

ORDINANCE NO. 11135 SEP 27 1973
(New Series)

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 1,
OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING
SECTIONS 91.02.0302 AND 91.0602 RELATING TO
DEMOLITION AND BUILDING PERMITS.

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

Section 1. That Chapter IX, Article 1, of the San Diego
Municipal Code be amended by amending Sections 91.02.0302 and
91.0602 to read as follows:

SEC. 91.02.0302 SECTION 302(a), SECTION 302(b) AND
SECTION 302(d) OF THE UNIFORM
BUILDING CODE AMENDED

Section 302(a) Issuance. The application, plans
and specifications filed by an applicant for a permit
shall be checked by the Building Official. Such plans
may be reviewed by other departments of the City to check
compliance with the laws and ordinances under their
jurisdiction. If the Building Official is satisfied
that the work described in an application for permit
and the plans filed therewith conform to the requirements
of this Code and other pertinent laws and ordinances
and that the fee specified in Section 303(a) has been
paid, he shall issue a permit therefor to the applicant.
In the case of new buildings all fees required for connec-
tion to public water and sewer systems must be paid before
the permit is issued.

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REV. 9-13-73

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When the Building Official issues the permit, he shall endorse in writing or stamp on both sets of plans and specifications "APPROVED." Such approved plans and specifications shall not be changed, modified or altered without authorization from the Building Official and all work shall be done in accordance with the approved plans.

The Building Official may issue a permit for the construction of part of a building or structure before the entire plans and specifications for the whole building or structure have been submitted or approved provided adequate information and detailed statements have been filed complying with all pertinent requirements of this Code. The holder of such permit shall proceed at his own risk without assurance that the permit for the entire building or structure will be granted.

Permits in San Diego Coast Regional Commission

"Permit Area." No building permit will be issued by The City of San Diego for a project or development located within the "Permit Area" of the San Diego Coast Regional Commission as established by the California Coastal Zone Conservation Act of 1972 until such time as a development permit or exemption certificate has been obtained from the Regional Commission, or, if appealed, from the California Coastal Zone Conservation Commission or any court of competent jurisdiction which has authorized said construction,

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except that building permits for repairs or improvements to single-family dwellings of less than \$7,500 which are not located between the mean high tide line as defined by the Regional Commission and the nearest improved public street will not be subject to this provision. Repairs or improvements will include, but not be limited to, additions of rooms, carports, garages, swimming pools, fences, interior remodeling or rewiring. Procedures to be followed when an application is submitted for a building permit in the "Permit Area" are: The application, plans and specifications filed by an applicant for a permit shall be reviewed by the Building Official. Such plans shall be reviewed by other City departments to ensure compliance with the laws and ordinances under their jurisdiction. If the Building Official is satisfied that the work described in an application for a permit, and the plans and specifications filed therewith conform to the requirements of this Code, and other pertinent laws and ordinances, he shall issue to the applicant a letter stating that he is prepared to issue a permit therefor to the applicant when the appropriate fees have been paid and the applicant presents an approved permit or certificate of exemption granted by the Regional Commission, the California Coastal Zone Conservation Commission, if appealed, or a court of competent jurisdiction authorizing construction

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for which the application was filed; provided, however, that the application, plans and specifications comply with all laws and ordinances in effect at the time of the presentation of such permit or certificate and payment of such fee. Upon presentation of such permit or exemption certificate and payment of the fee as specified by Section 91.02.0303 of this Code, the Building Official shall issue a permit to the applicant provided that the application, plans and specifications comply with all laws and ordinances in effect at the time of presentation of such permit or certificate and payment of fee.

Section 302(b) Retention of Plans. One set of approved plans, specifications and computations shall be retained by the Building Official for a period of not less than 90 days from date of completion of the work covered therein and one set of approved plans and specifications shall be returned to the applicant which set shall be kept on such building or work at all times during which the work authorized thereby is in progress.

Section 302(d) Expiration. Every permit issued by the Building Official under the provisions of this Code shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within 120 days from the date of such permit, or if the building or work authorized by such permit is suspended

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or abandoned at any time after the work is commenced for a period of 120 days. Before such work can be recommenced, a new permit shall first be obtained so to do and the fee therefor shall be one-half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided, further, that such suspension or abandonment has not exceeded one year. ~~The application of this amendment shall be retroactive to include building permits issued 120 days before the effective date hereof.~~

IRrelevant!
N/App. (DELETE)
DWDetisch

SEC. 91.0602 DEMOLITION OF STRUCTURES--PERMIT REQUIRED

(a) Purpose and Intent. It is the purpose and intent of the Council to protect the public safety and welfare by permitting only contractors licensed by the State of California to demolish structures and by requiring the filing of a policy of insurance protecting the public against personal injury and property damage and posting of a surety bond to insure completion of demolition and cleanup of the demolition site.

