

ORDINANCE NUMBER O- 15798 (New Series)

Adopted on AUG 9 1982

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 2, DIVISION 2 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 102.0204 AND 102.0205; AND AMENDING CHAPTER X, ARTICLE 2, DIVISION 3 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 102.0308, 102.0310 AND 102.0320, ALL RELATING TO TENTATIVE MAPS AND TENTATIVE PARCEL MAPS.

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

Section 1. That Chapter X, Article 2, Division 2 of the San Diego Municipal Code be, and it is hereby amended by amending Sections 102.0204 and 102.0205 to read as follows:

SEC. 102.0204 PARCEL MAPS

The preparation, content and form of parcel maps shall conform to Chapter 2, Article 3 of the Subdivision Map Act.

Outstanding assessment bonds against the property must be paid in full or the bond split in accordance with the new lots. A letter from the bond holder indicating consent to any bond split will be required.

Easements of record within the property being subdivided shall be shown on the map together with applicable recording data.

Dedications or offers of dedication, when required, may be made either by separate instrument or by certificate on the parcel map. Where such dedications are made by certificate, the parcel map shall be submitted to the Council for approval.

Except as otherwise provided in this Article, all parcel maps shall be based upon a field survey made in conformity with the Land Surveyors Act.

New parcel lines created by the parcel map are to be monumented in a manner pursuant to Section 102.0412. These monuments are to be shown on the parcel map, together with their relationship to all existing monuments in the area that were used to establish the new monument locations.

SEC. 102.0205 PARCEL MAP CERTIFICATES

Certificates shall appear on a parcel map as specified in Chapter 2, Article 3 of the Subdivision Map Act.

A certificate signed and acknowledged by all owners of record of the real property subdivided consenting to the preparation and recordation of the parcel map is required to be on the parcel map.

Letters of consent from any trustee and/or beneficiaries of any outstanding trust deed and Lessees that are not otherwise exempted according to Section 66412 of the Subdivision Map Act indicating approval of the filing of the parcel map shall be submitted with the map.

Where certificates are required for dedications or offers of dedications, they shall conform to Chapter 2, Article 2 of the Subdivision Map Act.

Section 2. That Chapter X, Article 2, Division 3 of the San Diego Municipal Code be and it is hereby amended by amending Sections 102.0308, 102.0310 and 102.0320 to read as follows:

SEC. 102.0308 APPEAL PROCEDURES

Appeal procedures shall be as outlined in Chapter 3, Article 2 of the Subdivision Map Act with the Planning Commission functioning as the appeals board.

The subdivider or any interested person adversely affected may appeal from the action of the Subdivision Board with respect to a tentative map or tentative parcel map to the Planning Commission. Any such appeal shall be in writing and shall be filed with the Planning Department within 10 days after the action of the Board. Upon the filing of an appeal, the Planning Commission shall set the matter for a public hearing within 30 days after the date of filing of the appeal. Within 10 days following the conclusion of the hearing, the Planning Commission shall render its decision on the appeal.

The subdivider, the Subdivision Board or any interested person adversely affected may appeal from the action of the Planning Commission with respect to a tentative map or tentative parcel map to the City Council. Any such appeal shall be in writing and filed with the City Clerk within 10 days after the action of the Planning Commission. Upon the filing of the appeal, the City Clerk shall set the matter for public hearing within 30 days after the date of filing of the appeal. Within 10 days following the conclusion of the hearing, the City Council shall render its decision on the appeal.

SEC. 102.0310 TENTATIVE MAPS--EXPIRATION

Expiration and time extension of approved or conditionally approved tentative maps or tentative parcel

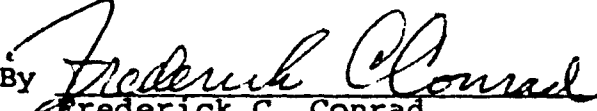
maps shall be in accordance with Chapter 3, Articles 2 and 3 of the Subdivision Map Act; provided, however, that the time for expiration of the initial approval may be any term not less than 24, nor more than 36 months. Extensions of time may be granted provided the applicant complies with the provisions of Chapter 3, Article 2 of the Subdivision Map Act. An extension of the time within which a final map must be filed may be granted to provide a maximum period of 60 months from the date of initial approval.

SEC. 102.0320 PARCEL MAP SATISFYING CONDITIONS

Any condition imposed by the approval of the Tentative Parcel Map must be satisfied before the City Engineer executes the Parcel Map Certificate. Where parcel maps are submitted to the Council for approval, the improvement conditions may be satisfied by an agreement as outlined in Chapter 3, Article 4 of the Subdivision Map Act.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage and apply to all tentative maps and tentative parcel maps that had not expired on or before July 1, 1982.

APPROVED: John W. Witt, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:clh:640
6/30/82
REV. 7/23/82
o-82-270
Or. Dept: E&D
Form=o.none

NEW LANGUAGE - Underlined
OLD LANGUAGE - Crossed Out

SEC. 102.0204 PARCEL MAPS

The preparation, content and form of parcel maps shall conform to Chapter 2, Article 3 of the Subdivision Map Act.

