

ORDINANCE NUMBER O-16078 (New Series)

Adopted on NOV 7 1983

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISIONS 1 AND 4, OF THE SAN DIEGO MUNICIPAL CODE, BY ADDING SECTIONS 101.0101.93.1, 101.0101.93.2 AND 101.0101.93.3, RELATING TO DEFINITIONS, AND BY AMENDING SECTIONS 101.0414, 101.0421.1 AND 101.0428.1, RELATING TO RV, CR AND CA ZONES.

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

Section 1. That Chapter X, Article 1, Division 1, of the San Diego Municipal Code be, and the same is hereby amended by adding Sections 101.0101.93.1, 101.0101.93.2 and 101.0101.93.3 to read as follows:

SEC. 101.0101.93.1 TIME-SHARE PROJECT

A project in which the right in perpetuity, for life, or for a term of years, to the recurrent, exclusive use or occupancy of a lot, parcel, unit or segment of real property, annually or on some other periodic basis, for a period of time that has been or will be allotted from the use or occupancy periods into which the project has been divided. A project shall be deemed a time-share project if the right of occupancy is represented by a time-share estate or a time-share use.

SEC. 101.0101.93.2 TIME-SHARE ESTATE

A right of occupancy in a time-share project which is coupled with an estate in the real property.

SEC. 101.0101.93.3 TIME-SHARE USE

A license or contractual or membership right of occupancy in a time-share project which is not coupled with an estate in the real property.

Section 2. That Chapter X, Article 1, Division 4, of the San Diego Municipal Code be, and the same, is hereby amended by amending Sections 101.0414, 101.0421.1 and 101.0428.1 to read as follows:

SEC. 101.0414 RV ZONE

A. - No change.

B. PERMITTED USES

No building or improvement or portion thereof shall be erected, constructed, converted, established, altered or enlarged, nor shall any lot or premises be used except for one or more of the following purposes:

1., 2., 3. - No change.

4. Hotels, motels and time-share projects.

5., 6., 7., 8. - No change.

C., D., E., F. - No change.

SEC. 101.0421.1 CR ZONE
(Commercial Recreation)

A. - No change.

B. PERMITTED USES

In the CR Zone, no building or improvement, or portion thereof shall be erected, constructed, converted, established, altered or enlarged, nor shall any premises be used except for one or more of the following purposes:

1. Hotels, motels and time-share projects.

2. through 7. - No change.

C., D., E. - No change.

SEC. 101.0428.1 CA ZONE
(Area Shopping Center)

A. - No change.

B. PERMITTED USES

In the CA Zone, no building or improvement, or portion thereof, shall be erected, constructed, converted, established, altered or enlarged, nor shall any premises be used except for one or more of the following purposes:

1. and 2. - No change.

3. Retailing of goods and dispensing of services from the following establishments:

a. through p. - No change.

q. Hotels, motels and time-share projects.

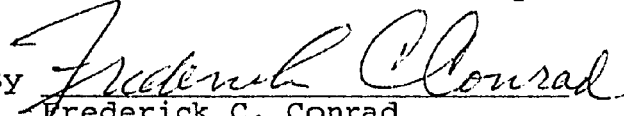
r. through cc. - No change.

4. and 5. - No change.

C., D., E. - No change.

Section 3. 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
Chief Deputy City Attorney

FCC:ib:630
10/04/83
Or.Dept:TLU
O-84-72
Form=o.none

Passed and adopted by the Council of The City of San Diego on NOV 7 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 Struiksmā	<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 Ellen Board, 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

OCT 25 1983, and on NOV 7 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 Ellen Board, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number <u>O-16078</u>	Adopted <u>NOV 7 1983</u>
01321	

CERTIFICATE OF PUBLICATION

1983 NOV 21 11 17 AM '83
SAN DIEGO, CALIF.

CITY OF SAN DIEGO
ATTN: ELLEN BOVARD
202 C St., 12th Floor
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

ORDINANCE NO. O-16078

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The ordinance adds to the Municipal Code definitions of "time-share project," "time-share estate" and "time-share use."

The ordinance amends the RV Zone (Municipal Code, Section 101.0414), CR Zone (Municipal Code, Section 101.0421.1) and CA Zone (Municipal Code, Section 101.0428.1) by adding time-share projects as permitted uses within the zone indicated herein and other less restrictive zones which incorporate by reference the uses permitted in the listed zones.

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 October 25, 1983.

Passed and adopted by the Council of The City of San Diego on November 7, 1983.

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 ELLEN BOVARD, Deputy.

Published Nov. 21, 1983

80-2414

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

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5 1/2" X 8.87 = 48.79

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:

November 21, 1983

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

Dated at San Diego, California this 21st day of Nov., 19 83.

Carrie Gedeon

(Signature)

01325