

(O-85-123)

ORDINANCE NUMBER O- 16373 (NEW SERIES)

ADOPTED ON FEB 19 1985

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,
DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE BY
ADDING SECTIONS 101.0506.8 AND 101.0506.9,
REGARDING MOVED BUILDINGS.

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 is hereby amended by adding Sections
101.0506.8 and 101.0506.9, to read as follows:

SEC. 101.0506.8 MOVED BUILDINGS DEFINED

A moved building is defined as any building which
was previously constructed, used and/or occupied on a
lot other than the lot on which the building is placed.
Excepted from this definition are mobilehomes and
manufactured housing certified under the National Mobile
Home Construction and Safety Standards Act of 1974 (42
U.S.C. Section 5401, et seq.) on a permanent foundation
system pursuant to Section 18551 of the Health and
Safety Code.

SEC. 101.0506.9 CONDITIONAL USE PERMIT FOR MOVED
BUILDINGS

A. PURPOSE AND INTENT

The purpose of these regulations is to provide for
the review of moved buildings where more than one such
building is to be moved onto a single parcel or where

such a building is to be moved onto a site which already contains a building. This type of development has been found to have potential adverse effects on existing neighborhoods which are not inherent in site-built building construction. These effects are due to the following factors:

1. Moved buildings are commonly designed for the site from which they are removed, and often cannot be easily adapted for optimal siting and placement on the receiving site;

2. Assemblages of moved buildings, constructed to meet zoning code requirements at the time and place of original construction, often cannot be replicated on the receiving site under current zoning code requirements; and

3. When buildings are moved onto a site from several dissimilar locations, a potential for architectural disharmony and inappropriate contextual fit amongst the moved buildings exists.

It is the intent of this Section, then, to minimize the adverse effects of multiple moved building developments through the review of site design and exterior finish by the Zoning Administrator.

B. APPLICATION - FORM AND CONTENT

Application for a conditional use permit to move a building, where more than one building is to be moved onto a single parcel or where such building is to be

moved onto a site which already contains a building, shall be filed with the Planning Department upon the forms provided. The application shall state fully the circumstances and conditions relied upon as grounds for the application and shall be accompanied by a legal description of the property involved, adequate site development plans and drawings in sufficient detail to indicate the locations, size and design of existing and proposed structures, parking areas and landscaping.

C. HEARING BEFORE AND DECISION OF ZONING ADMINISTRATOR

A noticed public hearing shall be conducted by the Zoning Administrator in accordance with the procedure set forth in SEC. 101.0503 C., and the Zoning Administrator shall render a decision in accordance with the provisions in this Section.

D. FINDINGS

The Zoning Administrator shall grant a conditional use permit for moved buildings if the following findings can be made:

1. That the site plan for the moved buildings indicates building placement, setbacks and other criteria which meet all of the requirements of the underlying zone(s);

2. That the placement and design of the moved buildings is compatible with the other buildings on the site including, but not limited to:

- a. height and number of stories;
 - b. floor area ratio;
 - c. total square footage of structure;
 - d. roof design and composition of roofing materials;
 - e. siding and surface materials type;
- and

3. That there is an appropriate orientation and spatial relationship of the moved buildings to the site and to one another.

E. APPEAL PROCEDURE, PERMIT AMENDMENTS AND EXTENSIONS OF TIME

All procedures pertaining to the amendment of conditional use permits, extensions of time for conditional use permits and the appeal of actions of the Zoning Administrator and the Board of Zoning Appeals shall be as indicated in SEC. 101.0503 E. and F., and SEC. 101.0504 A., B. and C. However, the findings for any appeal shall be limited to those provided for in this Section.

F. EFFECTIVE PERIOD OF THIS SECTION

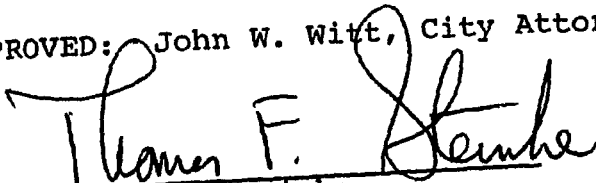
This Section shall remain in effect only until July 1, 1986, and as of that date is repealed unless a later enacting ordinance deletes that date.

Section 2. All building permit applications filed with The City of San Diego prior to the effective date of this ordinance shall be exempt from the provisions thereof.

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


Thomas F. Steinke
Deputy City Attorney

TFS:ta:632
1/25/85
Or.Dept:Plan.
O-85-123
Form=o.none

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Baxter*, 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

FEB 5 1985

FEB 19 1985

, 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 *Barbara Baxter*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-16373 Adopted FEB 19 1985

RECEIVED
CITY CLERK'S OFFICE

00253

FEB 10 1982

1985 JAN 30 PM 1:05

SAN DIEGO, CALIF.

FEB 2 1982

FEB 10 1982

00270

FEB 10 1982

RECEIVED
CITY CLERK'S OFF.

1985 MAR 12 AM 10: .

SAN DIEGO, CALIF.

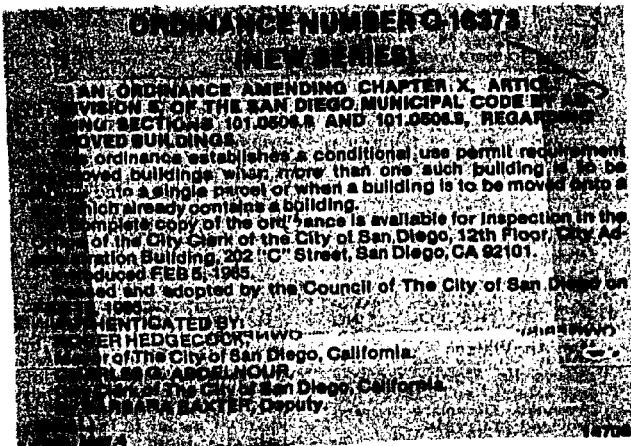
CERTIFICATE OF PUBLICATION

THE CITY OF SAN DIEGO
202 C Street, 12th Fl.
San Diego, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 5, OF
THE SAN DIEGO MUNICIPAL CODE BY ADDING SECTIONS 101.0506.8
AND 101.0506.9, REGARDING MOVED BUILDINGS



I, Michael L. Ungashick, 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

ORDINANCE NUMBER 0-16373
(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:

March 4, 1985

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

Dated at San Diego, California this 4th day of Mar., 19 85.

Michael L. Ungashick
(Signature)

00271

244 x 2 x 9.76 = 43.92