertically from the base at ground level to the apex of the sign.
- c. Where the face of the building sets back from the property line in excess of 20 feet, single or double-faced freestanding signs (in addition to those on the building) are permitted, provided that:
 - (1) No part of such signs shall extend over public property or have a height exceeding 20 feet measured vertically from the base at ground level to the apex of the sign.
 - (2) The total area of all such signs on any street frontage of the premises shall not exceed four-tenths of a square foot per linear foot of street frontage or 37-1/2 square feet, whichever is smaller.
- d. Any sign located on property zoned C-1S, not in compliance with paragraph "B.3" herein,

shall be removed within three years from the effective date of the ordinance establishing the C-1S Zone on said property.

- e. Signs permitted in paragraph "B.3" herein which are attached to walls or the face of a building shall be parallel to the wall or the face of the building and shall project not more than 16 inches therefrom.
- f. Signs permitted herein may be lighted; however, none shall contain visibly moving parts or be illuminated by flashing lights.
- g. All signs, except signs designating the premises for sale, rent or lease, shall refer only to the permitted uses as set forth in Section 95.0305, subsections 2 and 3.

C. SPECIAL REGULATIONS

All accessory uses shall be located in the same building as the permitted use or uses which they serve. There shall be no entrance to any such accessory uses except through a foyer, court, lobby, patio or other similar area.

D. PROPERTY DEVELOPMENT REGULATIONS

No building or portion thereof shall be erected, constructed, converted, established, altered, enlarged or used nor shall any premises be used unless the lot or premises and buildings shall comply with the following regulations and standards:

- 1. Minimum Lot Dimensions.
 - a. Area - 5,000 square feet.
 - b. Street frontage - 50 feet.
 - c. Width - 50 feet.

d. Exception. Any lot which qualifies under the definition of a lot as set forth in this Code and which does not comply in all respects with the minimum lot dimensions specified herein may nevertheless be used as permitted and otherwise regulated by the provisions applicable to this zone.

2. Minimum Yards - Lots That Abut Residential Zones.

If any portion of the rear lot line abuts residentially zoned property, a ten-foot rear yard adjoining said lot line shall be provided.

3. Maximum Floor Area Ratio.

The maximum floor area ratio shall be six.

4. Regulations for Residential Development.

All buildings, improvements, or portions thereof, erected, constructed, converted, established, altered or enlarged in this zone which are designed or intended for living purposes shall be located above the ground floor and shall observe minimum front, side and rear yards and maximum coverage and density as required in the R-4 Zone as set forth in Section 101.0413. In those cases where the premises are occupied or proposed to be occupied by both commercial and residential uses, the minimum front, side and rear yards and maximum coverage and density shall be determined and computed without regard to the buildings or portions thereof to be occupied by the commercial uses.

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5. Other applicable property development regulations are contained in Division 6 of this Article.

E. OFF-STREET PARKING REGULATIONS

1. Every premises used for one or more of the permitted uses listed in paragraph "B" above, shall be provided with a minimum of off-street parking spaces on the same lot or premises (except as otherwise provided in Division 8) as follows:
 - a. For apartments, multiple dwellings and group dwellings, one parking space for each dwelling unit containing not more than one bedroom and one and one-half parking spaces for each dwelling unit containing two or more bedrooms.
 - b. For hotels, motels, one parking space for each guest room or suite.
 - c. For private clubs and similar establishments, one parking space for each guest room or one parking space for each 400 square feet of gross floor area, whichever is greater.
 - d. For theaters, other than drive-in theaters, and places of assembly not otherwise provided for in this section, one parking space for each three fixed seats, or one space for each 21 square feet of floor area where there are no fixed seats.
 - e. For other permitted uses, one parking space for each 400 square feet of gross floor area.
2. Where ambiguity exists in the application of these off-street parking requirements or where any use not specified in paragraph "B" above is found to

be a permitted use, the off-street parking requirements shall be consistent with that for similar uses in this zone.

3. All off-street parking facilities shall be constructed, operated and maintained in compliance with Division 8 of this Article.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

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APPROVED: JOHN W. WITT, City Attorney

By Frederick C. Conrad
Frederick C. Conrad, Deputy

FCC:sl
Rev. pages 1, 5
2-17-70

Passed and adopted by the Council of The City of San Diego on FEB 24 1970,
by the following vote:

	Councilmen	Yeas	Nays	Excused	Absent
RECEIVED CITY CLERK'S OFFICE 1970 FEB -9 PM 12:21 SAN DIEGO, CALIF.	Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Bob Martinet	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Mike Schaefer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Mayor Frank Curran	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY: FRANK CURRAN,
Mayor of The City of San Diego, California.

(Seal)

JOHN LOCKWOOD,
City Clerk of The City of San Diego, California.

By Elfa J. Hamel, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

FEB 10 1970, and on FEB 24 1970.

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

(Seal)

JOHN LOCKWOOD,
City Clerk of The City of San Diego, California.

By Elfa J. Hamel, Deputy.

