

(O-82-101)

ORDINANCE NUMBER O-15668 (NEW SERIES)

Adopted on FEB 22 1982

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 1, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING THERETO DIVISION 23, CONTAINING SECTIONS 61.2300 THROUGH 61.2380, ESTABLISHING THE SAN DIEGO IMPROVEMENT DISTRICT PROCEDURAL ORDINANCE OF 1982.

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

Section 1. That Chapter VI, Article 1, of the San Diego Municipal Code be and the same is hereby amended by adding thereto a new Division 23 to read as follows:

DIVISION 23

SAN DIEGO IMPROVEMENT DISTRICT

PROCEDURAL ORDINANCE OF 1982

PART 1

GENERAL PROVISIONS AND DEFINITIONS

SEC. 61.2300 CITATION OF DIVISION

This Division may be cited as the San Diego Improvement District Procedural Ordinance of 1982.

SEC. 61.2301 RULES OF CONSTRUCTION

This Division shall be liberally construed in order to effectuate its purposes. No error, irregularity, informality and no neglect or omission of any officer, in any procedure taken under this Division, which does not directly affect the jurisdiction of the Council to order

the work or improvement, shall avoid or invalidate such proceeding or any assessment for the cost of work done thereunder. The exclusive remedy of any person affected or aggrieved thereby shall be by appeal to the Council in accordance with the provisions of this Division.

SEC. 61.2302 RESUMPTION OF HEARINGS NOT REGULARLY
ADJOURNED

Whenever in any proceedings under this Division, a time and place for any hearing by the Council is fixed and, from any cause, the hearing is not then and there held or regularly adjourned to a time and place fixed, the power of the Council in the premises shall not thereby be divested or lost, but the Council may proceed anew to fix a time and place for the hearing, and cause notice thereof to be given by publication by at least one insertion in a daily, semi-weekly or weekly newspaper, such publication to be at least five days before the date of the hearing, and thereupon the Council shall have power to act as in the first instance.

SEC. 61.2303 LEGISLATIVE BODY

"Legislative body" means the Council of The City of San Diego.

SEC. 61.2304 CLERK OR CLERK OF THE LEGISLATIVE BODY

"Clerk" or "Clerk of the Legislative body" means the City Clerk of The City of San Diego.

SEC. 61.2305 IMPROVEMENT

"Improvement" includes all work, improvements, appliances or facilities which are for a public purpose or which are necessary or incidental to a public purpose, including but not limited to the construction,

reconstruction and repair of all or part of any such work or improvement.

SEC. 61.2306 INSTALL

"Install" includes construct, reconstruct, extend, repair and maintain.

SEC. 61.2307 OWNER

"Owner" means the person owning the fee, or the person in whose name the legal title to the property appears, by deed duly recorded in the County Recorder's office of the county in which the property is situated, or the person in possession of the property or buildings under claim of, or exercising acts of ownership over the same for himself, or as the executor, administrator, or guardian of the owner. If the property is leased, the possession of the tenant or lessee holding and occupying such property shall be deemed to be the possession of the owner.

SEC. 61.2308 ACQUISITION

"Acquisition," or any of its variants, means and includes one or more of the following:

(a) Any works, improvements, appliances or facilities authorized to be made, constructed or acquired under this Division whether or not such works, improvements, appliances or facilities are in existence and installed in place on or before the date of adoption of the resolution of intention for the acquisition thereof.

(b) Any use or capacity rights in any of the foregoing.

(c) Electric current, gas or other illuminating agent for power or lighting service.

(d) Any real property, rights-of-way, easements or interests in real property, acquired or to be acquired by gift, purchase or eminent domain, and which are necessary or convenient in connection with the construction or operation of any work or improvement authorized to be acquired or to be made or constructed under this Division.

SEC. 61.2309 REPORT

"Report" means the report prepared by the City Engineer pursuant to Sections 61.2324 and 61.2325.

SEC. 61.2310 NON-EXCLUSIVENESS OF DIVISION

This Division is not exclusive. The Council shall have the power to provide other procedures or to follow procedures and powers now or hereafter provided by general law. The procedures and powers herein are alternative. When proceeding under this Division, its provisions only need be followed.

