

ORDINANCE NO. 11042 APR 19 1973  
(New Series)

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,  
DIVISION 4 OF THE SAN DIEGO MUNICIPAL CODE  
BY AMENDING SECTION 101.0441 RELATING TO  
THE M-2 ZONE.

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

Section 1. That Chapter X, Article 1, Division 4 of the  
San Diego Municipal Code be amended by amending Section 101.0441  
to read as follows:

SEC. 101.0441 M-2 ZONE

A. In an M-2 Zone, buildings and land may be used for any  
purposes whatsoever not in conflict with any ordinance of  
The City of San Diego regulating nuisances; provided,  
however, that no building permit shall be issued for any  
of the following uses until and unless the location of  
such shall have been approved by the City Planning Com-  
mission and permit obtained from the Council; said Council  
shall not grant a permit for any of the following uses  
until a public hearing has been held. Notice of said  
hearing shall be given by publication in the official  
newspaper of the City at least ten days prior to said  
hearing.

1. Acid manufacture.
2. Cement, lime, gypsum, or plaster of paris  
manufacture.

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MAY 1 1978

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3. Distillation of bones.
4. Explosives, manufacture or storage.
5. Fat rendering.
6. Fertilizer manufacture.
7. Garbage offal or dead animal reduction.
8. Gas manufacture.
9. Glue manufacture.
10. Petroleum refining.
11. Smelting of tin, copper, zinc, or iron ores.
12. Stock yards or slaughter of animals.

B. On-premises signs are permitted if constructed, fabricated, erected, installed, attached, fastened, placed, positioned, operated and abated in accordance with the regulations as set forth in Chapter X, Article 1, Division 11 and Chapter IX, Article 5, Division 1 of this Code.

C. Outdoor Display and Storage Regulations

1. The following listed merchandise sold on the premises may be displayed outdoors without screening walls or fences:
  - a. Automobiles (usable).
  - b. Boats (usable).
  - c. Flowers and plants.
  - d. Motorcycles and scooters.
  - e. Trucks.
  - f. Trailers.

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- g. Equipment and tools (no man-ridden equipment).
  - h. Artwork and pottery.
  - i. Any other merchandise which the Planning Commission may find to be similar in character, type or nature to the merchandise listed in paragraph "C.1." The adopted resolution embodying such finding shall be filed in the office of the City Clerk.
2. All other merchandise sold on the premises may be displayed outdoors provided that the display area is completely enclosed by walls, fences, buildings, landscape screening or a combination thereof.
  3. All merchandise, equipment and supplies may be stored outdoors provided that the storage area is completely enclosed by walls, fences, buildings, landscape screening or a combination thereof.
  4. All walls and fences required in paragraphs "C.2." and "C.3." of this section shall be six feet in height and shall be constructed and maintained with not less than 50 percent of the surface area impervious to light. The location, materials and design of required walls and fences shall be subject to approval by the Zoning Administrator. Any decision of the Zoning Administrator relating to walls or fences may be appealed to the Board of

Zoning Appeals and City Council in accordance with the procedures set forth in Chapter X, Article 1, Division 5 of the San Diego Municipal Code. Such walls or fences shall be maintained in accordance with Chapter X, Article 1, Division 6 of the San Diego Municipal Code.

5. When landscape screening is used to enclose areas used for outdoor display or storage, a landscape screening proposal shall be submitted to the Zoning Administrator for review and approval. The landscape screening shall be developed to a height of not less than six feet and in conformance with standards adopted by the Planning Commission as set forth in the document entitled "Development and Maintenance Standards-- Landscaping" on file in the office of the Planning Department. Substantial conformance shall be determined by the Zoning Administrator. Said determination shall be subject to appeal in the manner set forth in Chapter X, Article 1, Division 5 of the San Diego Municipal Code. Landscape screening shall be permanently maintained in accordance with the adopted standards referred to in this paragraph.
6. Exception. All merchandise subject to paragraph "C.2." above may be displayed outdoors without

screening walls or fences for a period not to exceed a total of seven days every six months. Such display shall not occur unless the seller has first obtained a Use Permit which shall be issued by the office of the Zoning Administrator.

D. All walls, fences and landscape screening required in this section shall be in compliance with the regulations of this section by MAY 19 1974.

