

ORDINANCE NO. 0-15272
(New Series)

O.80-247
REV.

JUN 2 1980

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,
DIVISION 4 OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 101.0409 RELATING TO
THE R-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, and it is hereby amended
by amending Section 101.0409 to read as follows:

SEC. 101.0409 R-2 ZONE

A. PURPOSE AND INTENT

(No amendment to this subsection.)

B. PERMITTED USES

(No amendment to this subsection.)

C. SPECIAL REGULATIONS

(No amendment to this subsection.)

D. DENSITY REGULATIONS

(No amendment to this subsection.)

E. PROPERTY DEVELOPMENT REGULATIONS

No building or portion thereof shall be erected,
constructed, converted, established, altered or enlarged,
nor shall any lot or premises be used unless the lot
or premises and building or portion thereof shall comply
with the following requirements and special regulations:

1. Minimum Lot Dimensions.

(No amendment to this subsection.)

2. Minimum Yards.

- a. (No amendment to this subsection.)
- b. (No amendment to this subsection.)
- c. Rear - 4 feet, except that the rear yard specified herein shall be increased three feet for each story above two.
- d. (No amendment to this subsection.)

3. Maximum Building Height.

(The same as subsection 4. of the current section.)

4. Maximum Driveway Width.

(The same as subsection 5. of the current section.)

5. Landscaping.

(The same as subsection 6. of the current section.)

6. Floor Area Ratio.

(The same as subsection 7. of the current section.)

7. Exception Procedure to Floor Area Ratio.

(The same as subsection 8. of the current section.)

8. Other Applicable Regulations.

(The same as subsection 9. of the current section.)

F. OFF-STREET PARKING REGULATIONS

(No amendment to this subsection.)

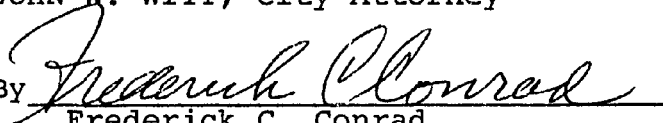
G. OPTIONAL DEVELOPMENT REGULATIONS

(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:clh
2/28/80
REV. 6/6/80
Or. Dept.: Planning
630

SECTION 101.0409 R-2 ZONE

A. PURPOSE AND INTENT

The R-2 zone is intended primarily for the development of one and two-family dwellings and multiple family residential structures at a maximum density of approximately 14 dwelling units per net acre. This zone will normally be applied in areas where the permitted maximum density falls within the low-medium density designation of the General Plan and of adopted community plans.

B. PERMITTED USES

No building or improvement or portion thereof shall be erected, constructed, converted, established, altered or enlarged, nor shall any lot or premises be used except for one or more of the following purposes:

1. One-family dwellings.
2. Two-family dwellings.

3. Apartment houses, excluding premises designed or used for the temporary residence of persons for less than one week.
4. Boarding and lodging houses.
5. Schools, limited to primary, elementary, junior high and senior high.
6. Public parks and public playgrounds.
7. Churches, temples or buildings of a permanent nature used primarily for religious purposes.
8. Temporary real estate sales offices and model homes in new subdivisions, subject to the limitations as set forth in Section 101.0407.
9. Accessory uses customarily incidental to any of the foregoing permitted uses, including the following:
 - a. Not more than two lodgers per dwelling unit.
 - b. Boarding homes for not more than six children, including children of the operator, provided the premises has an area of not less than 6,000 square

feet, and provided there is not more than one additional dwelling unit with no other boarders or lodgers on the same lot or premises.

c. Signs.

- (1) For each dwelling unit - one nameplate having a maximum area of one square foot.

- (2) For apartment houses, boarding and lodging houses, churches, temples, buildings of a permanent nature used primarily for religious purposes - wall signs as defined in Sec. 101.1101.240 designating the permitted uses of the premises, provided that no such sign shall project above the parapet or eaves of the building to which affixed or exceed a height of 12 feet, whichever is lower. In addition, one single or double-faced freestanding sign designating the permitted uses of the premises facing or adjacent to each street abutting the property. The height of any freestanding sign shall not exceed eight feet measured vertically from the base at ground level to the apex of the sign.

