ORDINANCE NO. 6-15376 (New Series)

NOV 1 0 1980

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 7, DIVISION 25 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 27.2509, 27.2510, 27.2512, 27.2513, 27.2515, 27.2516 AND 27.2522, AND REPEALING SECTIONS 27.2517, 27.2518, 27.2523 AND 27.2524, RELATING TO INITIATIVE PETITIONS.

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

Section 1. That Chapter II, Article 7, Division 25 of the San Diego Municipal Code be and the same is hereby amended by amending Sections 27.2509, 27.2510, 27.2512, 27.2513, 27.2515, 27.2516 and 27.2522, to read as follows:

SEC. 27.2509 PETITION CONTENTS--INITIATIVE

Petition forms shall be furnished by the proponents.

The petition shall consist of sheets of white paper uniform in size with dimensions no smaller than 8 1/2 by 11 inches or greater than 8 1/2 by 14 inches. The petition may consist of any number of sections. Each section shall contain the following:

- (a) First, a sheet, or sheets, setting forth the proposed legislative act in full and the statement containing the reasons for the petition. The material shall be printed in clear, readable type no less than 10-point.
- (b) Second, voter signature sheets which shall be arranged and lined to provide space for the voter's signature, printed name and place of residence. A

space at least one inch wide shall be left blank, on the right hand side of the sheet, for the use of the clerk in verifying the petition. Any number of voters signature sheets may be incorporated in a petition section.

(c) Third, an affidavit sheet to be filled out and signed by the individual who circulated the petition section.

The sheets comprising each petition section shall be fastened together securely and remain so during circulation for signatures and filing.

SEC. 27.2510 AFFIDAVIT OF AUTHENTICITY--INITIATIVE

Each initiative petition section shall have attached to it an affidavit of authenticity of the voter circulator in the following form:

AFFIDAVIT

COUNTY OF SAN DIEGO)
) SS.
STATE OF CALIFORNIA)

(Printed name of circulator) under penalty of

perjury, says: That I am a registered voter of the City of San Diego and that all of the signatures on each sheet were made in my presence and were observed by me, and that all of the sheets constituting this petition section were fastened together at the time such signatures were appended thereto; and that to the best of my knowledge and belief such signatures are the genuine signatures of the persons whose names purport to be hereunto subscribed,

and that the signatures were obtained between

(Beginning date of circulation) (Final date of circulation)

(Residence)

(Signature)

SEC. 27.2512 PETITIONERS' INFORMATION--INITIATIVE

Signatures shall be executed by voters in their own handwriting and each signer shall also affix his or her printed name. Voters must indicate place of residence, including street and house number, or other designation from which the location shall be readily ascertained. Post Office box numbers, business addresses, or mailing addresses are not permitted.

SEC. 27.2513 DURATION OF PETITION'S VALIDITY AND FILING OF PETITION

An initiative petition is valid for a period of one hundred eighty days following the publication of the notice of intention to circulate.

The petition shall be filed in the Office of the City Clerk by the proponents or by any person or persons authorized in writing by the proponents. All sections of the petition shall be filed at one time. The Clerk shall not accept a petition that is not in substantial compliance with Sections 27.2504 through 27.2512, and this Section of the Code.

When the petition is presented for filing, the Clerk shall determine the total number of signatures affixed to the petition. If, from this examination the

Clerk determines that the number of signatures, prima facie, equals or is in excess of the minimum number required, the Clerk shall accept the petition for filing. The petition shall be deemed as filed on that date. Any sections of the petition not so filed shall be void for all purposes.

SEC. 27.2515 NOTICE OF SUFFICIENCY

If an initiative petition is found to contain the requisite number of valid signatures, the Clerk shall so certify and shall send a notice of sufficiency to the proponents or their designated representative. The Clerk shall then present the petition with the certification attached to the Council at the next regular Council meeting at which the matter can be placed on the docket. SEC. 27.2516 NOTICE OF INSUFFICIENCY

If an initiative petition is found to contain less than the required number of valid signatures, the Clerk shall so certify and shall send a notice of insufficiency to the proponents or their designated representative.

SEC. 27.2522 SPECIAL ELECTION TO BE CALLED

If the Council rejects a legislative act proposed by an initiative petition containing the signatures of ten percent or more of the voters or fails to act within the time prescribed, then the Council shall within ten days call a special election at which the act, without alteration, shall be submitted to the people. The special election shall be consolidated with the next election at which the matter can be placed on the ballot and all the voters in the City are entitled to vote.

Section 2. That Chapter II, Article 7, Division 25 of the San Diego Municipal Code be and the same is hereby amended by repealing Sections 27.2517, 27.2518, 27.2523 and 27.2524, as follows:

SEC. 27.2517 SUPPLEMENTAL PETITION

SEC. 27.2518 TIME FOR CLERK'S VERIFICATION OF SUPPLEMENTAL PETITION

SEC. 27.2523 NUMBER OF SPECIAL ELECTIONS LIMITED

SEC. 27.2524 TIME FOR SPECIAL ELECTION

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

Stuart H. Swett

Chief Deputy City Attorney

SHS:rc:930 10/15/80

Or.Dept.: Rules Committee

0-15376

			NOV:	L 0 1980		
Passed and adopted by the Council of The by the following vote:	: City of Sar	n Diego on	NUV.	[0 1300	······)	
Councilmen Bill Mitchell Bill Cleator Bill Lowery Leon L. Williams Fred Schnaubelt Mike Gotch Larry Stirling Lucy Killea Mayor Pete Wilson	Yeas	Nays	Not Present	Ineligible		
AUTHENTICATED BY:		PETE WILSON Mayor of The City of San Diego, California.				
(Seal)	CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California. By Boward, 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						
OCT 271980 , and on NOV 1 0 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.						
(Seal)	CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California. By Boverd, Deputy.					

Ordinance O-15376

Adopted Number Adopted NUV 1 J 1830

CERTIFICATE OF PUBLICATION

I.

San Diego, City of 202 C St., 12th floor San Diego, CA 92101 Ellen Bovard

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 7, DIVI-SION 25 OF THE SAN DIEGO MUNICIPAL CODE BY AMEN-DING SECTIONS 27.2509, 27.2510, 27.2512, 27.2513, ETC.

0-15376

ORDINANCE NO. O-15376 (New Series)

(New Series)

AM ORDINANCE AMENDING CHAPTER II, ARTICLE 7, DIVISION 25 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 27,2509, 27,2510, 27,2512, 27,2513, 27,2515, 27,2516 AND 27,2522, AND REPEALING SECTIONS 27,2517, 27,2518, 27,2523 AND 27,2524, RELATING TO INITIATIVE RETITIONS,

This ordinance amends the San Diego Municipal Code provisions relating to initiative petitions it making the machanics of provisions of the California Elections Code. It eliminates the provisions of the California Elections Code. It eliminates the need for petition circulators to have their signatures subscribed and sworn to. It requires signers of petitions to print their names clarifles filing requirements and eliminates provisions for filing a supplemental petition. It provides for submittain of circulative matters to voters at a special municipal election that can be consolidated with the next municipal election at which all voters are entitled to vote.

A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of the City of San Diego. (24) 22101.

Introduced on October 27, 1980.

P2101.
Introduced on October 27, 1980.
Passed and adopted by the Council of The City of San Diege
Passed and adopted by the Council of The City of San Diege
ON November 10, 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 November 24, 1980
80-2507

Camille Simpson

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. 0-15376 (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: November 24, 1980

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

24th Nov. 80 Dated at San Diego, California this

(Signature)

3"x 2x7,33= 43,98