Office of the City Clerk, San Diego, California		
Ordinance Number	10247	Adopted FEB 24 1970

ATTORNEY (S)

* CITY OF SAN DIEGO
202 "C" Street
Community Concourse
San Diego, California 92101

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,
OF THE SAN DIEGO MUNICIPAL CODE BY ADDING
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C-1S ZONE

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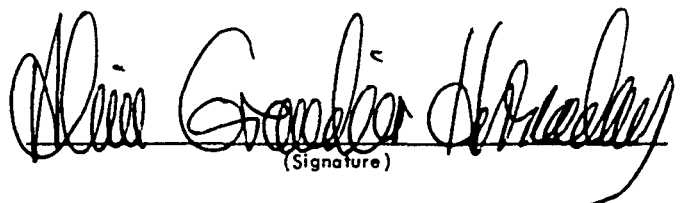
I, **Aline Grandier Hornaday** hereby certify
that The Daily Transcript is a daily newspaper of general
circulation within the provisions of the Government Code of
the State of California, printed and published in the City of
San Diego, County of San Diego, State of California; that
I am the ~~principal clerk of the~~ printer of said newspaper;
that the

ORDINANCE NO. 10247 (NEW SERIES)

to a true and correct copy of which this certificate is annexed
was published in said newspaper on

March 6, 1970

I certify under penalty of perjury that the foregoing is
true and correct, at San Diego, California,
on March 6, 1970


(Signature)

28 1/4" \$113.00

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B. PERMITTED USES

In the C-1S Zone no building or improvement, or portion thereof, shall be erected, constructed, converted, established, altered or enlarged, nor shall any premises be used except for one or more of the following purposes:

1. Any use permitted in the C-1 Zone except outdoor advertising display signs.

2. Any other use which the Planning Commission may find to be similar in character to the uses, including accessory uses, enumerated in this section and consistent with the purpose and intent of this zone. The adopted resolution embodying such findings shall be filed in the office of the City Clerk.

3. Accessory uses for any of the foregoing permitted uses, including the following signs:

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(2) One sign on the exterior wall at each side or rear entrance to a store, shop or place of business provided that no such sign shall project above the nearest parapet or eave of the building to which it is attached and, provided further, that no such sign shall be attached to the perimeter framing of the building or to the face of canopies or porch roofs. No such sign shall have an area exceeding 12½ square feet or one-half square foot for each linear foot of street frontage of the premises, whichever is larger.

b. For each street frontage of the premises, one sign attached to the wall or one freestanding sign designating the premises for sale, rent or lease is permitted, provided such sign has a maximum area of eight square feet and a height, if freestanding, not exceeding 12 feet measured vertically from the base at ground level to the apex of the sign.

c. Where the face of the building sets back from the property line in excess of 20 feet, single or double-faced freestanding signs (in addition to those on the building) are permitted, provided that:

(1) No part of such signs shall extend over public property or have a height exceeding 20 feet measured vertically from the base at ground level to the apex of the sign.

(2) The total area of all such signs on any street frontage of the premises shall not exceed four-tenths of a square foot per linear foot of street frontage or 37½ square feet, whichever is smaller.

d. Any sign located on property zoned C-1S, not in compliance with paragraph "B.3" herein, shall be removed within three years from the effective date of the ordinance establishing the C-1S Zone on said property.

e. Signs permitted in paragraph "B.3" herein which are attached to walls or the face of a building shall be parallel to the wall or the face of the building and shall project not more than 18 inches therefrom.

f. Signs permitted herein may be lighted; however, none shall contain visibly moving parts or be illuminated by flashing lights.

g. All signs, except signs designating the premises for sale, rent or lease, shall refer only to the permitted uses as set forth in Section 95.0305, subsections 2 and 3.

C. SPECIAL REGULATIONS

All accessory uses shall be located in the same building as the permitted use or uses which they serve. There shall be no entrance to any such accessory uses except through a foyer, court, lobby, patio or other similar area.

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d. Exception. Any lot which qualifies under the definition of a lot as set forth in this Code and which does not comply in all respects with the minimum lot dimensions specified herein may nevertheless be used as permitted and otherwise regulated by the provisions applicable to this zone.

2. Minimum Yards—Lots That Abut Residential Zones.

If any portion of the rear lot line abuts residentially zoned property, a ten-foot rear yard adjoining said lot line shall be provided.

3. Maximum Floor Area Ratio.

The maximum floor area ratio shall be six.

4. Regulations for Residential Development.

All buildings, improvements, or portions thereof, erected, constructed, converted, established, altered or enlarged in this zone which are designed or intended for living purposes shall be located above the ground floor and shall observe minimum front, side and rear yards and maximum coverage and density as required in the R-4 Zone as set forth in Section 101.0413. In those cases where the premises are occupied or proposed to be occupied by both commercial and residential uses, the minimum front, side and rear yards and maximum coverage and density shall be determined and computed without regard to the buildings or portions thereof to be occupied by the commercial uses.

5. Other applicable property development regulations are contained in Division 6 of this Article.

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b. For hotels, motels, one parking space for each guest room or suite.

c. For private clubs and similar establishments, one parking space for each guest room or one parking space for each 400 square feet of gross floor area, whichever is greater.

d. For theaters, other than drive-in theaters, and places of assembly not otherwise provided for in this section, one parking space for each three fixed seats, or one space for each 21 square feet of floor area where there are no fixed seats.

e. For other permitted uses, one parking space for each 400 square feet of gross floor area.

2. Where ambiguity exists in the application of these off-street parking requirements or where any use not specified in paragraph "B" above is found to be a permitted use, the off-street parking requirements shall be consistent with that for similar uses in this zone.

3. All off-street parking facilities shall be constructed, operated and maintained in compliance with Division 8 of this Article.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Introduced on February 10, 1970.

Passed and adopted by the Council of The City of San Diego on February 24, 1970.

AUTHENTICATED BY:

FRANK CURRAN,
Mayor of The City of San Diego, California.
JOHN LOCKWOOD,
City Clerk of The City of San Diego, California.
By ELFA F. HAMEL, Deputy.

(SEAL)

Published March 6, 1970

W-504