(0-89-84)

17196

ORDINANCE NUMBER O-

(NEW SERIES)

ADOPTED ON __DEC 121988

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 1, DIVISION 23, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 61.2370, RELATING TO IMPROVEMENT BONDS; AND REPEALING SECTIONS 61.2371 THROUGH 61.2375, KNOWN AS THE SAN DIEGO IMPROVEMENT DISTRICT PROCEDURAL ORDINANCE OF 1982.

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

Section 1. That Chapter VI, Article 1, Division 23, of the San Diego Municipal Code be and the same is hereby amended by amending Section 61.2370, relating to improvement bonds, to read as follows:

SEC. 61.2370 IMPROVEMENT BONDS

Any improvement bonds issued under this Division may be issued as provided for in Division 7, Part 5 of the California Streets and Highways Code (Improvement Act of 1911) commencing with Section 6400 thereof or in Division 10 of said Streets and Highways Code (Improvement Bond Act of 1915) commencing with Section 8500. All of the provisions of said Improvement Act of 1911 and Improvement Bond Act of 1915 shall be harmonized to conform to the provisions of this Division and as harmonized they are hereby adopted and referred to and made part of this Division with the same force and effect as if specifically set forth herein.

Section 2. That Chapter VI, Article 1, Division 1, of the San Diego Municipal Code be and the same are hereby amended by repealing the following sections:

SEC. 61.2371 PROVISIONS OF IMPROVEMENT BOND ACT OF 1915 EXCEPTED

[Repealed.]

SEC. 61.2372 SECTION 8652 OF IMPROVEMENT ACT OF 1915
AMENDED

[Repealed.]

SEC. 61.2373 SECTION 8804 OF IMPROVEMENT BOND ACT OF 1915 AMENDED

[Repealed.]

SEC. 61.2374 SECTION 8806 OF THE IMPROVEMENT BOND ACT OF 1915 AMENDED

[Repealed.]

SEC. 61.2375 SECTION 8650 OF THE IMPROVEMENT BOND ACT OF 1915 AMENDED

[Repealed.]

Section 3. This ordinance shall take effect and be in force on the thirtieth (30th) day from and after its passage.

APPROVED: John W. Witt, City Attorney

By

John K. Riess

Deputy City Attorney

JKR:wk 10/17/88 Or.Dept:E&D 0-89-84 Form=o.none

| Council Members Council Members Council Members Council Members Abbe Wolfsheimer Abbe Wolfsheimer Cloria McColl H. Wes Pratt Ed Struiksma J. Bruce Henderson Judy McCarty Bob Filner Mayor Maureen O'Connor THENTICATED BY: MAUREEN O'CONNOR Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR City Circk of The City of San Diego, California THEREBY CERTIFY that the reading of said ordinance was now finally passed until twelve calendar days had lapsed between the day of its introduction and the day of its final passage, to wit, on NOV2838 I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a voce of not set than an anignity of the member 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 aid ordinance. CHARLES G. ABDELNOUR City Circk of The City of San Diego, California CHARLES G. ABDELNOUR City Circk of The City of San Diego, California Office of the City Clerk, San Diego, California Ordinance | | a P | | OEC 1 | |
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| Abbe Wolfsheimer Ron Roberts Gloria McColl H. Wes Pratt Ed Struiksma J. Bruce Henderson Judy McCarty Bob Filner Mayor Maureen O'Connor THENTICATED BY: MAUREEN O'CONNOR Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR City Cierk of The City of San Diego, California. By Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR City Cierk of The City of San Diego, California. By Mayor of The City of San Diego, California. I HEREBY CERTIFY the: the foregoing ordinance was not finally passed until twelve calendar days had lapsed between the day of its introduction and the day of its final passage, to wit, on DEC 12 1988 I FURTHER CERTIFY that he reading of said ordinance in full was dispensed with by a vote of not reach member of the Council and the public prior to the day of its passage a written or printed copy of aid ordinance. CHARLES G. ABDELNOUR City Cierk of The City of San Diego, California CHARLES G. ABDELNOUR City Cierk of The City of San Diego, California By Marchael R Barness Deputy. Office of the City Clerk, San Diego, California Ordinance Ordinance Ordinance Ordinance Ordinance | ssed and adopted by the Council of The the following vote: | City of San Diego of | n | | ······································ |
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| Ron Roberts Gloria McColl H. Wes Pratt Ed Struiksma J. Bruce Henderson Judy McCarty Bob Filner Mayor Maureen O'Connor THENTICATED 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 Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR THERTHER CERTIFY that said ordinance was not finally passed until twelve calendar days had lapsed between the day of its introduction and the day of its final passage, to wit, on DEC 121988 I FURTHER CERTIFY that said ordinance was read in full was dispensed with by a vote of not reast 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 aid ordinance. CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California. (Seal) Office of the City Clerk, San Diego, California Ordinance Ordinance Ordinance Ordinance DEC 121 | Council Members | Yeas | Nays | Not Present | Ineligible |
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| H. Wes Pratt Ed Struiksma J. Bruce Henderson Judy McCarty Bob Filner Mayor Maureen O'Connor THENTICATED 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 Maureen O'Connor THEREBY CERTIFY the the foregoing ordinance was not finally passed until twelve calendar days had lapsed between the day of its introduction and the day of its final passage, to wir, on DEC 121988 I FURTHER CERTIFY that seid ordinance was read in full prior to its final passage. I FURTHER CERTIFY that the feading of said ordinance in full was dispensed with by a vote of not set shan a majority of the members elected to the Council, and that there was available for the consideration f each member of the Council and the public prior to the day of its passage a written or printed copy of aid ordinance. CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California Office of the City Clerk, San Diego, California Office of the City Clerk, San Diego, California Office of the City Clerk, San Diego, California | Ron Roberts | | | | |
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| J. Bruce Henderson Judy McCarty Bob Filner Mayor Maureen O'Connor MAUREEN O'CONNOR Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR Gity Clerk of The City of San Diego, California. CHARLES G. ABDELNOUR Gity Clerk of The City of San Diego, California. By Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR Gity Clerk of The City of San Diego, California. DEC 121988 I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had lapsed between the day of its final passage, to wit, on DEC 121988 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 aid ordinance. CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California By Mayor of The City of San Diego, California Office of the City Clerk, San Diego, California Office of the City Clerk, San Diego, California Ordinance | H. Wes Pratt | \(\overline{\ov | | | · <u> </u> |
| Judy McCarty Bob Filner Mayor Maureen O'Connor MAUREEN O'CONNOR Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California. By Maureen O'Connor I HEREBY CERTIFY the the foregoing ordinance was not finally passed until twelve calendar days had lapsed between the day of its introduction and the day of its final passage to wirt, on OEC 121988 I FURTHER CERTIFY that he reading of said ordinance in full was dispensed with by a vote of not east 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 aid ordinance. CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California Office of the City Clerk, San Diego, California Office of the City Clerk, San Diego, California Ordinance | Ed Struiksma | ☑, | | | |
| MAUREEN O'CONNOR Mayor Maureen O'Connor MAUREEN O'CONNOR Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California. By Maureen O'Connor CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California. By Maureen O'Connor CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California. Deputy. I HEREBY CERTIFY the: the foregoing ordinance was not finally passage, to wit, on OEC 12 1988 I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not reach members of the Council and the public prior to the day of its passage a written or printed copy of aid ordinance. CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California Office of the City Clerk, San Diego, California Ordinance | J. Bruce Henderson | | | | |
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| Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR Gity Clerk of The City of San Diego, California. By | Mayor Maureen O'Connor | | | | |
| CHARLES G. ABDELNOUR Gity Clerk of The City of San Diego, California. By | THENTICATED BY: | <u></u> | | <i></i> | |
| Gity Clerk of The City of San Diego, California. By | | | Mayo | r of The City of San | Diego, California. |
| I HEREBY CERTIFY the the foregoing ordinance was not finally passed until twelve calendar days had lapsed between the day of its introduction and the day of its final passage, to wit, on DEC 121988 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 ses 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 aid ordinance. CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California. (Seal) Office of the City Clerk, San Diego, California Ordinance | | | | ,, ,,,,,, ,,,,,,,,,,,,,,,,,,,,,,,,,,,, | |
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| CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California Ordinance Ordina | I-FURTHER CERTIFY that said o | rdinance was read-i | n full pr | lor to its final p | assage. |
| City Clerk of The City of San Diego, California. By R. Aestala R. Bassaus, Deputy. Office of the City Clerk, San Diego, California Ordinance 047196 DEC 121 | ess than a majority of the members ele feach member of the Council and th | cted to the Council, | and that | there was avail | able for the consideration |
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RECEIVED 88 SEP -8 PM 1:49 CITY CLERKS OFFICE SAN DIEGO, CA

