

ORDINANCE NO. 12591  
(New Series)

O.79-131

FEB 20 1979

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,  
DIVISION 4 OF THE SAN DIEGO MUNICIPAL CODE BY  
AMENDING SECTION 101.0426 RELATING TO THE CN  
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, and it is hereby amended,  
by amending Section 101.0426 to read as follows:

SEC. 101.0426 CN ZONE  
(Neighborhood Commercial)

A. PURPOSE AND INTENT

[No amendment to this subsection.]

B. PERMITTED USES

In the CN 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. Business and professional offices (not  
including hiring halls).

[No amendment to subsections 2 through 8.]

C. SPECIAL REGULATIONS

[No amendment to this subsection.]

D. PROPERTY DEVELOPMENT REGULATIONS

[No amendment to this subsection.]

E. OFF-STREET REGULATIONS

[No amendment to this subsection.]

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  
Frederick C. Conrad  
Chief Deputy City Attorney

FCC:clh  
11/8/78  
630  
Or.Dept.:Planning

12591

NEW LANGUAGE - Underlined  
OLD LANGUAGE - Crossed Out

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SEC. 101.0426 CN ZONE

(NEIGHBORHOOD COMMERCIAL)

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A. PURPOSE AND INTENT


(Not subject to amendment)

B. PERMITTED USES

In the CN 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. Business and professional offices (not including ~~employment agencies or~~ hiring halls).
2. Retailing of consumer convenience goods and dispensing of consumer services from the following establishments:
  - a. Apparel shops.
  - b. Bakeries.

12591



- c. Barber shops.
- d. Beauty shops.
- e. Bicycle shops.
- f. Confectioneries.
- g. Curtain and drapery shops.
- h. Drug stores.
- i. Dry cleaning establishments (no truck delivery of finished cleaning).
- j. Dry cleaning and laundry agencies and self-service dry cleaning and laundry establishments.
- k. Recreational facilities not exceeding 2,500 square feet in gross floor area.
- l. Florists.
- m. Food stores.
- n. Hardware stores.

- o. Hobby shops.
- p. Jewelry stores.
- q. Liquor stores.
- r. Nurseries - plant.
- s. Paint and wallpaper stores.
- t. Photographic studios.
- u. Radio, television and home appliance repair shops.
- v. Restaurants (excluding drive-in and drive-thru restaurants and further excluding live entertainment and the sale of all intoxicating beverages except beer and wine).
- w. Shoe stores.
- x. Shoe repair shops.
- y. Stationers.
- z. Studios for teaching of art, dancing and music.

- aa. Variety stores.
- bb. Bookstores.
- 3. Apartments-provided they are not located on the ground floor.
- 4. Public utility electrical distribution substations, gas regulators and communications equipment buildings developed in accordance with building and landscaping plans approved by the Zoning Administrator.
- 5. Private clubs, fraternal organizations and lodges.
- 6. Parking lots - commercial.
- 7. 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 finding shall be filed in the office of the City Clerk.
- 8. Accessory uses for any of the foregoing permitted uses, including the following on-premises signs:
  - a. Wall signs as defined in Chapter X, Article 1, Division 11, provided that no such sign shall project above the nearest parapet or eave of the building to which affixed.

- b. One wall or freestanding sign for each street frontage, having a maximum area of eight square feet, designating the premises for sale, rent or lease.
  
- c. The aggregate area of all signs permitted on the premises (excluding signs designating the premises for sale, rent or lease) shall not exceed five-tenths of a square foot for each lineal foot of the street frontage of the premises, provided that the aggregate area of all signs used by a single place of business need not be less than 15 square feet.

No sign shall exceed five feet by 25 feet in maximum dimensions.

- d. Signs permitted herein may be lighted; however, none shall contain visibly moving parts or be illuminated by flashing lights. No sign shall be lighted prior to 6:00 a.m. or after 12:00 midnight of any day.
  
- e. All signs permitted by the provisions of paragraph "B.8." of this section shall also comply with the provisions of Chapter IX, Article 5, Division 1 of this Code.

C. SPECIAL REGULATIONS

(Not subject to amendment)

D. PROPERTY DEVELOPMENT REGULATIONS

(Not subject to amendment)

E. OFF-STREET PARKING REGULATIONS

(Not subject to amendment)



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

Councilmen	Yeas	Nays	Excused	Absent
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 type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" 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"/>
<del>James O'Connell</del> 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 6 1979

FEB 20 1979

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	<b>12591</b>
Adopted	<b>FEB 20 1979</b>

~~XXXXXXXXXX~~

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

RECEIVED  
CITY CLERK  
MAR 15 11 45 AM '79

CERTIFICATE OF PUBLICATION

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

IN THE MATTER OF

THE CN ZONE

**ORDINANCE NO. 12591**

(New Series)

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 4 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0426 RELATING TO THE CN 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, and it is hereby amended, by amending Section 101.0426 to read as follows:

**SEC. 101.0426 CN ZONE**

(Neighborhood Commercial)

**A. PURPOSE AND INTENT**  
(No amendment to this subsection.)

**B. PERMITTED USES**

In the CN 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. Business and professional offices (not including hiring halls).

(No amendment to subsections 2 through 8.)

**C. SPECIAL REGULATIONS**

(No amendment to this subsection.)

**D. PROPERTY DEVELOPMENT REGULATIONS**

(No amendment to this subsection.)

**E. OFF-STREET REGULATIONS**

(No amendment to this subsection.)

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

Introduced on February 6, 1979.

Passed and adopted by the Council of The City of San Diego on February 20, 1979.

AUTHENTICATED BY:

PETE WILSON,

Mayor of The City of San Diego, California.

CHARLES G. ADDELNOUR,

City Clerk of The City of San Diego, California.

By EARNEST H. COOK, Deputy.

(SEAL)

Published March 6, 1979

00-3126

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. 12591**

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)

7 1/2 "45.53