

(0-83-209)

ORDINANCE NUMBER O- 15960 (New Series)

Adopted on MAY 2 1983

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0204 RELATING TO FEES/DEPOSITS.

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

Section 1. That Chapter X, Article 1, Division 2, of the San Diego Municipal Code, be and the same is hereby amended by amending Section 101.0204 to read as follows:

SEC. 101.0204 FEES/DEPOSITS

Prior to the filing of any application, the applicant shall pay to the City a fee/deposit equal to the cost of processing said application. Fees/deposits will be adjusted periodically by resolution of the City Council to ensure full cost recovery for the services. A list of current fees/deposits is on file in the office of the City Clerk. Where deposits are required, if the deposit is insufficient to cover the actual cost to the City, the applicant shall be required to make additional deposits with the City Clerk which, in the opinion of the City Planning Director, will be sufficient to cover incurred costs. Actual City costs will be itemized in a statement to the depositor and any portion of the deposit not required to cover the actual costs of the City in processing plus an applicable percentage thereof to cover cost of general overhead will be returned to the applicant.

Any application filed pursuant to this Section or Section 101.0204.1 shall be accompanied by a fee/deposit equal to one and one-half times the fee/deposit set forth in the schedule on file in the office of the City Clerk if the application is filed after the use of the property has commenced and such use is in violation of the zoning regulations of the Municipal Code. An amount equal to one-half the fee or one-half of the costs incurred by the City in processing the application, whichever is applicable, shall be charged against the fee/deposit of the application in addition to the fee or the costs incurred by the City.

An additional charge will not be assessed if applicant provides evidence that the use of the property for which a permit is required was begun prior to the applicant's acquisition of the property.

The conditional use permit fees shall be waived for nonprofit institutions or organizations whose primary purpose is the promotion of public health and welfare.

The Planning Director, pursuant to this authority granted by the City Council, may, where project delays are caused by the actions of government agencies, waive fees/deposits.

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
Frederick C. Conrad
Chief Deputy City Attorney

FCC:ib:630
04/05/83
Or.Dept:Plan.
O-83-209
Form=r.none

Passed and adopted by the Council of The City of San Diego on MAY 2 1983,
 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"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<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"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Vacant

AUTHENTICATED BY: BILL CLEATOR
 Deputy Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.
 By Barbara Beridge 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

APR 18 1983, and on MAY 2 1983
~~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 Barbara Beridge Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number <u>0-15960</u>	Adopted <u>MAY 2 1983</u>

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 'C' Street, Twelfth Floor
San Diego, CA 92101

ATTN: B. BERRIDGE

IN THE MATTER OF

NO.

ORDINANCE NO. 0-15960

ORDINANCE NO. 0-15960

(New Series)

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0204 RELATING TO FEES/DEPOSITS.

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

Section 3. That Chapter X, Article 1, Division 2, of the San Diego Municipal Code, be and the same is hereby amended by amending Section 101.0204 to read as follows:

SEC. 101.0204 FEES/DEPOSITS

Prior to the filing of any application, the applicant shall pay to the City a fee/deposit equal to the cost of processing said application. Fees/deposits will be adjusted periodically by resolution of the City Council to ensure full cost recovery for the services. A list of current fees/deposits is on file in the office of the City Clerk. Where deposits are required, if the deposit is insufficient to cover the actual cost to the City, the applicant shall be required to make additional deposits with the City Clerk which, in the opinion of the City Planning Director, will be sufficient to cover incurred costs. Actual City costs will be itemized in a statement to the depositor and any portion of the deposit not required to cover the actual costs of the City in processing plus an applicable percentage thereof to cover cost of general overhead will be returned to the applicant.

Any application filed pursuant to this Section or Section 101.0204.1 shall be accompanied by a fee/deposit equal to one and one-half times the fee/deposit set forth in the schedule on file in the office of the City Clerk if the application is filed after the use of the property has commenced and such use is in violation of the zoning regulations of the Municipal Code. An amount equal to one-half the fee or one-half of the costs incurred by the City in processing the application, whichever is applicable, shall be charged against the fee/deposit of the application in addition to the fee or the costs incurred by the City.

An additional charge will not be assessed if applicant provides evidence that the use of the property for which a permit is required was begun prior to the applicant's acquisition of the property.

The conditional use permit fees shall be waived for nonprofit institutions or organizations whose primary purpose is the promotion of public health and welfare.

The Planning Director, pursuant to this authority granted by the City Council, may, where project delays are caused by the actions of government agencies, waive fees/deposits.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Introduced APR 18 1983
Passed and adopted by the Council of The City of San Diego
MAY 2 1983

AUTHENTICATED BY:
BILL CLEATOR Deputy Mayor of The City of San Diego, California
CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California

(SEAL)
By BARBARA BERRIDGE Deputy
Publish May 16, 1983

60-5221

I, Charlene Land, 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. 0-15960
(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:

May 16, 1983

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

Dated at San Diego, California this 16th day of May, 1983.

(Signature)

10 1/2" x 2 x 8.87 = 93.14

0045-1