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

APPROVED: JOHN W. WITT, City Attorney

By 

Frederick C. Conrad, Chief Deputy

FCC:nr  
Rev. 3-29-73  
M-2 Zone

-5-

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MAY 1 1978

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APR 19 1973

Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_,  
by the following vote:

RECEIVED  
CITY CLERK'S OFFICE  
1973 MAR 13 PM 3:49  
SAN DIEGO, CALIF.

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 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 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 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 APR 5 1973, and on APR 19 1973.

~~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.

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

(Seal)

By *Mary Anne Mease*, Deputy.

**MICROFILMED**  
MAY 1 1978

Office of the City Clerk, San Diego, California	
Ordinance Number	<b>11042</b>
Adopted	APR 19 1973
<b>02664</b>	

ATTORNEY (S)

\* CITY OF SAN DIEGO  
202 C Street  
12th Floor  
San Diego, California 92101

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

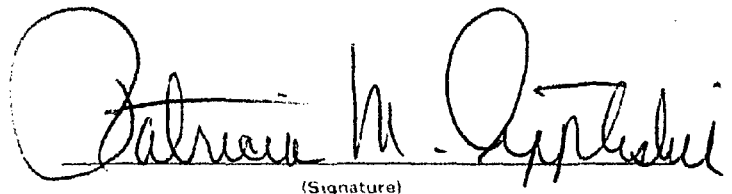
RELATING TO THE M-2 ZONE

I, Patricia M. 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

ORDINANCE NO. 11042 (NEW SERIES)

is a true and correct copy of which this certificate is annexed was published in said newspaper on April 26, 1973

I certify under penalty of perjury that the foregoing is true and correct, at San Diego, California, on April 30, 1973

  
(Signature)

18"

#75<sup>60</sup>  
02665

**ORDINANCE NO. 11042**  
(New Series)

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 4 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0441 RELATING TO THE M-2 ZONE.

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

Section 1. That Chapter X, Article 1, Division 4 of the San Diego Municipal Code be amended by amending Section 101.0441 to read as follows:

**SEC. 101.0441 M-2 ZONE**

A. In an M-2 Zone buildings and land may be used for any purposes whatsoever not in conflict with any ordinance of The City of San Diego regulating nuisances; provided, however, that no building permit shall be issued for any of the following uses until and unless the location of such shall have been approved by the City Planning Commission and permit obtained from the Council; said Council shall not grant a permit for any of the following uses until a public hearing has been held. Notice of said hearing shall be given by publication in the official newspaper of the City at least ten days prior to said hearing.

1. Acid manufacture.
2. Cement, lime, gypsum, or plaster of paris manufacture.
3. Distillation of bones.
4. Explosives, manufacture or storage.
5. Fat rendering.
6. Fertilizer manufacture.
7. Garbage offal or dead animal reduction.
8. Gas manufacture.
9. Glue manufacture.
10. Petroleum refining.
11. Smelting of tin, copper, zinc, or iron ores.
12. Stock yards or slaughter of animals.

B. On-premises signs are permitted if constructed, fabricated, erected, installed, attached, fastened, placed, positioned, operated and abated in accordance with the regulations as set forth in Chapter X, Article 1, Division 11 and Chapter IX, Article 5, Division 1 of this Code.

**C. Outdoor Display and Storage Regulations.**

1. The following listed merchandise sold on the premises may be displayed outdoors without screening walls or fences:
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    - e. Trucks.
    - f. Trailers.
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  5. When landscape screening is used to enclose areas used for outdoor display or storage, a landscape screening proposal shall be submitted to the Zoning Administrator for review and approval. The landscape screening shall be developed to a height of not less than six feet and in conformance with standards adopted by the Planning Commission as set forth in the document entitled "Development and Maintenance Standards—Landscaping" on file in the office of the Planning Department. Substantial conformance shall be determined by the Zoning Administrator. Said determination shall be subject to appeal in the manner set forth in Chapter X, Article 1, Division 5 of the San Diego Municipal Code. Landscape screening shall be permanently maintained in accordance with the adopted standards referred to in this paragraph.
  6. Exception. All merchandise subject to paragraph "C.2." above may be displayed outdoors without screening walls or fences for a period not to exceed a total of seven days every six months. Such display shall not occur unless the seller has first obtained a Use Permit which shall be issued by the office of the Zoning Administrator.
- D. All walls, fences and landscape screening required in this section shall be in compliance with the regulations of this section by May 19, 1974.

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

Introduced on April 5, 1973.

Passed and adopted by the Council of The City of San Diego on April 19, 1973.

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 MBASE, Deputy.

(SEAL)

Published April 26, 1973

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