(b) Permit Required. No person shall demolish in whole or in part any building or structure, or cause the same to be done, without first obtaining and having then in effect a valid demolition permit. The demolition permit shall be conspicuously posted on the premises while demolition or associated work is in progress.

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A demolition permit will not be required to demolish a minor building. For the purpose of this section, a minor building shall mean a one-story frame building not over 500 square feet in area, a temporary construction shed or office or a temporary tract or subdivision office, the construction of which had been authorized by the Planning Director.

The Building Official may issue a no-fee permit to any owner required to demolish a structure, not exceeding two stories in height, declared by a governmental authority to be unsafe or a public nuisance.

(c) No person shall demolish a structure or building and a demolition permit shall not be issued unless such person holds a valid State of California Contractor's License authorizing such work or is the owner of the real property on which the structure or building to be demolished is situated.

(d) Demolition Permits for Projects in the "Permit Area" of the San Diego Regional Commission. No demolition permit will be issued by The City of San Diego for any project or development located within the "Permit Area" of the San Diego Coast Regional Commission as established by the California Coastal Zone Conservation Act of 1972 until such time as a development permit or certificate of exemption

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has been obtained from the Regional Commission, or, if appealed, the California Coastal Zone Conservation Commission, or if authorized by a court of competent jurisdiction. Procedures to be followed when an application is submitted for a demolition permit in the "Permit Area" are: The application, completion bond and proof of insurance filed by an applicant for a permit shall be reviewed by the Building Official. If the Building Official is satisfied that the work described in an application for a permit and the bond and insurance filed therewith conform to the requirements of this Code and other pertinent laws and ordinances, he shall issue to the applicant a letter stating that he is prepared to issue a permit therefor to the applicant when the appropriate fees have been paid and the applicant presents an approved permit or certificate of exemption granted by the Regional Commission, the California Coastal Zone Conservation Commission, if appealed, or a court of competent jurisdiction authorizing the demolition work for which the application was filed; provided, however, that the application, bond and insurance comply with all laws and ordinances in effect at the time of the presentation of such permit or certificate and payment of such fee. Upon presentation of such permit or exemption certificate and payment of the fee specified in Section 91.02.0303 of this Code,

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the Building Official shall issue a permit to the applicant, provided that the application, bond and insurance comply with all laws and ordinances in effect at the time of presentation of such permit or certificate and payment of fee.

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 DW Detisch
Donald W. Detisch, Deputy

DWD:cav:K
8-17-73

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CO202

11/25

OCT 27 1973

Passed and adopted by the Council of The City of San Diego on _____, 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 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Helena J. Ingrum, 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

SEP 13 1973

OCT 27 1973

_____, and on _____.

~~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.~~

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 Helena J. Ingrum, Deputy.

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MAY 2 1978

Office of the City Clerk, San Diego, California

00203

Ordinance Number **11135** Adopted **OCT 27 1973**

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revised

RECEIVED
CITY CLERK'S OFFICE
1973 OCT 24 PM 2:30
SAN DIEGO, CALIF.

ATTORNEY (S)

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

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

DEMOLITION & BUILDING PERMITS

OCT 24 1973 *LB*

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 11135 (NEW SERIES)

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

October 5, 1973

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

October 12, 1973

Patricia M. Applestill
(Signature)

L-10-202-73

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28 7/8" @ #4.42 #127.63
lv

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE I, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 91.02.0092 AND 91.02.0093 RELATING TO DEMOLITION AND BUILDING PERMITS.

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

Section 1. That Chapter IX, Article I, of the San Diego Municipal Code be amended by amending Sections 91.02.0092 and 91.02.0093 to read as follows:

SEC. 91.02.0302 SECTION 302(a), SECTION 302(b) AND SECTION 302(d) OF THE UNIFORM BUILDING CODE AMENDED

Section 302(a) amended. The application, plans and specifications filed by an applicant for a permit shall be checked by the Building Official. Such plans may be reviewed by other departments of the City to check compliance with the laws and ordinances under their jurisdiction. If the Building Official is satisfied that the work described in an application for permit and the plans filed therewith conform to the requirements of this Code and other pertinent laws and ordinances and that the fee specified in Section 303(a) has been paid, he shall issue a permit therefor to the applicant. In the case of new buildings all fees required for connection to public water and sewer systems must be paid before the permit is issued.