- (3) For parking lots - one single or double-faced, freestanding directional sign located at each driveway. Said directional sign shall not exceed two square feet in total face area and four feet in height measured vertically from the base at ground level to the apex of the sign.
- (4) The combined total face area of all wall and freestanding signs on the premises, excluding signs designating the premises for sale, rent or lease, shall not exceed 20 square feet.
- (5) For all premises - one single or double-faced freestanding sign with a maximum area of eight square feet offering the premises for sale, rent or lease. Said sign shall not exceed a height of four feet measured vertically from the base at ground level to the apex of the sign. Such signs may be located anywhere on the premises.
- (6) Signs permitted herein may be lighted; however, none shall contain visibly moving parts nor be illuminated by flashing lights.

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10. Any other uses, including accessory uses, which the Planning Commission may find to be similar in character to the uses enumerated in "B." above and consistent with the purpose and intent of this zone. The adopted resolution embodying such findings shall be filed in the office of the City Clerk.

C. SPECIAL REGULATIONS

1. All accessory uses shall be located in the same building as the permitted uses which they serve. There shall be no entrance to any such accessory uses except through a foyer, court, lobby, hall, patio or other similar interior area. However, neither of the foregoing regulations shall be applicable to accessory uses exclusively serving outdoor recreational activities. No signs, displays or advertising relating to accessory uses shall be visible from any street.
2. No mechanical equipment, tank, duct, elevator enclosure, cooling tower, or mechanical ventilator shall be erected, constructed, maintained or altered anywhere on the premises unless all such equipment and appurtenances are contained within a completely enclosed penthouse or other portion of a building having walls and roofs with construction and appearance similar to the main building.

D. DENSITY REGULATIONS

No lot shall be occupied by more than one dwelling unit for each 3,000 square feet of lot area; provided, however, that any lot having an area of at least 5,000 square feet may be occupied by two dwelling units.

E. PROPERTY DEVELOPMENT REGULATIONS

No building or portion thereof shall be erected, constructed, converted, established, altered or enlarged, nor shall any lot or premises be used unless the lot or premises and building or portion thereof shall comply with the following requirements and special regulations.

1. Minimum Lot Dimensions.

- a. Area - 6,000 square feet.
- b. Street frontage - 60 feet, except that for any lot which fronts principally on a turnaround or on a curving street having a radius of curvature of less than 100 feet, the minimum frontage shall be 36 feet.

c. Width.

(1) Interior lot - 60 feet.

(2) Corner lot - 65 feet.

d. Depth - 100 feet.

e. Exception. Any lot which qualifies under the definition of a lot as set forth in this Code and which does not comply in all respects with the minimum lot dimensions specified herein may nevertheless be used as permitted and otherwise regulated by the provisions applicable to this zone.

2. Minimum Yards.

a. Front - 15 feet, except that for any portion of a lot which fronts on a turnaround or on a curving street having a radius of curvature of less than 100 feet, the minimum front yard shall be ten feet.

b. Side.

- (1) Interior - four feet, except that the interior side yard specified herein shall be increased three feet for each story above two.
- (2) Street - 10 feet, except that the minimum shall be:
 - (a) Nine feet for any lot having a width of 45 feet but less than 50 feet;
 - (b) eight feet of any lot having a width of 40 feet but less than 45 feet;
 - (c) seven feet for any lot having a width of 35 feet but less than 40 feet;
 - (d) six feet of any lot having a width of 30 feet but less than 35 feet; and
 - (e) five feet for any lot having a width of less than 30 feet.

- c. Rear - ~~15~~ 4 feet, except that the rear yard specified herein shall be increased three feet for each story above two.

- d. Exception. Two adjoining lots which have a common side of line and which are developed concurrently may be developed with zero side yards on the said common side lot line, provided that each opposite interior side yard is not less than eight feet which shall be increased three feet for each story above two.

~~3. Maximum Coverage~~

~~a. Interior lot coverage - 40 percent.~~

~~b. Corner lot coverage - 50 percent.~~

3.4 Maximum Building Height.

The maximum building height shall be 30 feet.

4.5 Maximum Driveway Width.

No driveway shall exceed a width of 25 feet measured at the property line and there shall be no less than 45

feet measured at the property line between driveways serving the same premises. Driveways shall be so located as to provide at least one on-street parking space for each 50 feet of frontage of the premises; the said on-street parking space being not less than 20 feet in length measured along a full height curb; provided, however, that an alternative driveway spacing and location may be approved by the City Manager if such alternative will result in a maximum number of on-street parking spaces being provided.

