

ORDINANCE NUMBER O- 16025 (New Series)

Adopted on AUG 15 1983

AN ORDINANCE ESTABLISHING THE  
LA JOLLA LANDSCAPE DISTRICT

WHEREAS, it is a goal of the La Jolla Community Plan to landscape major streets and other key public areas of La Jolla; NOW, THEREFORE,

BE IT ORDAINED, by the Council of The City of San Diego, that there is established within The City of San Diego, a district known as the La Jolla Landscape District in accordance with the following provisions:

Section 1. DISTRICT ESTABLISHED. The La Jolla Landscape District, hereinafter referred to as "District," shall be all of the land described as follows:

The point of beginning is the intersection of southwesterly prolongation of the southeasterly line of Lot 18, Block 4, Pacific Riviera Villas Unit No. 1, Map 2531 and the Pacific Ocean Mean High Tide Line; thence, northeasterly and northerly along the southeasterly and easterly lines of Map 2531 to the northeasterly corner of Lot 22, Block 4, Map 2531; thence, northeasterly, northwesterly, northeasterly, and northwesterly along the southeasterly, northeasterly, southeasterly and northeasterly line of Lot 3, Tourmaline Terrace Unit No. 2, Map 5759 to Wrelton Drive; thence, northerly along Wrelton Drive to La Jolla Boulevard; thence,

northwesterly along La Jolla Boulevard to Turquoise Street;  
thence,  
easterly along Turquoise Street to the southerly  
prolongation of westerly line of Pacific Beach Vista Tract,  
Map 916, and Buena Vista Tract, Map 929; thence,  
northerly along the westerly line of Map 916, and Map 929  
to Van Nuys Street; thence,  
easterly along Van Nuys Street to Cass Street; thence,  
southerly along Cass Street to Archer Street; thence,  
easterly along Archer Street to Fanuel Street; thence,  
northeasterly along Fanuel Street to the southerly line of  
Pueblo Lot 1781; thence,  
easterly along the southerly line of Pueblo Lot 1781 to the  
westerly line of Lot 96, Pacific Highlands Unit No. 4, Map  
5861; thence,  
northerly along the westerly line of Lot 96, Map 5861 to  
the northerly line of Lot 96; thence,  
easterly along the northerly line of Lot 96, Map 5861 to  
Castle Hills Drive; thence,  
easterly along Sandal Lane to Calle Vista; thence,  
easterly along the northerly line of Lot 93, Pacific  
Highlands Unit No. 4, Map 5861 to the westerly line of Lot  
26, La Jolla Alta Unit No. 1, Map 6774; thence,  
northerly along the westerly line of Lot 26, Map 6774, to  
the northerly line of Lot 25 of Map 6774; thence,  
easterly along the northerly line of Lot 25 and Lot 24, Map  
6774, to the easterly line of Lot 24, Map 6774; thence,  
southerly along the easterly line of Lot 24 and Lot 23, Map

6774 to the southerly line of Pueblo Lot 1780; thence,  
easterly along the southerly line of Pueblo Lot 1780,  
Pueblo Lot 1779, and Pueblo Lot 1778 to Interstate Highway  
5; thence,  
northwesterly and northerly along Interstate Highway 5 to  
Gilman Drive; thence,  
northerly along Gilman Drive to La Jolla Village Drive;  
thence,  
westerly along La Jolla Village Drive to Torrey Pines Road;  
thence,  
northerly along North Torrey Pines Road to the northerly  
line of Pueblo Lot 1313; thence,  
westerly along the northerly line of Pueblo Lot 1313 to the  
intersection of said line and the Pacific Ocean Mean High  
Tide Line.

A more detailed description of the boundaries of the district is  
provided by a map on file in the office of the City Clerk as  
Document No. 768730.

Section 2. PURPOSE. The purpose of this ordinance shall  
be to provide for landscaping improvements within the La Jolla  
Landscape District and for the maintenance of the landscaping  
which has been improved by the District for a period of not less  
than twenty-five years.