SEC. 61.2311 INCORPORATION EFFECT

When provisions of general law or acts are incorporated in this Division, such incorporation shall be interpreted to mean the wording of the general law or acts then in effect at the date the Council adopts its resolution of intention to participate in a project, unless the Council shall provide otherwise.

SEC. 61.2312 NECESSARY OR CONVENIENT PROCEDURE AUTHORIZED

Any procedure not expressly set forth in this Division but deemed necessary or convenient to carry out any of its purposes is authorized.

SEC. 61.2313 SEVERABILITY CLAUSE

If any section or part of this ordinance be for any reason held unconstitutional or invalid by a court of competent jurisdiction, that holding shall not affect the validity of the remaining portions of this ordinance, but such remaining portions shall be and remain in full force and effect.

PART 2

CREATING DISTRICT, RESOLUTION OF INTENTION,
REPORT, AND CITY CONTRIBUTION

SECTION 61.2320 AUTHORITY TO CREATE ASSESSMENT DISTRICT:
TERRITORY INCLUDABLE

The Council shall make all or a designated portion of the cost and expenses of the acquisition and improvement chargeable upon a district, which the Council shall, in its resolution of intention, declare to be the district benefited by the acquisition and improvement, and to be assessed to pay so much of the cost and expense thereof as the Council shall determine. The territory comprising said district may, but need not, include all, or be confined to, or extended beyond, the lots and lands fronting upon the improvement, or be contiguous, and the district may consist of separate and distinct areas or sections. The work performed in one section need not benefit the other section

or sections.

SEC. 61.2321 RESOLUTION OF INTENTION

Whenever the public interest or convenience requires, the Council may declare that the City shall finance the construction, installation, acquisition, repair or replacement of any improvement by the adoption of a resolution declaring the City's intention to finance such improvement under the provisions of this ordinance. The resolution of intention shall include the following information:

- (a) A brief description of the proposed improvements.
- (b) A brief description of the exterior boundaries of the proposed assessment district.
- (c) Provisions for the issuance of bonds to represent any unpaid assessments.
- (d) Provisions for the disposal of any surplus remaining in the improvement fund after the completion of the improvement.

SEC. 61.2322 MANNER OF DESCRIPTION OF DISTRICT

The district may be described by:

- (a) Stating its exterior boundaries;
- (b) Giving a description thereof according to any official or recorded map; or
- (c) Referring to a plat or map on file in the office of the City Clerk or City Engineer at the time of passing the resolution of intention, which shall indicate by a boundary line the extent of the

territory included in the proposed district, and shall govern for all details as to the extent of the assessment district.

SEC. 61.2323 PROCEEDINGS IN WHICH DESCRIPTION NOT REQUIRED

The assessment district need not be described in any of the notices, resolutions, orders or determinations provided for in this Division, other than the resolution of intention. Any description of said district in any of the same shall be sufficient, if it refers to the resolution of intention for a description of the district.

SEC. 61.2324 SAME: CALL FOR REPORT

In the resolution of intention the Council shall refer the proposed improvement to the City Engineer to make and file with the City Clerk a report in writing.

SEC. 61.2325 SAME: REQUISITES OF REPORT

The Engineer's report shall contain:

(a) A brief description of the acquisition or improvement proposed to be financed, which description may refer to any plans and specifications.

(b) An estimate of the total cost of the acquisition and improvement and estimates of the amounts which would be borne by the City (if any), and to be assessed against the benefited lands within the assessment district.

(c) A diagram showing the assessment district and the boundaries and dimensions of the parcels or subdivisions of land within the district as they

existed at the time of the passage of the resolution of intention. Each parcel or subdivision shall be given a separate number upon the diagram.

(d) A proposed assessment of the total amount of the cost and expenses to be assessed upon the several parcels or subdivisions of land in the district in proportion to the estimated benefits to be received by such parcels or subdivisions, respectively, from the improvement. When any portion or percentage of the cost and expenses of the improvement is ordered to be paid out of the treasury of The City of San Diego, the amount of such portions or percentages shall first be deducted from the total estimated cost and expenses of the improvement, and the assessment upon the property proposed in the report shall include only the remainder of the estimated cost and expenses. The assessment shall refer to the parcels or subdivisions by their respective numbers as assigned pursuant to subdivision (c) of this section.