5.6 Landscaping.

Prior to the use and occupancy of any premises, the entire required front and street side yards shall be suitably landscaped except for those areas occupied by driveways and walkways. In no case shall the required landscaped area be less than 40 percent of the total area included in the required front and street side yards. Prior to the issuance of any building permits, a complete landscaping plan shall be submitted to the Zoning Administrator for approval; said landscaping plan shall be 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 I, Division 5 of the San Diego Municipal Code. Required landscaping and required watering system shall be installed prior to the use of the premises. All required landscaped areas shall be permanently maintained in accordance with the adopted standards referred to in this paragraph.

6.7 Floor Area Ratio.

The basic floor area ratio shall be 0.75, except as otherwise provided herein, and shall be utilized only in accordance with the provisions of this paragraph.

- a. Two-thirds of the basic floor area ratio, or a total of 0.50, may be utilized for any use or accessory use listed in Paragraph "B." of this section.
- b. One-third of the basic floor area ratio, or a total of 0.25, may be utilized only for off-street parking; provided, however, that all or part of the parking floor area ratio may instead be utilized for any other permitted use listed in

paragraph "B." of this section in exact proportion to the amount of floor area provided in an underground parking structure or structures located on the premises and utilized exclusively for required parking, and further provided, that any required parking that is not placed in an underground structure is completely enclosed within a building or buildings, located on the premises.

7.8 Exception Procedure to Floor Area Ratio.

- a. Application. Upon filing of a letter or request with the Zoning Administrator, for an exception to paragraph "E.7." of this section, which letter shall be accompanied by appropriate schematic plot plans, typical floor plans, building elevations and preliminary grading plans, the Zoning Administrator shall set a public hearing in accordance with the noticing and hearing procedures as set forth in Chapter X, Article I, Division 5 of the San Diego Municipal Code. It is the intent hereof that such plans shall be limited to such detail as will inform the Zoning Administrator as to the matters included within the criteria set forth below.

b. Decision. After the public hearing, the Zoning Administrator may, by resolution, grant an exception to paragraph "E.7." of this section, if the Zoning Administrator finds from the evidence presented at the hearing that all of the following facts exist:

(1) The proposed building or structure at the particular location and under the proposed conditions of development with regard to good planning practice, including provisions for height, building bulk, yards, open space, lot coverage, grading and related matters, will provide equally as well for light and air, for the public health, safety and convenience, and the preservation of the general welfare of the community as if developed to the limits imposed by the provisions of paragraph "E." of this section and other zoning regulations applicable to the property in question.

(2) The proposed building or structure will comply with the regulations and conditions specified in the Code for such structures.

(3) The granting of an exception will not adversely affect any adopted plan of any governmental agency. In addition to requiring compliance with applicable provisions of the San Diego Municipal Code, the Zoning Administrator in granting an exception to paragraph "E.7." may grant exceptions to or impose other and/or additional conditions relating to the requirements of paragraph "E." as it may deem necessary or desirable to meet the requirements of this section. In granting any exception, the Zoning Administrator shall make a written finding which shall specify facts relied upon on rendering its decision and shall set forth wherein the facts and circumstances fulfill, or fail to fulfill the requirements of this section.

Copies of the resolution granting the exception shall be filed with the City Clerk, the Department of Building Inspection, the County Recorder of San Diego County, and shall be mailed to the applicant.

- c. Appeal to the Board of Zoning Appeals from the decision of the Zoning Administrator. The decision of the Zoning Administrator shall be final on the eleventh day following such filing in the Office of the City Clerk except when appeal is taken to the Board of Zoning Appeals in accordance with the procedures as set forth in Chapter X, Article I, Division 5 of the San Diego Municipal Code. The decision of the Board of Zoning Appeals shall be final.

8.9. Other Applicable Regulations.

Other applicable property development regulations are contained in Division 6 of this Article.

F. OFF-STREET PARKING REGULATIONS

1. Every premises used for one or more of the permitted uses listed in "B." above shall be provided with a minimum of permanently maintained, off-street parking spaces in a parking area or private garage on the same premises as follows:
 - a. For one-family dwellings - one space, provided there is not more than one dwelling unit on the

premises. If there are two or more one-family dwelling units on the premises, each one-family dwelling shall be provided with 1.3 spaces if the dwelling contains one bedroom or less, and 1.6 spaces if the dwelling contains two or more bedrooms.

b. For two-family dwellings and apartments - 1.3 spaces for each dwelling unit containing one bedroom or less and 1.6 spaces for each dwelling unit containing two or more bedrooms.

c. For boarding and lodging houses - one space for each lodger.

d. For schools - primary, elementary and junior high:

(1) One and one-half spaces for each classroom where the school has no auditorium, gymnasium or other similar place of assembly; or

(2) One space for each 35 square feet of floor area used for seating in the school auditorium, gymnasium or other similar place of assembly.

e. For schools - senior high

(1) One space for each eight students at ultimate enrollment.