Outstanding assessment bonds against the property must be paid in full or the bond split in accordance with the new lots. A letter from the bond holder indicating ~~his satisfaction and~~ consent to any bond split will be required.

Easements of record within the property being subdivided shall be shown on the map together with applicable recording data.

~~If~~ dedications or offers of dedication are, when required, ~~they will~~ may be made either by separate instrument or by certificate on the parcel map. Where such dedications are made by certificate, the parcel map shall be submitted to the Council for approval.

Except as otherwise provided in this Article, all parcel maps shall be based upon a field survey made in conformity with the Land Surveyors Act.

New parcel lines created by the parcel map are to be monumented in a manner pursuant to Section 102.0412. These monuments are to be shown on the parcel map, together with their relationship to all existing monuments in the area that were used to establish the new monument locations.

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Where certificates are required for dedications or offers of dedications, they shall conform to Chapter 2, Article 2 of the Subdivision Map Act.

SEC. 102.0308 APPEAL PROCEDURES

Appeal procedures shall be as outlined in Chapter 3, article 2 of the Subdivision Map Act with the Planning Commission functioning as the appeals board.

The subdivider or any interested person adversely affected may appeal from the action of the Subdivision Board with respect to a tentative map or tentative parcel map to the Planning Commission. Any such appeal shall be in writing and shall be filed with the Planning Department within ~~15~~ 10 days after the action of the Board. Upon the filing of an appeal, the Planning Commission shall set the matter for a public hearing within 30 days after the date of filing of the appeal. Within 10 days following the conclusion of the hearing, the Planning Commission shall render its decision on the appeal.

The subdivider, the Subdivision Board or any interested person adversely affected may appeal from the action of the Planning Commission with respect to a tentative map or tentative parcel map to the City Council. Any such appeal shall be in writing and filed with the City Clerk within ~~15~~ 10 days after the action of the Planning Commission. Upon the filing of the appeal, the City Clerk shall set the matter for public hearing within 30 days after the date of filing of the appeal. Within 10 days following the conclusion of the hearing, the City Council shall render its decision on the appeal.

SEC. 102.0310 TENTATIVE MAPS--EXPIRATION

Expiration and time extension of approved or conditionally approved tentative maps or tentative parcel maps shall be in accordance with Chapter 3, Articles 2 and 3 of the Subdivision Map Act ~~except that the time for expiration of the initial approval shall not exceed 24 months, and with consideration of time extensions not to exceed an additional two years; provided, however, that the~~ time for expiration of the initial approval may be any term not less than 24, nor more than 36 months. Extensions of time may be granted provided the applicant complies with the provisions of Chapter 3, Article 2 of the Subdivision Map Act. An extension of the time within which a final map must be filed may be granted to provide a maximum period of 60 months from the date of initial approval.

SEC. 102.0320 PARCEL MAP SATISFYING CONDITIONS

Any condition imposed by the approval of the Tentative Parcel Map must be satisfied before the City Engineer executes the Parcel Map Certificate. Where parcel maps are submitted to the Council for approval, the improvement conditions may be satisfied by an agreement as outlined in Chapter 3, Article 4 of the Subdivision Map Act.

Passed and adopted by the Council of The City of San Diego on AUG 9 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<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"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 June A. Blackhall, 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

JUL 26 1982

, and on

AUG 9 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 June A. Blackhall, Deputy.

Office of the City Clerk, San Diego, California

Ordinance
Number

0-15798

Adopted

AUG 9 1982

CERTIFICATE OF PUBLICATION

RECEIVED
OFFICE OF THE CLERK
1982 AUG 25 PM 12:21
SAN DIEGO, CALIF.

SAN DIEGO, CITY OF
12th floor, 202 C St.
San Diego, CA 92101

ATTN: BLACKNELL

IN THE MATTER OF

NO.

ORDINANCE NO. 0-15798

ORDINANCE NO. 0-15798
(New Series)

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 2, DIVISION 2 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 192.0294 AND 192.0295; AND AMENDING CHAPTER X, ARTICLE 2, DIVISION 3 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 192.0298, 192.0299 AND 192.0300, ALL RELATING TO TENTATIVE MAPS AND TENTATIVE PARCEL MAPS.

Present provisions of the San Diego Municipal Code do not provide for use of a parcel map where dedications of roads or easements are required. The revisions will permit the use of a parcel map in such situations.

Present provisions permit an appeal from a decision concerning a tentative map within 15 days of the decision. The revisions limit the appeal period to 10 days.

Present provisions permit a final or parcel map to be filed within 24 months of the date of approval of a tentative map. The revisions permit the tentative map to be approved for up to 36 months.

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 JULY 28, 1982.

Passed and adopted by the Council of the City of San Diego on AUGUST 8, 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 JUNE A. BLACKNELL, Deputy.

Printed August 23, 1982

00-1071

I, Charlene Casselman, 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. 0-15798
(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:

August 23, 1982

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

Dated at San Diego, California this 23rd day of Aug, 19 82.

Ch Casselman

(Signature)

00981

3 1/8" x 2 x 8.87 x 1 = 55.44