

(O-86-174)

ORDINANCE NUMBER O- 16673 (NEW SERIES)

ADOPTED ON JUN 23 1986

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 4, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 101.0407, 101.0410 AND 101.0414, RELATING TO RESIDENTIAL ZONES.

WHEREAS, on March 18, 1985, this Council adopted Ordinance No. O-16383 (New Series), which prohibited artificial light from falling on adjacent properties in the R-1, R and RV Zones; and

WHEREAS, Ordinance No. O-16383 (New Series) at Section 2. provided that it remain in effect for one year from its effective date; and

WHEREAS, the Planning Commission of The City of San Diego, by Resolution No. 6219, adopted on April 3, 1986, recommended that the artificial lighting provisions contained in Ordinance No. O-16383 (New Series) be maintained permanently in the R-1, R and RV Zones; NOW, THEREFORE,

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

Section 1. That Chapter X, Article 1, Division 4, of the San Diego Municipal Code be, and the same is hereby amended by amending Sections 101.0407, 101.410 and 101.0414, to read as follows:

SEC. 101.0407 R-1 ZONES

A. through C. - No change.

D. PROPERTY DEVELOPMENT REGULATIONS

1. through 5. - No change.

6. Lighting.

Any artificial lighting shall be directed or shaded so as not to fall onto adjacent properties unless mutually agreed upon by the property owners on whose property the lighting falls.

7. Other Applicable Regulations.

Other applicable property development regulations are contained in Division 6 of this Article.

E. - No Change.

SEC. 101.0410 R ZONES (MULTIPLE FAMILY RESIDENTIAL)

A. through K. - No change.

L. SPECIAL REGULATIONS

1. through 3. - No change.

4. Lighting.

Any artificial lighting shall be directed or shaded so as not to fall onto adjacent properties unless mutually agreed upon by the property owners on whose property the lighting falls.

M. - No change.

SEC. 101.0414 RV ZONE

A. through D. - No change.

E. PROPERTY DEVELOPMENT REGULATIONS

No building or portion thereof shall be erected, constructed, converted, established, altered or enlarged, nor shall any lot or premises be used unless the lot or premises and building or portion thereof shall comply with the following requirements and special regulations:

1. through 8. - No change.

9. Lighting.

Any artificial lighting shall be directed or shaded so as not to fall onto adjacent properties unless mutually agreed upon by the property owners on whose property the lighting falls.

10. Other Applicable Regulations.

Other applicable property development regulations are contained in Division 6 of this Article.

F. and G. - No change.

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

Thomas F. Steinke

Thomas F. Steinke
Deputy City Attorney

TFS:ta:600
04/09/86
Or.Dept:Plan.
O-86-174
Form=o.none

Passed and adopted by the Council of The City of San Diego on
by the following vote:

JUN 23 1986

| Councilmen | Yeas | Nays | Not Present | Ineligible |
|------------------|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| Abbe Wolfsheimer | <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 type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mike Gotch | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Judy McCarty | <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:

ED STRUIKSMA

Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *June A. Blackwell*, 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

JUN 10 1986

JUN 23 1986

, 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 *June A. Blackwell*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-16673** Adopted **JUN 23 1986**

00793

RECEIVED
CITY OF
1996 APR 21 PM 4:23
SAN DIEGO, CALIF.

00794

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 C STREET 12TH FLOOR
SAND IEGO, CA 92101

NO.

IN THE MATTER OF
AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION
4, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS
101.0407, 101.0410 AND 101.0414, RELATING TO RESIDENTIAL ZONES

I, Thomas D. Kelleher, 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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AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 4, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 101.0407, 101.0410 AND 101.0414, RELATING TO RESIDENTIAL ZONES.

This ordinance makes permanent the restrictions which prohibit artificial light from falling on adjacent properties in the residential 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 JUN 10 1986
Passed and adopted by the Council of The City of San Diego JUN 23 1986

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

(SEAL)
By JUNE A. BLACKNELL Deputy
Pub. July 7

54402

ORDINANCE NUMBER O-16673

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 7

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

Dated at San Diego, California this 7 day of July, 19 86.

Thomas D. Kelleher
(Signature)

00795

2" x 2 = 39.04