SEC. 61.2326 CONSIDERATION OF REPORT: MODIFICATION

When the report provided for in Sections 61.2324 and 61.2325 is filed with the City Clerk, he shall present it to the Council for consideration. The Council may modify it in any respect. The report as modified shall stand as the report for the purpose of all subsequent proceedings except that it may be confirmed, modified, or corrected as provided in this Division.

SEC. 61.2327 AUTHORITY FOR CITY TO CONTRIBUTE TO COST

At any time or times prior to confirmation of the assessment, the Council may provide for a contribution or contributions by the City of part of the cost and expenses of the proposed work, and it shall not be necessary to set forth or give notice of such contribution in the resolution of intention or in any other proceedings under this Division.

SEC. 61.2328 APPROPRIATION OF CONTRIBUTION BY INSTALLMENTS

The Council may, in its discretion, provide that any contribution being made pursuant to Section 61.2327 may, to the extent of the fund so designated, be appropriated in such installments as the Council may determine, provided that the total amount of such installments shall have been appropriated at or prior to the completion of the work.

PART 3

HEARING AND NOTICE

SEC. 61.2330 TIME OF HEARING

After passing on the report, the Council by resolution shall appoint a time and place for hearing protests to the proposed improvement and shall direct the City Clerk to give notice of the hearing as provided in this Division, and shall designate a daily or weekly newspaper published and circulated in the City in which the notice shall be published. The hearing shall be held not less than twenty (20) days after the passage of the resolution.

SEC. 61.2331 NOTICE OF IMPROVEMENT: POSTING

After the passage of the resolution of intention, the filing of the report, and the setting of the time and place for hearing protests, the City Clerk shall cause notices of the passage of the resolution to be posted. The notices shall be posted conspicuously on all the open streets within the district, at not more than 300 feet apart on each street so posted, but not less than three in all.

SEC. 61.2332 SAME: CONTENTS

The notices shall:

(a) Be headed "notice of improvement," in letters of not less than one inch (1") in height.

(b) In legible characters state the fact and date of passage of the resolution of intention, the filing of the report and the time and place set for hearing of protests.

(c) Briefly describe the acquisition and improvement proposed to be financed.

(d) Refer to the resolution of intention and report for further particulars.

SEC. 61.2333 SAME: PUBLICATION

The City Clerk shall also cause a notice similar in substance to the notice described in Section 61.2343 to be published pursuant to Section 6066 of the Government Code. The notices shall be posted and first published at least twenty (20) days before the date set for hearing of protests.

SEC. 61.2334 SAME: SUBSTANTIAL COMPLIANCE SUFFICIENT

No proceeding shall be held invalid for failure to post any street or streets if Sections 61.2342, 61.2343 and 61.2344 have been substantially complied with.

SEC. 61.2335 SAME: NOTICE TO PROPERTY OWNERS

At least twenty (20) days before the date set for hearing of protests, the City Clerk shall mail, postage prepaid, notices of the adoption of the resolution of intention and the filing of the report to all persons owning real property proposed to be assessed whose names and addresses appear on the last equalized assessment roll for city taxes or who are known to the City Clerk. The failure of the City Clerk to mail the notice to any property owner or the failure of any property owner to receive the notice shall not affect the validity of any proceedings taken under this Division.

SEC. 61.2336 SAME: CONTENTS OF NOTICE TO PROPERTY OWNERS

The notice shall contain:

(a) A statement of the time, place, and purpose of the hearing on the resolution of intention and report.

(b) A statement of the total estimated cost of the proposed acquisition or improvement, or both acquisition and improvement.

(c) The amount, as shown by the report, to be assessed against the particular parcel covered by the notice.

(d) A statement that any person interested may file a protest in writing as provided in this

Division.

SEC. 61.2337 SAME: AFFIDAVIT OF CLERK

Upon the completion of the mailing of the notices, the City Clerk shall file with the Council an affidavit setting forth the time and manner of the compliance with the requirements of this Division for publishing, posting, and mailing notices.

PART 4

PROTEST

SEC. 61.2340 PROTESTS

Any interested person may object to the proposed improvement, the extent of the assessment district, or to the proposed assessment by filing a written protest with the City Clerk at or before the time set for the hearing. Such protest must contain a description of the property in which each signer thereof is interested sufficient to identify the same and, if the signers are not shown on the last equalized assessment roll as the owners of such property, must contain or be accompanied by written evidence that such signers are the owners of such property. The City Clerk shall endorse on each protest the date of its receipt, and at the time appointed for the hearing shall present to the Council all protests filed with him.

