

ORDINANCE NUMBER O- 16951 (NEW SERIES)

ADOPTED ON OCT 12 1987

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 3,
DIVISION 12, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 103.1204 RELATING TO THE
LA JOLLA PLANNED DISTRICT REGULATIONS.

WHEREAS, The City of San Diego held a public hearing on August 4, 1982, and September 29, 1987, on the amendments to the La Jolla Planned District regulations; and

WHEREAS, on September 23, 1987, Historical Site Board, at a public hearing, recommended to the City Council the adoption of provisions amending the La Jolla Planned District regulations which would require Planning Director review of building demolition and/or removal permits; and

WHEREAS, on May 28, 1987, Planning Commission recommended the incorporation of the building demolition and removal review provisions as an amendment to the La Jolla Planned District regulations; and

WHEREAS, the incorporation of the proposed building demolition and removal review provisions into the La Jolla Planned District regulations would implement the La Jolla Coastal Plan consistent with the California Coastal Act of 1976; NOW, THEREFORE,

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

Section 1. That Chapter X, Article 3, Division 12, of the San Diego Municipal Code be and the same is hereby amended by amending Section 103.1204, to read as follows:

SEC. 103.1204 PROJECT REVIEW REGULATIONS

A. ACTIVITIES REGULATED

No building structure or improvement or portion thereof shall be erected, constructed, converted, established, altered, removed, demolished or enlarged, nor shall the use of any building or structure be changed (as defined in this Division) nor shall the size of any such building or structure be increased; nor shall any such building, structure or improvement be used or occupied unless it shall comply with the requirements of this Division. The Department of Building Inspection shall not issue any permit for the erection, construction, conversion, establishment, alteration, removal, demolition or enlargement of any building, structure or improvement, or portion thereof, or for the change of use of any building or structure in any portion of the La Jolla Planned District until approval of such permit by the Planning Director or designated representative has been obtained in compliance with the provisions of this Division.

Any permit application which involves the demolition or removal of an existing building or structure shall be reviewed by the Planning Director to determine whether the structure in question merits designation as a historic site consistent with the requirements of Section 26.02 of the San

Diego Municipal Code. The Planning Director shall make such determination within ten working days of receipt of said application. If the Planning Director does not make the determination within this specified period, the building or structure shall be deemed not to be a potential historical structure and shall be construed to have received Planning Director approval for demolition or removal. If the Planning Director finds evidence that a potential may exist for the site's designation as a historic site, the permit application shall not be approved until the Historical Site Board has evaluated and acted on the site's historical significance as required by Section 26.02 of the Municipal Code. The Historical Site Board shall hold a noticed hearing which may be continued to the next consecutive meeting, but in no case shall the Historical Site Board review process exceed 90 days. The Historical Site Board shall make its decision based on a historical and architectural report consistent with the Board's guidelines including a detailed list of source material, and specific references, to be used to make the finding for site designation. The Board shall make findings as required by Section 26.02 of the Municipal Code. The decision of the Historical Site Board shall be based on the following evidence which shall be provided in writing:

1. Evidence that establishes and documents the date and historic significance of the site or biographical information on the person(s) or event(s) associated with it.

2. Evidence that establishes the date and architectural significance of the site, including biographical information on the architect or builder (if known).

If the Historical site Board acts affirmatively to designate a site, such site shall be subject to the requirements of Section 26.02 of the Municipal Code.

The provisions of this section shall not apply to the following:

1. Any building or structure found by the City Manager of the City of San Diego to present a hazard to public health or safety, and for which an emergency permit for demolition must be issued; or

2. Any permit approved by the Planning Director, Planning Commission or City Council as part of a discretionary development permit submitted, reviewed and approved in accordance with this Division. Such development application shall include an environmental document prepared in accordance with the California Environmental Quality Act which describes and addresses the historic/architectural significance of the property. If the property is found to have potential historical or architectural value, such report shall be reviewed by the Historical Site Board for the purposes of recommending to the Planning Director whether the proposed project should be approved, modified or denied based on the importance of the existing building(s) or structure(s).

3. Any demolition permit for sites or buildings which have been previously considered for Historic Site designation by the City's Historical Site Board.

In addition, the Department of Building Inspection shall not issue any permit for the demolition, alteration, reconstruction, or other change of any Existing Cultural Use Within Zone 6, or any portion thereof, until a Special Use Permit has been issued by the Planning Director in accordance with the provisions of SEC. 103.1208 of this Division.

Approval of the Planning Director is not required for interior modifications or repairs. Approval of the Planning Director is required for all exterior modifications including painting. All painting shall be in accordance with the color palette listings (see Appendix C).

B. and C. [No changes to paragraphs B. and C.]

D. APPLICATION PROCEDURES

The procedure for application of the above permits, as well as the procedures for public notice and public hearing process, shall be the same as set forth in Chapter X, Article 1, Division 2 of the San Diego Municipal Code, unless otherwise required herein.

A deposit as indicated on the current fee schedule maintained in the Planning Department shall be paid when

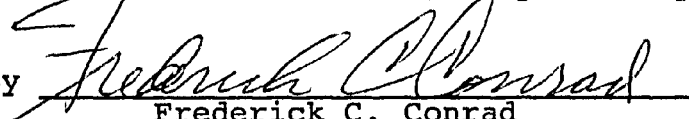
application is made for any Planned District Permit, or when other specific permit review requirements are imposed for projects within this Planned District.

Contents of application shall include the following:

1. through 6. [No changes to paragraphs 1. through 6.]

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
08/27/87
09/25/87 Rev. 1
10/02/87 Rev. 2
Or.Dept:Plan.
O-88-33
Form=o.code

54

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

OCT 12 1987

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
District 4	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	VACANT
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 *Charles G. Abdelnour*, 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

SEP 29 1987

OCT 12 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 *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-16951** Adopted **OCT 12 1987**

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
1987 OCT 30 PM 4:42
SAN DIEGO, CALIF.
OK

CITY OF SAN DIEGO
202 C STREET, 2ND FLOOR
SAN DIEGO, CA 92101
ATTN: MAYDELL L. PONTECORVO

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 3, DIVISION 12,
OF THE SAN DIEGO MUNICIPAL CODE

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-16951 (NEW SERIES)

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 3, DIVISION 12, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 103.1204 RELATING TO THE LA JOLLA PLANNED DISTRICT REGULATIONS.

The ordinance amends the La Jolla Planned District by adding provisions regulating the demolition or removal of buildings which are found to be potential historic buildings or sites. If a building or site is found by the Planning Director to be a potential historic building or site, the application shall be presented to the Historical Site Board for a determination.

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 SEPTEMBER 29, 1987

Passed and Adopted by the Council of The City of San Diego on OCTOBER 12, 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. October 26

89083

ORDINANCE NUMBER O-16951 (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:

OCT. 26

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

Dated at San Diego, California this 26 day of OCT., 1987.

Thomas D. Kelleher

(Signature)

26 Lines x .98 x 2 = \$50.96

(2 1/2" x 10.78 x 2 = \$53.50)