

(O-87-208)

ORDINANCE NUMBER O- 16874 (NEW SERIES)

ADOPTED ON JUN 08 1987

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,
DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY
AMENDING SECTION 101.0204 RELATING TO
FEES/DEPOSITS.

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 Section 101.0204 to read as follows:

SEC. 101.0204 FEES/DEPOSITS

Prior to the filing of any application, the applicant shall pay to the City a fee/deposit equal to the cost of processing said application. Fees/deposits will be adjusted periodically by resolution of the City Council to ensure full cost recovery for the services. A list of current fees/deposits is on file in the office of the City Clerk. Where deposits are required, if the deposit is insufficient to cover the actual cost to the City, the applicant shall be required to make additional deposits with the City which, in the opinion of the Planning Director, will be sufficient to cover incurred costs. Actual City costs will be itemized in a statement to the depositor, and any portion of the deposit not required to cover the actual costs of the City in processing plus an applicable percentage thereof to cover costs of general overhead will be returned to the applicant.

Any application filed pursuant to this section shall be accompanied by a fee/deposit equal to one and one-half times the fee/deposit set forth in the schedule on file in the office of the City Clerk if the application is filed after the use of the property has commenced and such use is in violation of the zoning regulations of the Municipal Code. An amount equal to one-half the fee or one-half of the costs incurred by the City in processing the application, whichever is applicable, shall be charged against the fee/deposit of the application in addition to the fee or the costs incurred by the City.

An additional charge will not be assessed if applicant provides evidence that the use of the property for which a permit is required was begun prior to the applicant's acquisition of the property.

Appeal fees shall be waived for community planning groups recognized under Council Policy 600-24 when appealing a decision of the Zoning Administrator or Board of Zoning Appeals. This waiver will expire July 1, 1988.

The Conditional Use Permit fees shall be waived for nonprofit institutions or organizations whose primary purpose is the promotion of public health and welfare.

The Planning Director, pursuant to this authority granted by the City Council, may, where project delays are caused by the actions of government agencies, waive fees/deposits.

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:600
05/06/87
Or.Dept:T&LU
O-87-208
Form=o.code

STRIKE-OUT ORDINANCE

OLD LANGUAGE: Stricken Out
NEW LANGUAGE: Underlined

SEC. 101.0204 FEES/DEPOSITS

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JUN 08 1987

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

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Celia Ballesteros	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By *Maureen O'Connor*, 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

MAY 26 1987

JUN 08 1987

....., 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 *Maureen O'Connor*, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number 0 - 16874	Adopted JUN 08 1987

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 C STREET, 2ND FLOOR
SAN DIEGO, CA 92101

RECEIVED
CITY CLERK'S OFFICE
1987 JUN 25 PM 12:03
SAN DIEGO, CALIF.

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1 DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0204 RELATING TO FEES/DEPOSITS

ORDINANCE NUMBER O-16874 (NEW SERIES)

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0204 RELATING TO FEES/DEPOSITS.

The ordinance amends Municipal Code Section 101.0204 to add a provision which states: "Appeal fees shall be waived for community planning groups recognized under Council Policy 600-24 when appealing a decision of the Zoning Administrator or Board of Zoning Appeals. This waiver will expire July 1, 1988."

A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 2nd Floor, City Administration Building, 202 C Street, San Diego, CA 92101.

INTRODUCED ON MAY 26, 1987

Passed and Adopted by the Council of The City of San Diego on JUNE 8, 1987

AUTHENTICATED BY: MAUREEN O'CONNOR

Mayor of The City of San Diego, CA

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, CA

(SEAL)

By Maydell L. Pontecorvo, Deputy.

Pub. June 22

79881

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

ORDINANCE NUMBER O-16872
(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:

JUNE 22

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

Dated at San Diego, California this 22 day of JUNE, 19 87

(Signature)

2.00 x 10.24 x 2 = \$40.96