Any document filed as a "protest" before the Council orders the publication of the resolution of intention shall not be considered a protest in compliance with this Division.

SEC. 61.2341 SAME: WHEN FURTHER PROCEEDINGS BARRED

If the protests are against the proposed improvement and the Council finds that such protests are signed by the owners of more than one-half of the area of the land included within the assessment district, all further proceedings under the resolution of intention are barred, and no new resolution of intention for the same improvement shall be passed within six (6) months after decision of the Council on the hearing, unless the protests are overruled by an affirmative vote of four-fifths of the members of the Council. The Council may confirm, modify, or correct the proposed assessment.

SEC. 61.2342 SAME: MAJORITY PROTEST

If it shall be necessary, in order to find whether a majority protest exists, to determine whether any or all of the signers of written protests are the "owners" of property to be assessed, the Council shall make such determination from the last equalized assessment roll, any written evidence submitted with a written protest and any other evidence received at the hearing. The Council shall be under no duty to obtain or consider any other evidence as to ownership of property and its determination of ownership shall be final and conclusive.

SEC. 61.2343 RIGHT OF MORTGAGEE OR BENEFICIARY TO PROTEST ON CERTAIN ACQUISITIONS

If the proposed improvement includes the acquisition of any improvements constructed pursuant to the provisions of the Subdivision Map Act (commencing at Section 66410, California Government Code) and such improvements were

financed, in whole or in part, from the proceeds of any loan secured by a mortgage or deed of trust upon any lands within the proposed assessment district, upon submission of evidence satisfactory to the Council, of the foregoing, the mortgagee or beneficiary under any such mortgage or deed of trust may protest in the same manner and to the same extent as the owner of such lands.

SEC. 61.2344 PROTESTS: CONFIRMATION OF ASSESSMENT

When upon the hearing the proposed assessment is confirmed as filed, as modified, or corrected, the Council by resolution shall approve the making of the proposed acquisition and improvement, declare that the funds collected from the assessments or sale of bonds be utilized for said purposes and declare its action upon the report and assessment. The resolution shall be final as to all persons, and the assessment thereby levied upon the respective parcels or subdivisions of land in the assessment district.

PART 5

CHANGE OF WORK, BOUNDARIES OF ASSESSMENT DISTRICT,
AMOUNTS OF ASSESSMENTS OR PROCEEDINGS

SEC. 61.2350 CHANGE OF WORK, BOUNDARIES OF ASSESSMENT
DISTRICT, AMOUNTS OF ASSESSMENTS OR
PROCEEDINGS

The manner in which changes of work, boundaries, assessments or the like shall be as provided in Division 12, Chapter 4.5 of the California Streets and Highways Code (Municipal Improvement Act of 1913, Sections 10351 through

10358). Said provisions shall be harmonized to conform to the provisions of this Division and as harmonized they are hereby adopted and referred to and made part of this Division with the same force and effect as though specifically set forth herein.

PART 6

LEVYING AND COLLECTING THE ASSESSMENT

SEC. 61.2360 LEVYING AND COLLECTING THE ASSESSMENT

The manner in which the assessment shall be levied and collected shall be as provided in Division 12, Chapter 5 of the California Streets and Highways Code (Municipal Improvement Act of 1913, Sections 10400 through 10430). Said provisions shall be harmonized to conform to the provisions of this Division and as harmonized they are hereby adopted and referred to and made part of this Division with the same force and effect as though specifically set forth herein.

PART 7

IMPROVEMENT BONDS

SEC. 61.2370 IMPROVEMENT BONDS

Any improvement bonds issued under this Division may be issued as provided for in Division 7, Part 5 of the California Streets and Highways Code (Improvement Act of 1911) commencing with Section 6400 thereof or in Division 10 of said Streets and Highways Code (Improvement Bond Act

of 1915) commencing with Section 8500 and, except for those exceptions and amendments provided for in Sections 61.2371, 61.2372, 61.2373, 61.2374 and 61.2375 hereafter, all of the provisions of said Improvement Act of 1911 and Improvement Bond Act of 1915 shall be harmonized to conform to the provisions of this Division and as harmonized they are hereby adopted and referred to and made part of this Division with the same force and effect as if specifically set forth herein.

