

(O-84-9)

ORDINANCE NUMBER O- 16009 (New Series)

Adopted on JUL 19 1983

AN EMERGENCY INTERIM ORDINANCE REGULATING
ADVERTISING DISPLAYS.

WHEREAS, the United States Supreme Court, in the case of Metromedia, Inc., et al. v. City of San Diego, et al., No. 80-195, declared the outdoor advertising display use ordinance unconstitutional; and

WHEREAS, the aforementioned decision also raises serious doubts concerning the use provisions of the City-wide On-Premises Sign Regulations, Municipal Code, Section 101.1100, et seq.; and

WHEREAS, revisions to the City-wide On-Premises Sign Regulations are essential to avoid substantial adverse impacts on the public peace, property, health and safety which could result from the unregulated proliferation of signs made possible by the Metromedia decision; and

WHEREAS, the application of the provisions of this ordinance for a period of 120 days from its enactment is essential to provide for public hearings before the Planning Commission and City Council, concerning a permanent regulatory approach to the subject of advertising displays; NOW, THEREFORE,

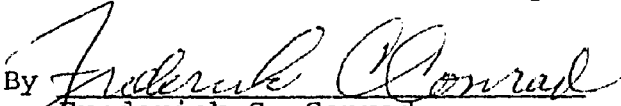
BE IT ORDAINED, by the Council of The City of San Diego as follows:

1. Notwithstanding any provision of Chapter X, Article 1, Divisions 4 and 11 of the San Diego Municipal Code to the contrary, any sign permitted by the aforesaid Divisions, other

than a ground sign, as defined in Municipal Code, Section 101.1101.70, may be utilized for the display of a message without limitation on the content of such message.

2. This ordinance shall become effective immediately upon its introduction and shall expire 120 days thereafter.

APPROVED: John W. Witt, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

FCC:ib:630
07/19/83
Or.Dept:Atty.
O-84-9
Form=o.none

JUL 19 1983

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 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 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"/> |
| Uvaldo Martinez | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mayor Roger Hedgecock | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

AUTHENTICATED BY:

ROGER HEDGECOCK
Mayor of The City of San Diego, California.

(Seal)

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

By Mayfield L. Postlewaite, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on
JUL 19 1983, said ordinance being of the kind and character
authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

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 Mayfield L. Postlewaite, Deputy.

| | |
|---|-------------|
| Office of the City Clerk, San Diego, California | |
| Ordinance Number | 0-16009 |
| Adopted | JUL 19 1983 |
| | 00871 |

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
SAN DIEGO, CALIF.
1983 AUG -5 AM 11:32

CITY OF SAN DIEGO
Attn: Maydell L. Pontecorvo
202 "C" Street, 12th Floor
San Diego, CA 92101

IN THE MATTER OF

NO.

AN EMERGENCY INTERIM ORDINANCE REGULATING
ADVERTISING DISPLAYS.

ORDINANCE NO. O-16009
(New Series)

AN EMERGENCY INTERIM ORDINANCE REGULATING
ADVERTISING DISPLAYS.

WHEREAS, the United States Supreme Court, in the case of
Metromedia, Inc., et al. v. City of San Diego, et al., No. 80-185,
declared the outdoor advertising display use ordinance unconstitutional; and

WHEREAS, the aforementioned decision also raises serious
doubts concerning the use provisions of the City-wide On-
Premises Sign Regulations, Municipal Code, Section 101.1100, et
seq.; and

WHEREAS, revisions to the City-wide On-Premises Sign
Regulations are essential to avoid substantial adverse impacts on
the public peace, property, health and safety which could result
from the unregulated proliferation of signs made possible by the
Metromedia decision; and

WHEREAS, the application of the provisions of this ordinance
for a period of 120 days from its enactment is essential to provide
for public hearings before the Planning Commission and City
Council, concerning a permanent regulatory approach to the sub-
ject of advertising displays; NOW, THEREFORE,

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

1. Notwithstanding any provision of Chapter X, Article 1, Divi-
sions 4 and 11 of the San Diego Municipal Code to the contrary,
any sign permitted by the aforesaid Divisions, other than a ground
sign, as defined in Municipal Code, Section 101.1100.70, may be
utilized for the display of a message without limitation on the con-
tent of such message.

2. This ordinance shall become effective immediately upon its
introduction and shall expire 120 days thereafter.

Passed and adopted by the Council of The City of San Diego
on JULY 19, 1983, by the following vote:

YEAS: Mitchell, Cleator, McColi, Jones, Gotch, Murphy, Mar-
tinez, Hedgecock.

NAYS: None.

NOT PRESENT: Struikama.

AUTHENTICATED BY:
ROGER HEDGECOCK,

Mayor of The City of San Diego, California.

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

I, Carrie Gedeon, 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-16009
(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 1, 2, 1983

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

Dated at San Diego, California this 2nd day of August, 1983.

11 1/4" X 2 X 8.87 X 8.25 = 192.60

Carrie Gedeon
(Signature)

(SEAL)

By MAYDELL L. PONTECORVO,

Deputy.

HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on JULY 19, 1983, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

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 MAYDELL L. PONTECORVO,

Deputy.

Publish August 1, 2, 1983

60-7797