

ORDINANCE NUMBER O- **17110** (NEW SERIES)

ADOPTED ON JUN 22 1988

AN EMERGENCY ORDINANCE, NECESSARY TO PROVIDE FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, PROPERTY, HEALTH AND SAFETY, BY AMENDING CHAPTER X, ARTICLE 1, DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.0510.C.4.j., TO AUTHORIZE APPLICATION FOR A CONDITIONAL USE PERMIT FOR A RESEARCH, DEVELOPMENT AND DEMONSTRATION PROJECT FOR HAZARDOUS WASTE TREATMENT IN ANY AGRICULTURAL OR MANUFACTURING ZONE.

WHEREAS, the federal government has declared that the public health, safety and welfare requires the development of innovative technologies for treatment and disposal of hazardous wastes; and

WHEREAS, federal law encourages cities to make available sites within their boundaries where innovative technologies may be developed; and

WHEREAS, The City of San Diego currently has no procedure for evaluating and identifying sites on which research, development and demonstration of innovative hazardous waste treatment and disposal technologies may be undertaken; and

WHEREAS, the City Council finds that the immediate preservation of the public peace, property, health and safety requires that The City of San Diego enact, as an emergency measure, an amendment to the San Diego Municipal Code to provide a procedure under which research, development and demonstration of innovative hazardous waste treatment and disposal technologies may be developed under a conditional use permit in the

agricultural and manufacturing zones of the City of San Diego;
NOW, THEREFORE,

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

Section 1. That Chapter X, Article 1, Division 5, of the San Diego Municipal Code be and the same is hereby amended by amending Section 101.0510.C.4.j., to read as follows:

SEC. 101.0510 CONDITIONAL USE PERMIT

A. and B. [No change.]

C. USES WHICH MAY BE CONSIDERED

1. through 3. [No change.]

4. City Council as Decisionmaker:

The City Council shall have the authority, under conditions herein provided, to authorize by Conditional Use Permit the following uses in any zone including interim zones except as otherwise provided below:

a. through i. [No change.]

j. Any facility, activity, or use of property in any agricultural or manufacturing zone which is required by federal law to obtain a Research, Development and Demonstration Permit for Hazardous Waste Treatment from the Environmental Protection Agency or any other agency of the United States Government pursuant to the Federal Resource Conservation and Recovery Act.

5. [No change.]

D. through Q. [No change.]

Section 2. 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 be in effect for ninety (90) days hereafter.

APPROVED: John W. Witt, City Attorney

By  (for)
Frederick C. Conrad
Chief Deputy City Attorney

FCC:ta
06/21/88
06/22/88 REV. 1
Or.Dept:Atty.
O-88-216
Form=o.none

JUN 22 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 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"/>
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 type="checkbox"/>	<input checked="" 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 *Blenda R. Barnes*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on
JUN 22 1988, 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 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.~~

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 *Blenda R. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance **0-17110**
Number

JUN 22 1988

Adopted

RECEIVED
CITY CLERK'S OFFICE
1988 JUN 22 AM 11:41
SAN DIEGO, CALIF.

[Faint, illegible text, possibly a stamp or signature]

11603B

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 C STREET, 2ND FLOOR
SAN DIEGO, CA 92101
ATTN: RHONDA R. BARNES

IN THE MATTER OF
AN EMERGENCY ORDINANCE, NECESSARY TO PROVIDE FOR
THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE,
PROPERTY, HEALTH AND SAFETY, BY AMENDING CHAPTER X,
ARTICLE 1, DIVISION 5, OF THE SAN DIEGO MUNICIPAL
CODE ...

NO.

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

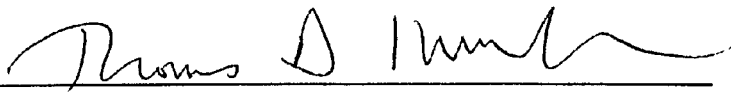
ORDINANCE NUMBER 0-1711.0 (NEW SERIES)

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 7

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

Dated at San Diego, California this 7 day of JULY, 19 88.


(Signature)

0-17110 N.S.

6 1/8" x 2 = \$133.28

Page 1 of 2

ORDINANCE NUMBER O-17110 (NEW SERIES)

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WHEREAS, the federal government has declared that the public health, safety and welfare requires the development of innovative technologies for treatment and disposal of hazardous wastes; and

WHEREAS, federal law encourages cities to make available sites within their boundaries where innovative technologies may be developed; and

WHEREAS, The City of San Diego currently has no procedure for evaluating and identifying sites on which research, development and demonstration of innovative hazardous waste treatment and disposal technologies may be undertaken; and

WHEREAS, the City Council finds that the immediate preservation of the public peace, property, health and safety requires that The City of San Diego enact, as an emergency measure, an amendment to the San Diego Municipal Code to provide a procedure under which research, development and demonstration of innovative hazardous waste treatment and disposal technologies may be developed under a conditional use permit in the agricultural and manufacturing zones of the City of San Diego; NOW, THEREFORE,

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

Section 1. That Chapter X, Article 1, Division 5, of the San Diego Municipal Code be and the same is hereby amended by amending Sections 101.0510.C.4.J., to read as follows:

SEC. 101.0510 CONDITIONAL USE PERMIT

A. and B. [No change.]

C. USES WHICH MAY BE CONSIDERED

1. through 3. [No change.]

4. City Council as Decisionmaker.

The City Council shall have the authority, under conditions herein provided, to authorize by Conditional Use Permit the following uses in any zone including interim zones except as otherwise provided below:

a. through i. [No change.]

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5. [No change.]

D. through G. [No change.]

Section 2. 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 be in effect for ninety (90) days hereafter.

Introduced, reading dispensed with and adopted by the City Council of The City of San Diego on June 22, 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 RHONDA R. BARNES Deputy

Pub. July 7

114883