SEC. 61.2371 PROVISIONS OF IMPROVEMENT BOND ACT
OF 1915 EXCEPTED

Sections 8502 and 8809 of the California Streets and Highways Code are expressly excluded from the operative effect of Section 61.2370 and are inapplicable to The City of San Diego.

SEC. 61.2372 SECTION 8652 OF IMPROVEMENT ACT OF 1915
AMENDED

Insofar as Section 8652 of the Streets and Highways Code is incorporated herein, it is hereby amended and shall read as follows:

The bonds shall be substantially in the following form:

THE CITY OF SAN DIEGO
IMPROVEMENT BOND
(NAME OF PROJECT)

Under and by virtue of the San Diego Improvement District Procedural Ordinance of 1982, The City of San Diego will on the _____ day of _____, 19___, out of the redemption fund for the payment of the bonds issued upon the assessments made for the

work upon and improvements on certain streets (or on _____ Street, or in improvement district No. _____, or on certain rights of way owned by, or by other suitable description), (or for the laying out, opening, extending, widening, straightening or acquiring of certain streets), as they are more particularly set forth and described in resolution of intention passed by the City Council on the _____ day of _____, 19____, pay to bearer the sum of _____ (\$ _____) with interest thereon from the _____ day of _____, 19____, at the rate of _____ percent per annum, all as is hereinafter specified, and at the office of the Treasurer of The City of San Diego.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in amounts and maturities, issued by The City of San Diego under said ordinance for the purpose of providing means for paying for the work and improvements described in said resolution of intention, and is secured by the moneys in said redemption fund and by the unpaid assessments made for the payment of said work, and, including principal and interest, is payable exclusively out of said fund.

This bond is issued on the express condition that The City of San Diego has no obligation whatsoever to include in any tax levy any amount, or to levy a special tax, for the purpose of paying any delinquent assessment or interest, or for the purpose of paying for lands purchased or to be purchased at any tax sale or foreclosure held under provisions of the aforementioned San Diego Improvement District Procedural Ordinance of 1982, or for the purpose of paying the installment of any assessment or of interest thereon.

The interest is payable semiannually, to wit: On the second day of _____ and _____ in each year hereafter, upon presentation of the proper coupons therefor; provided, that the first of said coupons is for the interest to the second day of _____, 19____, and thereafter the interest coupons are for the semiannual interest.

This bond will continue to bear interest after maturity at the rate above stated; provided, it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay same. If it is not presented at maturity interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second day of _____ or _____ in any year by giving the notice provided in said law.

and by paying principal and accrued interest together with a premium equal to 5 percentum of the principal.

In witness whereof, said _____ of _____ has caused this bond to be signed by the Treasurer of The City of San Diego and by the City Clerk and has caused the City Clerk to affix thereto its corporate seal all on the _____ day of _____, 19____.

City Treasurer

City Clerk

(SEAL)

SEC. 61.2373 SECTION 8804 OF IMPROVEMENT BOND ACT OF 1915
AMENDED

Insofar as Section 8804 of the Streets and Highways Code is incorporated herein, it is hereby amended and shall read as follows:

If there are no available funds in the treasury of The City of San Diego with which to make payment of the amount of the delinquent assessment and interest for which the property was sold, the tax collector shall delay the entry of the certificate of sale until such funds are available. However, the period of redemption from such tax sale shall not be extended thereby nor shall the rights or privileges of the property owner be in any wise affected.

SEC. 61.2374 SECTION 8806 OF THE IMPROVEMENT BOND ACT
OF 1915 AMENDED

Insofar as Section 8806 of the Streets and Highways Code is incorporated herein, it is hereby amended and shall read as follows:

The provisions of Section 8805 of the California Streets and Highways Code notwithstanding, the city shall, unless a resale has been made by it, from time

to time when due pay and transfer into the redemption fund from such funds as may be available at the end of any fiscal year the amount of any future delinquent installments of the assessment and interest thereon pending redemption, and no redemption shall be made until any such subsequent payments, with interest and penalties, shall also be paid.

