

EMERGENCY ORDINANCE NO. 10969 JAN 2 1973
(New Series)

AN EMERGENCY ORDINANCE EXTENDING THE TIME
ON ORDINANCE NO. 10934 (NEW SERIES), ADOPTED
OCTOBER 3, 1972, LIMITING DEVELOPMENT TO THAT
PERMITTED IN THE M-IP ZONE ON CERTAIN A-1-10
AND M-1A ZONED PROPERTY IN THE AREA OF U.S.
395 AND POMERADO ROAD.

WHEREAS, the City Council on August 10, 1972, by Resolution
No. 206253 initiated a hearing on a change of zone to the M-IP
Zone, as set forth in Municipal Code Section 101.0435.1 for land
zoned A-1-10 and M-1A and described on Zone Map Drawing No.
B-2620; and

WHEREAS, evidence was presented to the City Council that
indicated that development inconsistent with the A-1-10 and
M-1A Zones was imminent; and

WHEREAS, evidence of the adverse effect that such develop-
ment would have on the public health, safety and general welfare
of the residents in the area of U.S. 395 and Pomerado Road was
presented; and

WHEREAS, the foregoing facts established that an emergency
existed that would affect the public health, safety and general
welfare and required that immediate steps be taken to prevent
further development less restrictive than the M-IP Zone and
that such protection could only be provided by enacting an
emergency ordinance pursuant to Municipal Code Section 101.0205.2
to be effective upon adoption; and

MICROFILMED MAY 1 1978

01914

WHEREAS, the City Council enacted Ordinance No. 10934 (New Series) on October 3, 1972, providing that no development inconsistent with the M-IP Zone could take place within the area covered by Zone Map Drawing No. B-2620 for a period of 90 days; and

WHEREAS, the City Council conducted a public hearing on January 2, 1973 for the purpose of extending the duration of Ordinance No. 10934; and

WHEREAS, the City Council found from evidence presented that all the facts and circumstances existing at the time of the adoption of Ordinance No. 10934 still exist; and

WHEREAS, the City Council finds from all the foregoing that the public health, safety and general welfare require that Ordinance No. 10934 (New Series) be extended; NOW, THEREFORE,

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

Section 1. That Ordinance No. 10934 (New Series) shall remain in full force and effect for a period of 88 days from the date of adoption of this ordinance.

Section 2. This ordinance shall immediately take effect and be in force on January 2, 1973, being the date of its adoption.

APPROVED: JOHN W. WITT, City Attorney

By  Frederick C. Conrad, Chief Deputy

FCC:jh
12-26-72

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10969

JAN 2 1973
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1972 DEC 27 AM 10:34
SAN DIEGO, CALIF 92108

Passed and adopted by the Council of The City of San Diego on JAN 2 1973
by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

(Seal)

By Mary Anne Mease, Deputy.

I HEREBY CERTIFY ~~that~~ the foregoing ordinance was passed on the day of its introduction, to wit, on JAN 2 1973, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

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.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

(Seal)

By Mary Anne Mease, Deputy.

MICROFILMED MAY 1 1978

CC-1255-B (REV. 12-71)

Office of the City Clerk, San Diego, California

Ordinance Number 10969 Adopted JAN 2 1973

01916

numerical Ord
with copy of Ord
JB

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SAN DIEGO, CALIF

ATTORNEY (S)

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

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

EXTENDING THE TIME ON ORDINANCE NO. 10934
(NEW SERIES)

EMERGENCY ORDINANCE NO. 10969
(New Series)

AN EMERGENCY ORDINANCE EXTENDING THE TIME ON ORDINANCE NO. 10934 (NEW SERIES), ADOPTED OCTOBER 3, 1972, LIMITING DEVELOPMENT TO THAT PERMITTED IN THE M-IP ZONE ON CERTAIN A-1-10 AND M-1A ZONED PROPERTY IN THE AREA OF U.S. 395 AND POMERADO ROAD.

WHEREAS, the City Council on August 10, 1972, by Resolution No. 206253 initiated a hearing on a change of zone to the M-IP Zone, as set forth in Municipal Code Section 101.0435.1 for land zoned A-1-10 and M-1A and described on Zone Map Drawing No. B-2620; and

WHEREAS, evidence was presented to the City Council that indicated that development inconsistent with the A-1-10 and M-1A Zones was imminent; and

WHEREAS, evidence of the adverse effect that such development would have on the public health, safety and general welfare of the residents in the area of U.S. 395 and Pomerado Road was presented; and

WHEREAS, the foregoing facts established that an emergency existed that would affect the public health, safety and general welfare and required that immediate steps be taken to prevent further development less restrictive than the M-IP Zone and that such prevention could only be provided by enacting an emergency ordinance pursuant to Municipal Code Section 101.0205.2 to be effective upon adoption; and

WHEREAS, the City Council adopted Ordinance No. 10934 (New Series) on October 3, 1972, providing that no development inconsistent with the M-IP Zone could take place within the area covered by Zone Map Drawing No. B-2620 for a period of 90 days; and

WHEREAS, the City Council conducted a public hearing on January 7, 1973 for the purpose of extending the duration of Ordinance No. 10934; and

I, Patricia W. Applestill hereby certify that San Diego 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 said newspaper; that the

EMERGENCY ORDINANCE NO. 10969
(NEW SERIES)

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

January 11, 1973

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

January 12, 1973

Patricia W. Applestill
(Signature)

01917

Ord 10969 WS

105/8 @ 4.20 = 44.63

WHEREAS, the City Council found from evidence presented that all the facts and circumstances existing at the time of the adoption of Ordinance No. 10934 still exist; and

WHEREAS, the City Council finds from all the foregoing that the public health, safety and general welfare require that Ordinance No. 10934 (New Series) be extended; NOW, THEREFORE

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

Section 1. That Ordinance No. 10934 (New Series) shall remain in full force and effect for a period of 88 days from the date of adoption of this ordinance.

Section 2. This ordinance shall immediately take effect and be in force on January 2, 1973, being the date of its adoption.

Passed and adopted by the Council of The City of San Diego on January 2, 1973, by the following vote:

YEAS: Johnson, Landt, Williams, Morrow, Martinez, Hitch, Bates, Wilson.

NAYS: None.

ABSENT: O'Connor.

AUTHENTICATED BY:

PETE WILSON
Mayor of The City of
San Diego, California.

EDWARD NIELSEN
City Clerk of The City of
San Diego, California.

By MARY ANNE MEBASE,
Deputy.

(Seal)

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on January 2, 1973; said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

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.

EDWARD NIELSEN
City Clerk of The City of
San Diego, California.

By MARY ANNE MEBASE,
Deputy.

(Seal)

Published Jan. 11, 1973

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