

(O-88-104)

ORDINANCE NUMBER O- 17008 (NEW SERIES)

ADOPTED ON JAN 19 1988

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 5, DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 95.0101 AND 95.0102 RELATING TO PUBLIC PROPERTY LIMITATIONS AND PERMITS REQUIRED.

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

Section 1. That Chapter IX, Article 5, Division 1, of the San Diego Municipal Code be and the same is hereby amended by amending Sections 95.0101 and 95.0102 to read as follows:

SEC. 95.0101 PUBLIC PROPERTY LIMITATIONS

A. through D. - no changes.

E. No person shall construct or install street banners or decorations over public property except as herein permitted and only after the issuance of a valid permit therefor.

1. The applicant for such permit shall pay a fee as established by resolution of the City Council and filed in the office of the City Clerk. If no permit is issued, a portion of the application fee as determined by City Council and filed in the office of the City Clerk may be refunded. Such permit is granted upon the condition that the permittee shall indemnify and save free and harmless the City of San Diego against any of the liabilities mentioned in this Section.

The applicant shall file with the City a policy of insurance against public liability and property damage with an insurance carrier satisfactory to the City. Such public liability and property damage insurance policy shall provide coverage in amounts of not less than \$100,000 for one person injured in one accident; not less than \$300,000 for more than one person injured in one accident; and not less than \$25,000 with respect to any property damage in any one accident; said policy shall name the City of San Diego as an additional insured; and said policy shall be maintained in full force and effect until such time as all banners, decorations, equipment, wiring and supports have been removed as determined by the Planning Director. In requirements of this Section as to the amounts covered in the policy and as to the maintenance of insurance shall not be construed as limiting in any way the extent to which the permittee may be held responsible for the payment of damages to persons or property.

2. The Planning Director may issue the permit for decorations in accordance with the conditions herein imposed. The permit shall state the purpose of the decorations, the maximum duration that any set or series of decorations may be posted; the dates on which such decorations must be removed.

Conditions of approval include, but are not limited to, the following:

a. Banners which include copy shall be subject to the following:

(1) Copy shall be limited to copy denoting the purpose and occasion of the placement and unifying or directional symbols, colors, and design;

(2) Copy shall not include commercial or corporate trademarks or logotypes, identification of or references to sponsoring or supporting organizations or agencies;

(3) Banners authorized by this subdivision shall not be displayed for more than 30 days;

(4) Banners authorized by this subdivision may be installed only on Broadway, between 17th Street and Harbor Drive; and

(5) No banners otherwise authorized by this subdivision shall be displayed after January 31, 1989.

b. All installations shall comply with all relevant regulations in this Code.

3. Applications for permits shall be made in the following manner:

a. A written application on prescribed forms shall be submitted to the Planning Director.

b. The applicant shall furnish plans and information depicting the proposed decorations,

method of installation, typical heights above pedestrian walkways, vehicle parking areas, and lanes of vehicular traffic; design and materials of the decorations; all copy, symbols or directional information; and diagrams and other informations required by the Planning Director.

c. The application shall be submitted by the sponsoring group or organization or a contractor engaged to install the decorations, and shall also be countersigned by an officer of the sponsoring group or organization.

SEC. 95.0102 PERMITS REQUIRED

A. Every person, firm or corporation shall, before erecting, installing, placing, constructing, creating by painting, reconstructing, altering or moving any sign other than an incidental sign, obtain from the Planning Director a Sign Permit. The Sign Permit will include authorization for any electrical work within the sign. A separate Sign Permit shall be required for each sign. Sign Permits will not be issued to any business maintaining a nonconforming sign or signs unless the proposed work includes the removal or modification of all such nonconforming signs to conform to the provisions of this ordinance.


When structural or electrical engineering analysis is required, such analysis shall be approved by the Building Official. Where the installation of a sign would require modification of a structure, a Building Permit may be required pursuant to Chapter IX, Article 1 of this Code.

B. Every person, firm or corporation shall, before erecting, installing, placing, constructing, creating by painting, reconstructing, altering or moving any sign other than an incidental sign, obtain from the Planning Director a Maintenance Certification Sticker which shall be renewed biennially for as long as the sign is used. A sticker is required for each on-premises sign. This sticker is applicable to one sign at one location only and is transferable to a new owner or lessee.

C. Every person, firm or corporation shall, before erecting, installing, placing, constructing, altering or moving any temporary sign (including wind signs), obtain from the Planning Director a temporary sign use permit. A separate temporary sign use permit shall be required for each sign except in the case of street banners where one sign use permits will be issued for the entire project.

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

FC:js:680
12/18/87
Or.Dept:Plan.
O-88-104
Form=o.none

JAN 19 1988

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"/>
Ron Roberts	<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"/>
H. Wes Pratt	<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"/>
J. Bruce Henderson	<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"/>
Bob Filner	<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..... *Ellen Boward* , 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

JAN 5 1988

JAN 19 1988

~~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..... *Ellen Boward* , Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-17008 Adopted JAN 19 1988

RECEIVED
CITY CLERK'S OFFICE

1988 JAN -4 PM 2: 37 *pls*

SAN DIEGO, CALIF.

1988 JAN 10 1988

1988 JAN 10 1988

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
1988 FEB -5 AM 10:13
SAN DIEGO, CALIF.

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

IN THE MATTER OF
AN ORDINANCE AMENDING CHAPTER IX, ARTICLE, 5,
DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING
SECTIONS 95.0101 AND 95.0102 RELATING TO PUBLIC
PROPERTY LIMITATIONS AND PERMITS REQUIRED.

NO.

ORDINANCE NUMBER O-17008 (NEW SERIES)
AN ORDINANCE AMENDING CHAPTER IX, ARTICLE, 5,
DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE BY
AMENDING SECTIONS 95.0101 AND 95.0102 RELATING TO
PUBLIC PROPERTY LIMITATIONS AND PERMITS REQUIRED.
This ordinance amends the San Diego Municipal Code by adding
sections which authorize the installation of street banners under
the specified. Banners may be installed only along Broadway
between 17th Street and Harbor Drive. No banners may be displayed
after January 31, 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 Ad-
ministration Building, 202 "C" Street, San Diego, CA 92101.
Adopted on January 5, 1988
and adopted by the Council of The City of San Diego on
January 10, 1988.
CERTIFIED BY: MAUREEN O'CONNOR
City Clerk of The City of San Diego, California
ALEX G. ABDELNOUR
City Attorney of The City of San Diego, California
ELLEN BOVARD, Deputy
City Clerk

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-17008 (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:

FEBRUARY 2

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

Dated at San Diego, California this 2 day of FEB., 1988.

Thomas D. Kelleher

(Signature)

24 lines x .98 = 47.04
2 1/4 x 2 x 10.78 = 48.52