

ORDINANCE NUMBER O- 16881 (NEW SERIES)

ADOPTED ON JUN 30 1987

AN EMERGENCY ORDINANCE AMENDING SECTION 2 OF  
ORDINANCE NO. O-16837 (NEW SERIES), ADOPTED  
MARCH 30, 1987, RELATING TO THE BUILDING  
LIMITATIONS IN THE UNIVERSITY COMMUNITY.

WHEREAS, the existing recommendations and implementing mechanisms in the University Community Plan (1983) have not been effective in reducing levels of traffic congestion associated with the rapid development of said community; and

WHEREAS, traffic volumes on the major roads will continue to increase in relation to their present design capacities; and

WHEREAS, the construction of new commercial and residential development has accelerated during the recent two-year period; and

WHEREAS, under present zoning, potential development could greatly exceed community plan levels based upon a 1980 Land Use Forecast; and

WHEREAS, The City of San Diego is committed to the study and development of permanent solutions to the problems of traffic congestion; and

WHEREAS, continued development in excess of levels assumed by the University Community Plan, as identified in the 1980 Land Use Forecast (Appendix 3), could impair the ability of The City of San Diego to implement solutions which are in the interest of the public health, safety and general welfare; and

WHEREAS, Municipal Code Sections 9101 empowers the City Council to limit or prohibit the issuance of any type, number or geographic distribution of permits where such issuance would detrimentally affect the health, safety or general welfare of the citizens of the City of San Diego; and

WHEREAS, the present ordinance will expire on June 30, 1987, and its replacement will not be in effect; and

WHEREAS, the lapse of this ordinance would allow building permits to be issued which would detrimentally affect the health, safety or general welfare of the citizens of San Diego; NOW, THEREFORE,

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

Section 1. That Section 2 of Ordinance No. O-16837 (New Series), adopted March 30, 1987, be and the same is hereby amended to read as follows:

Section 2. The provisions of this ordinance shall be in force and effect until Ordinance No. O-87-240 (New Series), amending Ordinance No. O-16837 (New Series) becomes effective.

Section 2. This ordinance shall, for the reasons set forth in the preamble hereto, constitute an emergency interim ordinance and shall become effective immediately upon its introduction and adoption.

APPROVED: JOHN W. WITT, City Attorney

By



Frederick C. Conrad  
Chief Deputy City Attorney

FCC:cc:600  
06/12/87  
Or.Dept:Plan.  
O-87-241  
Form=o.none

206

Passed and adopted by the Council of The City of San Diego on JUN 30 1987,  
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 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 Struikma	<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.

(Seal)

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

By June G. Blackwell, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on JUN 30 1987, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

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.

(Seal)

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

By June G. Blackwell, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number <u>0-16881</u>	Adopted <u>JUN 30 1987</u>

CERTIFICATE OF PUBLICATION

RECEIVED  
CITY CLERK  
1987 JUL 14 PM 12:05  
SAN DIEGO, CALIF.

CITY OF SAN DIEGO  
202 C STREET, 2ND FLOOR  
SAN DIEGO, CA 92101  
ATTN: JUNE A. BLACKNELL

IN THE MATTER OF

NO.

AN EMERGENCY ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 0-16837 (NEW SERIES), ADOPTED MARCH 30, 1987, RELATING TO THE BUILDING LIMITATIONS IN THE UNIVERSITY COMMUNITY.

**ORDINANCE NUMBER O-16881 (NEW SERIES)**

AN EMERGENCY ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. O-16837 (NEW SERIES), ADOPTED MARCH 30, 1987, RELATING TO THE BUILDING LIMITATIONS IN THE UNIVERSITY COMMUNITY.

WHEREAS, the existing recommendations and implementing mechanisms in the University Community Plan (1983) have not been effective in reducing levels of traffic congestion associated with the rapid development of said community; and  
WHEREAS, traffic volumes on the major roads will continue to increase in relation to their present design capacities; and  
WHEREAS, the construction of new commercial and residential development has accelerated during the recent two-year period; and  
WHEREAS, under present zoning, potential development could greatly exceed community plan levels based upon a 1980 Land Use Forecast; and  
WHEREAS, The City of San Diego is committed to the study and development of permanent solutions to the problems of traffic congestion; and  
WHEREAS, continued development in excess of levels assumed by the University Community Plan, as identified in the 1980 Land Use Forecast (Appendix 3), could impair the ability of The City of San Diego to implement solutions which are in the interest of the public health, safety and general welfare; and  
WHEREAS, Municipal Code Sections 9101 empowers the City Council to limit or prohibit the issuance of any type, number or geographic distribution of permits where such issuance would detrimentally affect the health, safety or general welfare of the citizens of the City of San Diego; and  
WHEREAS, the present ordinance will expire on June 30, 1987, and its replacement will not be in effect; and  
WHEREAS, the lapse of this ordinance would allow building permits to be issued which would detrimentally affect the health, safety or general welfare of the citizens of San Diego; NOW, THEREFORE,  
BE IT ORDAINED, by the Council of The City of San Diego, as follows:  
Section 1. That Section 2 of Ordinance No. O-16837 (New Series), adopted March 30, 1987, be and the same is hereby amended to read as follows:

84894

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-16881 (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 9

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

Dated at San Diego, California this 9 day of JULY, 1987.

Thomas D. Kelleher  
(Signature)

6 3/4" x 10.24 x 2 = # 138 24

Section 2. The provisions of this ordinance shall be in force and effect until Ordinance No. O-87-240, amending Ordinance No. O-16837 (New Series) becomes effective.

Section 2. This ordinance shall, for the reasons set forth in the preamble hereto, constitute an emergency interim ordinance and shall become effective immediately upon its introduction and adoption.

Passed and adopted by the Council of The City of San Diego on JUN 30 1987, by the following vote:

YEAS: Wolfshimer, Cleator, Jones, Struikama, Gotch, McCarty, Ballesteros, O'Connor.

NAYS: None.

NOT PRESENT: McCall.

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 JUNE A. BLACKNELL, Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of ORDINANCE NO. O-16881 (NEW SERIES) of The City of San Diego, California.

I FURTHER CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on JUN 30 1987, said ordinance being of the kind and character authorized for passage on its introduction by Section 18 of the Charter.

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

By JUNE A. BLACKNELL, Deputy

Pub. July 9 84894