

(O-88-177)

ORDINANCE NUMBER O- 17078 (NEW SERIES)

ADOPTED ON APR 18 1988

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 3, DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 103.0302.3, 103.0303.1 AND 103.0303.4, RELATING TO THE LA JOLLA SHORES PLANNED DISTRICT.

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

Section 1. That Chapter X, Article 3, Division 3, of the San Diego Municipal Code be and the same is hereby amended by amending Sections 103.0302.3, 103.0303.1 and 103.0303.4, to read as follows:

**SEC. 103.0302.3 PROCEDURES FOR PERMITS APPLICATION AND REVIEW**

- A. [No change.]
- B. The application shall include the following:
  - 1. The purpose for which the proposed building, structure or improvement is intended to be used.
  - 2. Adequate plans and specifications indicating dwelling unit density, lot area, lot coverage and off-street parking.
  - 3. Adequate plans and specifications for the building and improvements showing the exterior appearance, color and texture of materials, and architectural design of the exterior.

4. Adequate plans and specifications for any outbuildings, party walls, courtyards, fences, setbacks, landscaping, signs, lighting or traffic safety.

5. Within the Coastal Zone, where any portion of a lot contains slopes of twenty-five percent (25%) or greater, the information required to accompany an application for a Hillside Review Permit, as described in The City of San Diego Municipal Code Article 1, Division 4, SEC. 101.0454, Subsection J.2., shall also be required to accompany an application for a permit in accordance with the La Jolla Shores Planned District.

6. Any other information deemed necessary by the Advisory Board and the Planning Director to judge compliance with the regulations contained herein and other applicable laws and regulations.  
C. through I. [No change.]

**SEC. 103.0303.1 PLANNING, ZONING AND SUBDIVISION  
REGULATIONS WHICH SHALL APPLY**

Chapter X, Article 1, Division 1 (Definitions and Interpretations), Chapter X, Article 1, Division 9 (Planned Developments), Chapter X, Article 1, Division 4, SEC. 101.0406 (Home Occupations in Residential Zones), Chapter X, Article 2, (Subdivisions), and Article 1, Division 4, SEC. 101.0458 (Sensitive Coastal

Resource Overlay Zone) of the Municipal Code shall apply in the La Jolla Shores Planned District. All other divisions of Chapter X, Article 1, are superseded in the La Jolla Shores Planned District by the regulations contained within Chapter X, Article 3, Division 3.

**SEC. 103.0303.4 GENERAL DESIGN REGULATIONS**

A. through C. [No change.]

**D. GRADING REGULATIONS**

1. It is the intent of these regulations to preserve canyons and to prevent the cutting of steep slopes and the excessive filling to create level lots. No grading or disruption of the natural terrain shall be permitted until a permit which includes grading has been approved by the Director.

2. The Planning Director may approve grading plans if it is concluded that:

a. The development will result in minimum disturbance of the natural terrain and vegetation commensurate with the proposed use of the lot or premises.

b. Grading, excavation and filling proposed in connection with the development will not result in soil erosion, silting of lower slopes, slide damage, flooding problems, or excessive cutting or scarring.

c. The proposed development will strive to preserve and enhance the natural environment and any existing aesthetic qualities of the site.

3. In evaluating a development for consistency with the above required findings, the Planning Director and/or the Planning Commission shall utilize the provisions set forth in The City of San Diego Municipal Code, Division 4, SEC. 101.0454 (Hillside Review Overlay District) Subsection J.

Section 2. This ordinance shall become effective on October 17, 1988, provided that by such date the Local Coastal Program of The City of San Diego (including Coastal Commission recommended rezonings) has been: (i) accepted by the Executive Director of the Coastal Commission; (ii) is finally and effectively certified by the Coastal Commission; and (iii) coastal development permit issuing responsibility is authorized by the Coastal Commission to be undertaken by The City of San Diego. In the event the aforesaid conditions are not met, this ordinance is null and void.

*O-17078*

APPROVED: John W. Witt, City Attorney

By Thomas F. Steinke  
Thomas F. Steinke  
Deputy City Attorney

TFS:wk  
03/31/88  
Or.Dept:Plan.  
O-88-177  
Form=o.none

0-17078

52 Q

APR 18 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 Board*, 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

APR 5 1988, and on APR 18 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 Board*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number *0-17078* Adopted APR 18 1988

RECEIVED  
CITY CLERK'S OFFICE  
1988 APR -1 PM 3:24  
SAN DIEGO, CALIF.

CERTIFICATE OF PUBLICATION

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

IN THE MATTER OF  
AN ORDINANCE AMENDING CHAPTER X, ARTICLE 3, DIVISION  
3, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS  
103.0302.3, 103.0303.1 AND 103.0303.4, RELATING TO THE  
LA JOLLA SHORES PLANNED DISTRICT, ..

NO.

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The amendments would clarify the applicability of the Coastal Zone Hillside Review regulations to the La Jolla Shores Planned District.  
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 April 5, 1988  
Passed and adopted by the Council of The City of San Diego on April 18, 1988  
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. May 2 1988 107347

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-17078 (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:

MAY 2

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

Dated at San Diego, California this 2 day of MAY, 19 88.

Thomas D. Kelleher

(Signature)

22 lines x .98 = 43.12

2" x 2" x 10.78 = 45.12