

O. 79-189

ORDINANCE NO. **12589**  
(New Series)

FEB 20 1979

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 3,  
DIVISION 35, OF THE SAN DIEGO MUNICIPAL CODE  
BY AMENDING SECTION 33.3522, RELATING TO  
MESSAGE BUSINESS AND MESSAGE TECHNICIANS.

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

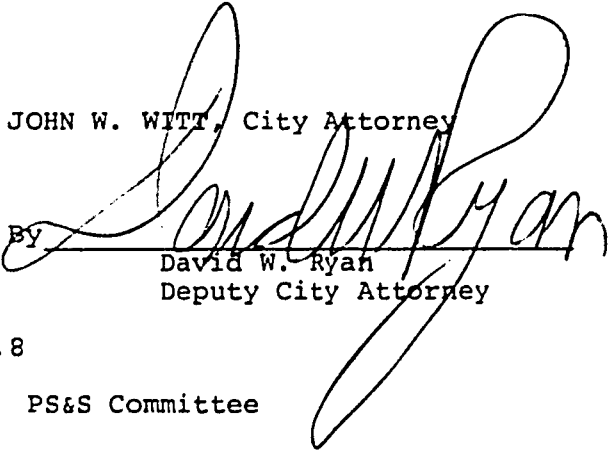
Section 1. That Chapter III, Article 3, Division 35,  
of the San Diego Municipal Code be and the same is hereby  
amended to read as follows:

SEC. 33.3522 APPEAL

Any party affected by the decision of the hearing  
officer may appeal such decision in accordance with  
the provisions of Chapter III, Article 3, Division 5  
of this code.

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   
David W. Ryan  
Deputy City Attorney

DWR:rc:503.8  
2/2/79

Or. Dept.: PS&S Committee

NEW LANGUAGE--Underlined  
OLD LANGUAGE--Crossed Out

SEC. 33.3522 APPEAL

Any party affected by the decision of the hearing officer may appeal such decision in accordance with the provisions of Chapter III, Article 3, Division 5 of this code.

SEC. 33.3522 APPEAL

~~Within ten (10) days after receipt of the decision of the hearing officer, any party affected by the decision may file with the City Clerk a written request for a public hearing before the City Council. Upon the filing of such a request, the City Clerk shall within fourteen (14) days thereafter set the matter for a hearing and shall notify the appellant of the date, time and place of such hearing at least five (5) days before the hearing date. At the hearing, any person may present evidence in opposition to, or in support of, appellant's case. At the conclusion of the hearing, the City Council shall either grant or deny the appeal; the decision of the City Council shall be final.~~

(Added 12-21-76 by Ord. 11969 N.S.)

FEB 20 1979

12589

Passed and adopted by the Council of The City of San Diego on FEB 20 1979,  
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<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"/>
Fred Schnaubelt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<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.

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

(Seal)

By E. J. Cook, 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 5 1979

FEB 20 1979

, and on \_\_\_\_\_, and on \_\_\_\_\_.

~~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.

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

(Seal)

By E. J. Cook, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number	<u>12589</u> Adopted <u>FEB 20 1979</u>

ATTORNEYS

City of San Diego  
12th Floor, City Admin. Bldg.  
202 C St.  
San Diego, Ca 92101

Att: Earnest H. Cook

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SAN DIEGO, CALIF.

CERTIFICATE OF PUBLICATION

No. \_\_\_\_\_

IN THE MATTER OF

MESSAGE BUSINESS AND TECHNICIANS

**ORDINANCE NO. 12589**

**AN ORDINANCE AMENDING CHAPTER III, ARTICLE 3, DIVISION 35, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 33.3522, RELATING TO MESSAGE BUSINESS AND MESSAGE TECHNICIANS.**

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

Section 1. That Chapter III, Article 3, Division 35, of the San Diego Municipal Code be and the same is hereby amended to read as follows:  
**SEC. 33.3522 APPEAL**

Any party affected by the decision of the hearing officer may appeal such decision in accordance with the provisions of Chapter III, Article 3, Division 5 of this code.

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

Introduced on February 5, 1979.

Passed and adopted by the Council of The City of San Diego on February 23, 1979.

**AUTHENTICATED BY:**

**PETE WILSON,**

Mayor of The City of San Diego, California.

**CHARLES G. ABDELNOUR,**

City Clerk of The City of San Diego, California.

By **EARNEST H. COOK,** Deputy.

**APCAL**

Published March 6, 1979.

I, **Patricia M. Spaulding**, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. 12589

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to-wit:

March 6, 1979

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 12th day of Mar., 1979.

*Patricia M. Spaulding*  
(Signature)

5" - 30.35