When the Building Official issues the permit, he shall endorse in writing or stamp on both sets of plans and specifications "APPROVED." Such approved plans and specifications shall not be changed, modified or altered without authorization from the Building Official and all work shall be done in accordance with the approved plans.

The Building Official may issue a permit for the construction of part of a building or structure before the entire plans and specifications for the whole building or structure have been submitted or approved provided adequate information and detailed statements have been filed complying with all pertinent requirements of this Code. The holder of such permit shall proceed at his own risk without assurance that the permit for the entire building or structure will be granted.

Permits in San Diego Coast Regional Commission "Permit Area." No building permit will be issued by The City of San Diego for a project or development located within the "Permit Area" of the San Diego Coast Regional Commission as established by the California Coastal Zone Conservation Act of 1972 until such time as a development permit or exemption certificate has been obtained from the Regional Commission, or if appealed, from the California Coastal Zone Conservation Commission, or any court of competent jurisdiction which has authorized said construction, except that building permits for repairs, alterations, or improvements to single-family dwellings

shall first be obtained as to do and the fee therefor shall be one-half the amount required for a new permit for such work. Provided no changes have been made or will be made in the original plans and specifications for such work; and provided, further, that such suspension or abandonment has not exceeded one year. The application of this amendment shall be retroactive to include building permits issued 120 days before the effective date hereof.

SEC. 91.0202 DEMOLITION OF STRUCTURES - PERMIT REQUIRED

(a) Purpose and Intent. It is the purpose and intent of the Council to protect the public safety and welfare by permitting only contractors licensed by the State of California to demolish structures and by requiring the filing of a policy of insurance protecting the public against personal injury and property damage and posting of a safety bond to insure completion of demolition and cleanup of the demolition site.

(b) Permit Required. No person shall demolish in whole or

the line as defined by the Regional Commission and the nearest improved public street will not be subject to this provision. Repairs or improvements will include, but not be limited to, additions of rooms, carports, garages, swimming pools, fences, interior remodeling or rewiring. Procedures to be followed when an application is submitted for a building permit in the "Permit Area" are: The application, plans and specifications filed by an applicant for a permit shall be reviewed by the Building Official. Such plans shall be reviewed by other City departments to ensure compliance with the laws and ordinances under their jurisdiction. If the Building Official is satisfied that the work described in an application for a permit, and the plans and specifications filed therewith conform to the requirements of this Code and other pertinent laws and ordinances, he shall issue to the applicant a letter stating that he is prepared to issue a permit therefor to the applicant when the appropriate fees have been paid and the applicant presents an approved permit or certificate of exemption granted by the Regional Commission, the California Coastal Zone Conservation Commission, if appealed, or a court of competent jurisdiction authorizing construction for which the application was filed; provided, however, that the application, plans and specifications comply with all laws and ordinances in effect at the time of the presentation of such permit or certificate and payment of fee.

Section 302(b) Retention of Plans. One set of approved plans, specifications and computations shall be retained by the Building Official for a period of not less than 90 days from date of completion of the work covered by such permit and one set of approved plans and specifications shall be returned to the applicant which set shall be kept on such building or work at all times during which the work authorized thereby is in progress.

Section 302 (d) Expiration. Every permit issued by the Building Official under the provisions of this Code shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within 120 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned for a period of more than one year.

which demolition is required to demolish a building. For the purpose of this section, a minor building means a one-story frame building not over 500 square feet in area. A temporary construction permit office or a temporary office of a subdivision office, the construction of which has been authorized by the Planning Director.

The Building Official may issue a no-fee permit to any person required to demolish a structure not exceeding two stories in height, declared by a governmental authority to be unsafe or a public nuisance.

(c) No person shall demolish a structure or building and a demolition permit shall not be issued unless such person has a valid State of California Contractors License authorizing such work is the owner of the structure.

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

Introduced on Sept. 13, 1973.
Passed and adopted by the Council of The City of San Diego on September 27, 1973.

AUTHENTICATED BY:
PETE WILSON
Mayor of The City of San Diego, California.
EDWARD NIELSEN
City Clerk of The City of San Diego, California.