(2) One space for each 1.25 staff members at full complement.

f. For churches, temples or buildings of a permanent nature used primarily for religious purposes - one space for each 35 square feet of floor area used for seating in the main sanctuary or other principal place of assembly.

2. Where ambiguity exists in the application of these off-street parking requirements or when any use not specified in "B." above is found by the Planning Commission to be a permitted use in accordance with "B.10." above, the off-street parking requirements shall be determined by the Planning Commission.
3. Off-street parking facilities shall be constructed, maintained and operated in compliance with Division 8 of this Article.

G. OPTIONAL DEVELOPMENT REGULATIONS

In the R-2 Zone the Property Development Regulations contained in Section 101.0455.4 (SL Overlay Zone) may be utilized in their entirety as an alternative to the respective regulations contained in this section, provided that no more than one dwelling unit for each 3,750 square feet of lot area is permitted, any provided further that the permitted Floor Area Ratio be that permitted by the R-2 Zone.

(Amended by Ord. 8958 N.S., effective 2/28/64)

(Amended by Ord. 9176 N.S., effective 3/19/65)

(Amended by Ord. 9799 N.S., effective 5/18/68)

(Amended by Ord. 10619 N.S., effective 8/14/71, parking back of setbacks and landscaping)

(Revised by Ord. 10664 N.S., effective 9/25/71, increased parking)

(Amended by Ord. 10875 N.S., effective 8/19/72, increased yards)

(Amended by Ord. 10913 N.S., effective 10/7/72, F.A.R.)

(Amended by Ord. 11158 N.S., effective 12/8/73, eliminates max. of 4 units on lot)

(Revised by Ord. 11690 N.S., effective 11/7/75, F.A.R. incr.)

(Amended by Ord. 12205 N.S., effective 12/9/77 - Opt. Dev. Regs.)

15272

JUN 2 1980

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

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input type="checkbox"/>	<input checked="" 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 Ellen Bovard, 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

MAY 20 1980

JUN 2 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 Ellen Bovard, Deputy.

RECEIVED
CITY CLERK'S OFFICE
100 JUL 14 AM 11:45
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Ordinance
Number

0-15272

Adopted

JUN 2 1980

CERTIFICATE OF PUBLICATION

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

th RECEIVED
CITY CLERK
1980 JUN 18 AM 10:21
SAN DIEGO, CALIF.

NO.

IN THE MATTER OF
AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION
4 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SEC-
TION 101.0409 RELATING TO THE R-2 ZONE.

ORDINANCE NO. O-15272
(New Series)
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TION 101.0409 RELATING TO THE R-2 ZONE.
BE IT ORDAINED, by the Council of The City of San Diego, as
follows:
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Municipal Code be, and it is hereby amended by amending Section
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(No amendment to this subsection.)
B. PERMITTED USES
(No amendment to this subsection.)
C. SPECIAL REGULATIONS
(No amendment to this subsection.)
D. DENSITY REGULATIONS
(No amendment to this subsection.)
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(No amendment to this subsection.)
2. Minimum Yards.
a. (No amendment to this subsection.)
b. (No amendment to this subsection.)
c. Rear - 4 feet, except that the rear yard specified
herein shall be increased three feet for each story above
two.
d. (No amendment to this subsection.)
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(The same as subsection 4. of the current section.)
4. Maximum Driveway Width.
(The same as subsection 5. of the current section.)
5. Landscaping.
(The same as subsection 6. of the current section.)
6. Floor Area Ratio.
(The same as subsection 7. of the current section.)
7. Exception Procedure to Floor Area Ratio.
(The same as subsection 8. of the current section.)
8. Other Applicable Regulations.
(The same as subsection 9. of the current section.)
F. OFF-STREET PARKING REGULATIONS
(No amendment to this subsection.)
G. OPTIONAL DEVELOPMENT 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 May 20, 1980.
Passed and adopted by the Council of The City of San Diego on
June 2, 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 **ELLEN BOVARD,** Deputy.
Publish June 18, 1980

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. O-15272 (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:

June 16, 1980

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

Dated at San Diego, California this 16th day of June, 1980.

Camille Simpson
(Signature)

11" - \$73.37