

ORDINANCE NUMBER O- 16466 (NEW SERIES)

ADOPTED ON JUL 16 1985

AN ORDINANCE AMENDING SECTION 1 OF EMERGENCY
ORDINANCE NO. O-16413 (NEW SERIES), ADOPTED
APRIL 23, 1985.

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

Section 1. That Section 1 of Emergency Ordinance No.
O-16413, adopted April 23, 1985, be, and the same is hereby
amended to read as follows:

Section 1. That within the boundaries of the
University Community Plan, a copy of which is on file in
the office of the City Clerk as Document No. 00-16413,
no building permits shall be issued for the
construction, alteration or expansion of any structure
unless:

(a) A Planned Development or Specific Plan is
considered by the Planning Commission and approved by
the City Council and participation in the Facilities
Benefit Assessment Program is assured, or


(b) Building permits for buildings are found by the
Planning Department to be consistent with the University
Community Plan and the 1980 Land Use Forecast (Appendix
3), or

(c) Building permit applications are for the construction of the Scripps Molecular Biological Building addition and associated parking structure, and participation in the Facilities Benefit Assessment Program and commitment to traffic improvements as required by the City Engineer are assured.

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
Chief Deputy City Attorney

FCC:cc:630
06/26/85
07/26/85 Rev. 1
Or.Dept:Plan.
0-85-228
Form=o.none

0-16466

Passed and adopted by the Council of The City of San Diego on JUL 16 1985,
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"/>
District 7-vacant	<input 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

JUL 2 1985

JUL 16 1985

~~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 0-16466 Adopted JUL 16 1985

CERTIFICATE OF PUBLICATION

THE CITY OF SAN DIEGO
OFFICE OF THE CITY CLERK
202 "C" STREET - 12TH FLOOR
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 1,
DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE

ORDINANCE NUMBER O-16466
(NEW SERIES)
ADOPTED ON JULY 22, 1985

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 1, DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0506 RELATING TO REVOCATION PROCESS FOR CONDITIONAL USE PERMIT.

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 amending Section 101.0506 to read as follows:

SEC. 101.0506 FAILURE TO UTILIZE ZONE VARIANCE OR CONDITIONAL USE PERMIT OR FAILURE TO CONFORM TO OR COMPLY WITH CONDITIONS

1. 2. and 3. - No change.

4. Except as provided in SEC. 101.0509, during the 36-month period referred to in paragraph "1." of this section, the property covered by a Conditional Use Permit granted by the Zoning Administrator, Board of Zoning Appeals, Planning Commission or City Council shall not be used for any purpose other than that authorized by the permit. Any change in use requires a new or amended Conditional Use Permit to be obtained.

5. The Planning Director shall determine whether the conditions and requirements of a Conditional Use Permit or variance granted by the Planning Commission or City Council have been met by the permittee or grantee of a variance.

6. The Planning Director may refer a variance or Conditional Use Permit to the Planning Commission for purposes of instituting revocation proceedings or modification of conditions when violations are present relating to the conditions of approval. The Planning Commission shall conduct a noticed public hearing in accordance with Section 101.0220 upon receipt of the referral.

7. The Zoning Administrator shall determine whether the conditions and requirements of a Conditional Use Permit or variance granted by the Zoning Administrator or Board of Zoning Appeals have been met by the permittee or grantee of the variance.

8. The Zoning Administrator may revoke a variance or Conditional Use Permit, modify or establish new conditions after conducting a public hearing in accordance with Section 101.0503 C, when violations are present relating to an approved variance or Conditional Use Permit granted by the Zoning Administrator or Board of Zoning Appeals.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Introduced on July 9, 1985.
Passed and adopted by the Council of The City of San Diego on July 22, 1985.

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

(SBAU)
Enrich August 5, 1985

I, Martha Duran, 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 O-16466
(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:

August 5, 1985

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

Dated at San Diego, California this 5th day of August, 1985.

Martha Duran
(Signature)

53/8 x 2 x 9.76 = 10492

01001