

ORDINANCE NUMBER O-16240 (New Series)

Adopted on JUL 16 1984

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 2, DIVISION 4, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 102.0405 RELATING TO DEDICATIONS AND EASEMENTS.

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

Section 1. That Chapter X, Article 2, Division 4, of the San Diego Municipal Code be and is hereby amended by amending Section 102.0405 to read as follows:

SEC. 102.0405 DEDICATIONS AND EASEMENTS

Subdivisions shall connect to a dedicated and improved street and shall make provision for dedication of necessary public rights-of-way, including streets, pedestrian ways, separate bicycle ways, and transit routes as provided in Chapter 4, Article 3 of the Subdivision Map Act, and Utility Easements within or adjacent to the subdivision. An unimproved street covered by a bonded agreement or permit assuring its improvement may be treated as an improved street in assessing compliance with this section.

A street or alley lying along the boundary of a subdivision may be dedicated less than the full required width if it is practical to require the dedication of the remaining width when the adjoining property is subdivided. Such portion of a street shall be distinctly designated upon the map or plat as being a portion only of a street, and not the street in full width.

Access shall be provided to adjacent undeveloped areas via streets, alleys, or other public ways as may be necessary to provide for future use and public safety.

Subdivisions shall make provision for the continuation of existing streets in adjoining or adjacent subdivisions insofar as these may be necessary for public access requirements. Streets shall be extended to the boundary of the subdivision to provide suitable access to adjoining property.

Public rights-of-way and improvements shall conform to the current standard design requirements as approved by the Council.

Where it is in the interest of public safety or welfare to limit the access to any street, highway, or easement, the subdivider may be required to waive direct access rights to any such street, highway, or easement from any property shown on the final map as abutting thereon.

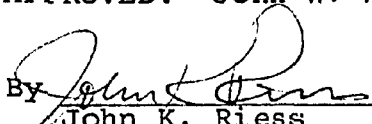
Whenever any subdivision of land is bounded on any side, or in any way by the Bay of San Diego, or by any public body of water in the City of San Diego, or by the Pacific Ocean, there shall be dedicated upon and by such map or plat, a street along said bay, body of water, or ocean front; and all such streets, and those streets leading to said bay, body of water, or ocean front shall run and be open to the mean high tide line.

Whenever the subdivision contains land which has been indentified as a route for local transit facilities in the General Plan or any Specific Plan or in any Transit Agency

Adopted Plan, the subdivision shall be required to provide the necessary dedication or irrevocable offer of dedication for such right-of-way. In residential subdivisions, the requirement for dedication shall be limited to those subdivisions having a development potential of 200 or more dwellings or containing 100 or more gross acres. Such dedication shall be limited to transit facilities which primarily serve the subdivision and shall include dedications for local stations, associated parking, bus turnouts, and appurtenant facilities. This requirement will not be applicable to condominium conversions or structures which are five or more years in age and which do not involve the addition of new units.

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   
John K. Riess  
Deputy City Attorney

JKR:mem:741(X747.10)  
3/30/84  
REV:6/4/84  
Or.Dept:E&D  
Aud.Cert:none

0-16240

JUL 16 1984

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Roward, 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

JUL 3 1984

JUL 16 1984

\_\_\_\_\_, and on \_\_\_\_\_.

~~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 Roward, Deputy.

Office of the City Clerk, San Diego, California

Ordinance 0-16240  
Number \_\_\_\_\_

Adopted JUL 16 1984

RECEIVED  
CITY CLERK'S OFFICE

CERTIFICATE OF PUBLICATIONS - 8 AM 9:29  
SAN DIEGO, CALIF.

CITY OF SAN DIEGO  
202 C St., 12th Floor  
San Diego, CA 92101

E. Bovard

IN THE MATTER OF

NO.

ORDINANCE NO. O-16240

**ORDINANCE NO. O-16240  
(New Series)**

**AN ORDINANCE AMENDING CHAPTER X, ARTICLE 2,  
DIVISION 4, OF THE SAN DIEGO MUNICIPAL CODE BY  
AMENDING SECTION 102.0405 RELATING TO DEDICA-  
TIONS AND EASEMENTS.**

This ordinance amends San Diego Municipal Code Section 102.0405 to add a paragraph that will provide authority and procedure for the dedication of rights-of-way for local transit facilities in the processing of subdivision maps.

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 July 3, 1984.

Passed and adopted by the Council of The City of San Diego on July 16, 1984.

**AUTHENTICATED BY:**  
ROGER HEDGECOCK,  
Mayor of The City of San Diego, California.  
CHARLES G. ABDELNOUR,  
City Clerk of The City of San Diego, California.

(DEAL)  
By ELLEN BOVARD, Deputy.  
Publish July 30, 1984

60-7705

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

4 1/2" X 8.87 = 39.91

ORDINANCE NO. O-16240  
(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:

July 30, 1984

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

Dated at San Diego, California this 30th day of July, 19 84.

Carrie Gedeon  
01208 (Signature)