

JAN 7 1980

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 4 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0426 REGARDING THE CN ZONE (NEIGHBORHOOD COMMERCIAL).

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

(No amendments to subsections 1 and 2)

3. Apartments.

(No amendments to subsections 4 through 8)

C. SPECIAL REGULATIONS

(No amendment to this subsection)

D. PROPERTY DEVELOPMENT REGULATIONS

(No amendments to subsections 1 through 9)

10. Special Provision

Any building or structure, erected under a building permit issued prior to March 1, 1971, utilized in whole or in part for residential purposes and located on commercially zoned property shall not require a variance for any structural expansion or modification except

when such expansion or modification proposes to exceed the limitations imposed by the zoning regulations pertinent to commercial development within the individual commercial zones.

E. OFF-STREET PARKING 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
Chief Deputy City Attorney

FCC:tl
10-25-79
Or.Dept.:Planning

SEC. 101.0426 CN ZONE

A. PURPOSE AND INTENT

(No amendment to this subsection)

B. PERMITTED USES

(No amendments to subsections 1 and 2)

3. ~~Apartments provided they are not located on the ground-~~
~~floor.~~

(No amendments to subsections 4 through 8)

C. SPECIAL REGULATIONS

(No amendment to this subsection)

D. PROPERTY DEVELOPMENT REGULATIONS

(No amendments to subsections 1 through 9)

10. Special Provision

Any building or structure, erected under a building permit issued prior to March 1, 1971, utilized in whole or in part for residential purposes and located on commercially-zoned property shall not require a variance for any structural expansion or modification except when such expansion or modification proposes to exceed the limitations imposed by the zoning regulations pertinent to commercial development within the individual commercial zones.

E. OFF-STREET PARKING REGULATIONS

(No amendment to this subsection)

Passed and adopted by the Council of The City of San Diego on JAN 7 1980,
 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"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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"/>
Mike Gotch	<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 Rita Andrews, 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

DEC 11 1979

JAN 7 1980

~~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 Rita Andrews, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15154 Adopted JAN 7 1980

CERTIFICATE OF PUBLICATION

RECORDED
CITY CLERK
JAN 23 1980

San Diego, City of
12th floor, City Admin. Bldg.
202 C St.
San Diego, CA 92101
Attn: Rita Andrews

IN THE MATTER OF

NO.

AMENDING SECTION 101.0426 REGARDING
THE CN ZONE (NEIGHBORHOOD COMMERCIAL).

Camille Simpson

I, _____, 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. 0-15154
(New Series)

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:

January 22, 1980

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

Dated at San Diego, California this 22nd day of Jan., 1980.

Camille Simpson

(Signature)

8 1/4 " - 55.03

ORDINANCE NO. 0-15154
(New Series)
AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 4 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0426 REGARDING THE CN ZONE (NEIGHBORHOOD COMMERCIAL).
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
(No amendments to subsections 1 and 2)
3. Apartments.
(No amendments to subsections 4 through 8)
C. SPECIAL REGULATIONS
(No amendment to this subsection)
D. PROPERTY DEVELOPMENT REGULATIONS
(No amendments to subsections 1 through 8)
10. Special Provision
Any building or structure, erected under a building permit issued prior to March 1, 1971, utilized in whole or in part for residential purposes and located on commercially zoned property shall not require a variance for any structural expansion or modification except when such expansion or modification proposes to exceed the limitations imposed by the zoning regulations pertinent to commercial development within the individual commercial zones.
E. OFF-STREET PARKING 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 December 11, 1979.
Passed and adopted by the Council of The City of San Diego on January 7, 1980.
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 RITA ANDREWS, Deputy.
Published January 22, 1980 60-12743