

(O-88-88)

ORDINANCE NUMBER O- 16986 (NEW SERIES)

ADOPTED ON NOV 24 1987

AN EMERGENCY ORDINANCE AMENDING AND IMPLEMENTING THE MID-CITY COMMUNITY PLAN BY INCORPORATING THE AREA GENERALLY BOUNDED BY INTERSTATE 805 AND STATE ROUTE 15 ON THE WEST, STATE ROUTE 94 ON THE SOUTH, THE CITY OF LA MESA ON THE EAST, THE SOUTH SLOPES OF MISSION VALLEY AND THE STATE UNIVERSITY AREA ON THE NORTH INTO THE MID-CITY COMMUNITIES PLANNED DISTRICT ZONES.

WHEREAS, the Council of The City of San Diego ("City Council") adopted an amendment to the community plan for the MID-CITY COMMUNITY on November 17, 1987; and

WHEREAS, on November 17, 1987, the City Council approved the introduction of rezonings in the MID-CITY COMMUNITY to zones of the MID-CITY COMMUNITIES PLANNED DISTRICT and other City-wide zones as reflected on Zone Map Drawing No. C-752.1, which will prohibit development not in conformance with the MID-CITY COMMUNITY PLAN; and

WHEREAS, the existing zoning in several portions of the community is in conflict with the revised MID-CITY COMMUNITY PLAN; and

WHEREAS, the City Council finds that development in conflict with the MID-CITY COMMUNITY PLAN can occur and appears imminent and that such development would compromise the implementation of said community plan and would be detrimental to the health, safety and general welfare and good zoning practice; and

WHEREAS, the provisions of Municipal Code Section 101.0205.2 provide that in the event the City Council initiates a change of zone, the City Council may adopt an ordinance providing that no development inconsistent with the provisions of the most restrictive zone under consideration shall take place pending a determination by the City Council of the proposed change of zone; such ordinance may be adopted only if the City Council finds that development inconsistent with the proposed change of zone would be detrimental to the public health, safety, general welfare and good zoning practice and that such development appears imminent; NOW, THEREFORE,

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

Section 1. That the area generally bounded by Interstate 805 and State Route 15 on the west, State Route 94 on the south, the City of La Mesa on the east, the south slopes of Mission Valley and the State University area on the north, within the MID-CITY COMMUNITY PLAN area, all contained within the boundary designated on Zone Map Drawing No. C-752.1, filed in the office of the City Clerk as Document No. 00-16993, be, and the same is hereby incorporated into the MID-CITY COMMUNITIES PLANNED DISTRICT zones and other City-wide zones as described and defined in the Municipal Code and reflected on said document.

Section 2. Projects permitted under Mid-City Development Permits, Planned Residential Development Permits or Conditional Use Permits approved prior to the effective date of this ordinance may develop in accordance with the provisions of the

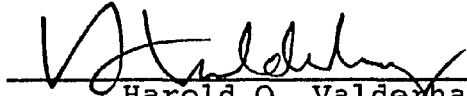
approved permit; provided, however, that any requested amendments to approved permits shall be subject to the provisions of this ordinance.

Section 3. The provisions of this ordinance shall remain in force and effect for a period of 90 days from the enactment of this ordinance unless such period is extended by action of the City Council.

Section 4. For the reasons expressed in the preamble hereto, this ordinance shall take effect immediately upon its passage as an emergency measure necessary to protect and preserve the public health, safety and general welfare, and no building permits for development inconsistent with the provisions of this ordinance shall be issued unless application therefore was made prior to October 15, 1987.

APPROVED: JOHN W. WITT, City Attorney

By



Harold O. Valderhaug, Deputy
for Frederick C. Conrad
Chief Deputy City Attorney

FCC:cc:600
11/20/87
Or.Dept:Plan.
O-88-88
Form=o.none

0-16986

NOV 24 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 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"/>
District 4	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksmma	<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"/>

Vacant

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 *Ellen Board*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on NOV 24 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.

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 0-16986 Adopted NOV 24 1987

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE

1987 DEC 23 PM 1:41

SAN DIEGO, CALIF.

on

CITY OF SAN DIEGO
202 C STREET, 2ND FLOOR
SAN DIEGO, CA 92101
ATTN: ELLEN BOVARD

IN THE MATTER OF

NO.

AN EMERGENCY ORDINANCE AMENDING AND IMPLEMENTING THE
MID-CITY COMMUNITY PLAN BY INCORPORATING THE AREA GENERALLY
BOUNDED BY INTERSTATE 805 AND STATE ROUTE 15 ON THE
WEST et al

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The ordinance imposes, as an emergency measure which is effective upon its enactment, the provisions of the Mid-City Communities Planned District. The ordinance remains in effect for 90 days from its enactment.

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, reading dispensed with and adopted by the City Council of the City of San Diego on November 24, 1987.

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

By ELLEN BOVARD Deputy

Pub. December 18

87013

THOMAS D. KELLEHER

I, _____, 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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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:

DEC. 18

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

Dated at San Diego, California this 18 day of DEC., 19 87

Thomas D. Kelleher

(Signature)

$26 \text{ lines} \times .98 \times 2 = 50.96$

$2.38 \times 10.78 \times 2 = 51.32$

U-16986 N.S.