

ORDINANCE NUMBER O- 16036 (New Series)

Adopted on SEP 12 1983

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,  
DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE, BY  
ADDING SECTION 101.0506.5, RELATING TO EXCLUSION  
OF COMPANION UNITS.

WHEREAS, on August 23, 1983, the Council of The City of San Diego held public hearing(s) to consider the implementation of California Government Code, Section 65852.2 regarding companion units in single family areas; and

WHEREAS, the Council of The City of San Diego has, on several previous occasions, held public hearings regarding the development, adoption and implementation of a Local Coastal Program pursuant to the California Coastal Act of 1976, as amended; and

WHEREAS, the Council of The City of San Diego, based upon information presented during those public hearings in the form of staff reports, public testimony and environmental reports, finds as follows:

1. That the coastline of San Diego provides a priceless recreational resource for all residents and visitors of the San Diego region;
2. That the protection and expansion of access to the coastal recreational resources of San Diego consistent with public safety and private property rights should be the primary goal of all land use regulations applicable to coastal areas;

3. That existing transportation and public parking facilities are already and/or are projected to be overburdened within coastal areas because of existing and proposed development and regional demand for coastal recreational resources;

4. That the existing and/or projected constraints in transportation and public parking facilities are and will continue to interfere with the public's right of access to coastal recreational resources, both directly and indirectly;

5. That the intensity of urban development projected to occur by the applicable land use plans for coastal areas may be accommodated by expeditious completion of scheduled transportation system improvements with only minimal marginal interference with public access to coastal recreational resources;

6. That the increase in the permitted intensity of urban development within coastal areas which would result from construction of companion units in coastal areas would significantly interfere with present and future public access to coastal recreational resources;

7. That reduction or avoidance of coastal access interference resulting from development of companion units within coastal areas would require additional transportation system improvements which are infeasible;

8. That precluding construction of companion units within coastal areas may limit housing opportunities within the San Diego region; and

9. That the potential adverse effects upon housing opportunities within the San Diego region caused by precluding construction of companion units within coastal areas are more than offset by the benefits of ensuring maximum public access to limited coastal recreational opportunities; NOW, THEREFORE,

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

Section 1. That Chapter X, Article 1, Division 5, of the San Diego Municipal Code be, and the same is hereby amended by adding Section 101.0506.5 to read as follows:

SEC. 101.0506.5 EXCLUSION OF COMPANION UNITS

Notwithstanding the provisions of Section 101.0506.3 to the contrary, no building or addition to a building shall be constructed, nor shall a building be converted for purposes of developing a companion unit within the Coastal Zone of The City of San Diego. For purposes of this section, Coastal Zone shall mean that land and water area of The City of San Diego extending seaward to the outer limits of City jurisdiction, extending inland to the right-of-way of Interstate 5 on July 1, 1983, extending northward to the northern City limits and extending southward to San Diego Bay, Laurel Street and the southwesterly extension of Laurel Street to San Diego Bay.

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  
08/22/83  
Rev.1 08/25/83  
Or.Dept:Plan.  
O-84-33  
Form=o.none

SEP 12 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 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 June A. Blackwell, 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 23 1983

SEP 12 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 June A. Blackwell, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-16036 Adopted SEP 12 1983