CERTIFICATE OF PUBLICATION



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

NO.

IN THE MATTER OF AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 1, DIVISION 23, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 61.2370, RELATING TO IMPROVEMENT BONDS; AND REPEALING SECTIONS 61.2371 THROUGH 61.2375, KNOWN AS THE SAN DIEGO IMPROVEMENT DISTRICT PROCEDURAL ORDINANCE OF 1982.

ORDINANCE NUMBER 0-17196 (NEW SERIES)

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 1, DIVI-BION 23, OF THE SAN DIEGO MUNICIPAL CODE BY AMEN-DING: SECTION 81.2370, RELATING TO IMPROVEMENT SONDS: AND REPEALING SECTIONS 61.2371 THROUGH 81.2375, KNOWN AS THE SAN DIEGO IMPROVEMENT DIS-TRICT PROCEDURAL ORDINANCE OF 1982.

TRICT PROCEDURAL ORDINANCE OF 1982.

In 1981, the City began the issuance of assessment district bonds pursuant to the improvement Bond Act of 1915. At the time, the Bond Act contained a requirement that the City levy a tax of up to ten cents per hundred dollars of assessed valuation in the event of a tellinquent, find in forectory. This requirement was in direct conflict with the provision of Proposition 13 which restricted property tax increases: in order to resolve this conflict, the San Diego improvement District Procedural Ordinance of 1982 was drafted containing an exclusion of the general tax requirement. In 1984, the State legislature modified the 1915 Bond Act to remove the taxing provision, thus eliminating the need for a separate City legislation.

The revisions in this ordinance deal only with the bond provisions and leave the procedural provisions unchanged. This ordinance makes corrective changes which repel obsolete portions of the San Diego improvement District Procedural Ordinance of 1982.

A complete copy of the Ordinance is available for inspection in the Orlice of the City Clerk of the City of San Diego, 2nd Floor, City Administration Building, 202 "C" Street, san Diego, 2nd Floor, City Administration Building, 202 "C" Street, san Diego, CA 92101.

INTRODUCED ON NOV 28 1988

AUTHENTICATED BY: MAUREEN O'CONNOR

Myor of The City of San Diego, CA

CHARLES G. ABDELNOUR

CITY OF CONNOR REARNES, Deputy.

Pub December 26.

Pub December 26

THOMAS D. KELLEHER 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 0-17196 (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:

DEC. 26

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

Dated at San Diego, California this_

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