Section 3. DEFINITIONS. The following definitions shall  
apply to this ordinance:

- a. Advisory Board means the La Jolla Landscape  
District Advisory Board organized pursuant to San Diego  
City Charter section 43(a).

b. Maintenance Expense means those expenses necessary to sustain, retain, replace or preserve that public landscaping within the District installed as a result of formation of the District.

c. Improvement Expenses means those expenses related to construction of facilities, initial plantings, earthwork and equipment for the facilities as well as the associated engineering and acquisition costs incurred in relation to them.

d. Taxable Unit means either of the following:

i. a legally subdivided lot or building site whether or not a structure is located thereon,

ii. an individually owned room or suite of rooms in a building or portion thereof used, intended, or designed to be used or occupied for living purposes by one family, and containing one kitchen.

Section 4. TAX RATE. Each taxable unit of property located in District shall be subject to a tax of \$20 per annum. Said tax to be collected in the same manner as real property taxes on the property. Such tax shall not be increased without a vote of the qualified electors of the District.

Section 5. TAXES SOLELY FOR DISTRICT. All taxes collected pursuant to this ordinance shall be used solely for the purposes set forth in this ordinance and except for the costs of collection and administration shall not be diverted to projects other than those funded by the District. The City Council shall from time to time appropriate and allocate funds in accordance

with the procedures and purposes of this ordinance and the provisions of the City Charter.

Section 6. FUNDS SEPARATED. Funds collected pursuant to this ordinance shall be deposited by the City Treasurer in a separate interest bearing account and kept apart from other City funds, all interest accrued thereon shall remain as funds of the District.

Section 7. ADVISORY BOARD. The City Council shall establish an Advisory Board of seven members to advise the Council on the allocation of funds between improvement expenses, maintenance expenses and retained savings. Members of the Advisory Board shall be qualified electors geographically representative of the community served and residing within the District. The Advisory Board shall be established in accordance with the City Charter section 43(a) and appointments to the Board shall be made in accordance with the nomination and appointment procedures used for other advisory boards. The Council shall accept recommendations for nominations to the Board from the community

The Advisory Board shall meet at least three times per year and shall provide in writing to the Council at the time of budget preparation its recommendation for the Council's allocation of funds to improvement and maintenance expenses. The Advisory Board shall plan current and future expenses so as to demonstrate to the City Council that for each year there shall be sufficient funds to provide for the current maintenance of the improvements funded by the District and for a period of twenty-five years from the year in which the tax is first collected.

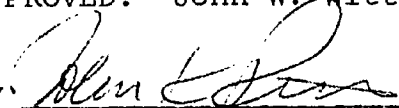
Section 8. ACCEPTANCE OF GIFTS. The City Council is authorized to accept and receive bequests, donations and gifts of all kinds for the purposes of the district and to do all acts necessary to carry out the purposes of such gifts, bequests and donations.

Section 9. DURATION OF ORDINANCE. The City Council shall have the power to repeal this ordinance at any time. The \$20 annual tax shall be collected until such time as the voters of the district may choose to amend it. There shall be no increase in the tax rate without the concurrence of the voters as provided by law.

Section 10. LIBERAL CONSTRUCTION. This ordinance shall be liberally construed to accomplish its purposes.

Section 11. EFFECTIVENESS OF ORDINANCE. This ordinance shall become effective only after the proposed tax has been affirmatively approved by a two thirds majority vote of the qualified electors of the District voting at a Special Municipal Election to be held in the City of San Diego on the 8th day of November 1983, at which a proposition to approve the proposed tax shall be submitted.

APPROVED: John W. Witt, City Attorney

By   
John K. Riess  
Deputy City Attorney

JKR:smm  
O-83-250  
7/1/83  
REV. 7/29/83  
Or. Dept: E&D  
Form=0.none

Passed and adopted by the Council of The City of San Diego on AUG 15 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 Struiksmas	<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 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.

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

(Seal)

By Barbara Burridge, 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

AUG 1 1983, and on AUG 15 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.

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

(Seal)

By Barbara Burridge, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-16025 Adopted AUG 15 1983

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