SEC. 61.2375 SECTION 8650 OF THE IMPROVEMENT BOND ACT
OF 1915 AMENDED

Insofar as Section 8650 of the Streets and Highways Code is incorporated herein, it is hereby amended and shall read as follows:

Except as the legislative body shall provide otherwise under Section 8650.1, the bonds shall be issued in series and an even annual proportion of the aggregate principal sum thereof shall be payable on the second day of July every year succeeding the first 10 months after their date, until the whole is paid. The bonds shall bear interest at a rate to be fixed by the City Council from the 31st day after recording the assessment, or from their date if the work was done under the Municipal Improvement Act of 1913, on all sums unpaid, until the whole of the principal sum and interest are paid.

Interest shall be payable semiannually by coupon, on the second day of January and July, respectively, of each year. The first payment of interest shall not become due until six months before the maturity of the first series of bonds.

SEC. 61.2376 PREVIOUSLY INITIATED PROCEEDINGS

The Council may determine that improvement bonds shall be issued as provided in this Part 7 to represent and be secured by assessments which shall be made to pay the cost of any work, improvement, or acquisition which is made in any of the streets, avenues, lanes, alleys, courts, public places or public ways of the City, or in, over, or through any property or rights of way owned by the City, and which is authorized, in proceedings initiated either prior to or subsequent to the effective date of this Division 23, by Division 12 of the California Streets and Highways Code (Municipal Improvement Act of 1913) or by Division 7 of the California Streets and Highways Code (Improvement Act of 1911), or which is made to pay the cost of any other work, improvement, or acquisition which is charged and assessed upon real property pursuant to any other provision of law, including any other provision of the San Diego Municipal Code.

PART 8

URGENCY PROCEEDINGS

SEC. 61.2380 URGENCY PROCEEDINGS

In the event there is an urgent need to proceed with an improvement, the acquisition, construction, repair or installation of which is required to be commenced in advance of the completion of assessment proceedings under this Division, the City Council may declare that such an urgent need exists for the acquisition and improvement and

by resolution may direct that the City proceed with the project and that funds be advanced therefor. Thereafter, the City shall cause assessment proceedings to be instituted under this Division.

At the completion of such proceedings, the assessments collected, either in cash or through the sale of bonds, may be paid directly to the City in reimbursement of funds advanced by the City.

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 Robert S. Teaze
Robert S. Teaze
Assistant City Attorney

RST:rc:830.2
2/4/82
Or.Dept:Atty.
O-82-101

Passed and adopted by the Council of The City of San Diego on FEB 22 1982,
 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"/>
Susan Golding	<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"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<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 Board, 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 9 1982, and on FEB 22 1982.

~~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 Board, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number O-15668 Adopted FEB 22 1982

CERTIFICATE OF PUBLICATION

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

RECEIVED
CITY CLERK'S OFFICE
1982 MAR 17 AM 11:14
SAN DIEGO, CALIF. NO. *plm*

IN THE MATTER OF

ORDINANCE NUMBER 0-15668

**ORDINANCE NUMBER 0-15668
(NEW SERIES)**

Adopted on FEB 22 1982
AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 1,
OF THE SAN DIEGO MUNICIPAL CODE BY ADDING
THERETO DIVISION 23, CONTAINING SECTIONS 61.2300
THROUGH 61.2390, ESTABLISHING THE SAN DIEGO IMPROVEMENT
DISTRICT PROCEDURAL ORDINANCE OF
1982.
The San Diego Improvement District Procedural Ordinance of
1982 provides an alternative method of funding public improvements
through the issuance of bonds, the principal and interest of which
are paid by owners of benefited property from assessments that are
levied and collected on behalf of The City of San Diego by the County
Tax Collector through the tax collection process.
A complete copy of the Ordinance is available for inspection in
the Office of the City Clerk of the City of San Diego, 12th Floor, City
Administration Building, 202 "C" Street, San Diego, CA 92101.
Introduced on February 9, 1982.
Passed and adopted by the Council of The City of San Diego on
February 22, 1982.
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
Published March 8, 1982

I, Charlene Lance, 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 NUMBER 0-15668
(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:

March 8, 1982

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

Dated at San Diego, California this 8th day of Mar., 1982.

Charlene Lance
(Signature)

00224

2 5/8 " x 2 x \$8.06 = \$42.32