

(R-83-1312)

RESOLUTION NUMBER R- 258031

Adopted on FEB 28 1983

WHEREAS, the California Legislature enacted AB 1353 which substantially preempted a city's authority to remove billboards without payment of compensation; and

WHEREAS, the billboard legislation was the result of a longstanding battle between cities and billboard companies which eventually reached the United States Supreme Court; and

WHEREAS, despite the ongoing dispute over control of billboards, city authority over on-premise signs has never been questioned; and

WHEREAS, regulation of on-premise signs by cities has been a longstanding practice, deemed to be within the police power of cities; and

WHEREAS, Senate Bill 142 (Ellis) has been introduced for the purpose of applying the same state preemption to local control of on-premise advertising signs as AB 1353 provides for billboards; and

WHEREAS, local control of on-premise signs is seen as a vital land use tool; and

WHEREAS, SB 142 is supported by the California Sign Users Council and opposed by the League of California Cities; and

WHEREAS, it was recommended by the Director of Intergovernmental Relations, via Report to the Rules Committee, Report No. 83-7, and approved by the Rules Committee, that the

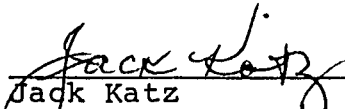
City Council formally express its opposition to SB 142; NOW,
THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego,
that pursuant to the recommendations of the Director of
Intergovernmental Relations contained in Report No. 83-7 to the
Rules Committee, a copy of which is on file in the office of the
City Clerk as Document No. RR-258031 the City Council hereby
declares its opposition to SB 142 (Ellis).

BE IT FURTHER RESOLVED, that the Planning Director is
requested to look into regulation of obscene on-premise signs,
with particular emphasis on the size thereof.

APPROVED: John W. Witt, City Attorney

By



Jack Katz
Chief Deputy City Attorney

JK:smm
2/16/83
Or.Dept:Rules
Form=r.none

Passed and adopted by the Council of The City of San Diego on FEB 28 1983,
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<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	<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.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *Barbara Berridge*, Deputy.

(Seal)

Office of the City Clerk, San Diego, California	
Resolution Number <u>R-258031</u>	Adopted <u>FEB 28 1983</u>