

(O-89-139)

ORDINANCE NUMBER O- 17244 (NEW SERIES)

ADOPTED ON FEB 13 1989

AN ORDINANCE INCORPORATING THOSE COMMERCIAL ZONED AREAS IN THE NEWPORT CENTER COMMERCIAL DISTRICT, BOUNDED BY NEWPORT AVENUE, DEL MONTE AVENUE AND 100 FEET ON BOTH SIDES OF SUNSET CLIFFS BOULEVARD, IN THE OCEAN BEACH PRECISE PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, INTO THE PEDESTRIAN COMMERCIAL OVERLAY ZONE AS DEFINED BY SAN DIEGO MUNICIPAL CODE SECTION 101.0458.

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

Section 1. That those commercial zoned areas in Newport Center Commercial District, bounded by Newport Avenue, Del Monte Avenue, and 100 feet on both sides of Sunset Cliffs Boulevard in the Ocean Beach Precise Plan area, in the City of San Diego, California, within the boundary of the district designated "Pedestrian Commercial Overlay Zone" on Zone Map Drawing No. C-772, Maps "A" and "B," filed in the office of the City Clerk as Document No. RR-272788, be, and they are hereby incorporated into the Pedestrian/Commercial Overlay Zone, as such is described and defined by San Diego Municipal Code section 101.0458.

Section 2. This ordinance shall not become effective until thirty (30) days from and after its passage or until thirty (30) days from and after this rezoning is certified, as submitted, as a Local Coastal Program amendment by the California Coastal Commission, whichever date later occurs. If the rezoning is not

certified, as submitted, by the California Coastal Commission,
this ordinance shall not become effective.

Section 3. No building permits for development inconsistent
with provisions of this ordinance shall be issued unless
application therefor was made prior to the effective date of this
ordinance.

APPROVED: John W. Witt, City Attorney

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

TFS:lc
12/21/88
Or.Dept:Plan.
O-89-139
Form=o.none

FEB 13 1989

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 type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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: Jena Martin, 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 31 1989

FEB 13 1989

~~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: Jena Martin, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-17244 Adopted FEB 13 1989

CERTIFICATE OF PUBLICATION

RECEIVED
MAR 8 AM 10:18
SAN DIEGO, CALIF.

CITY OF SAN DIEGO
202 C STREET., 2ND FLOOR
SAN DIEGO, CA 92101

IN THE MATTER OF
AN ORDINANCE INCORPORATING THOSE COMMERCIAL ZONED AREAS
IN THE NEWPORT CENTER COMMERCIAL DISTRICT, BOUNDED BY
NEWPORT AVENUE, DEL MONTE AVENUE AND 100 FEET ON BOTH SIDES
OF SUNSET CLIFFS BOULEVARD, IN THE OCEAN BEACH PRECISE PLAN
AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, INTO THE
PEDESTRICAN COMMERCIAL OVERLAY ZONE AS DEFINED BY SAN DIEGO
MUNICIPAL CODE SECTION 101.0458.

NO.

ORDINANCE NUMBER 0-17244(NEW SERIES)

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Section 2. This ordinance shall not become effective until thirty (30) days from and after its passage or until thirty (30) days from and after this rezoning is certified, as submitted, as a Local Coastal Program amendment by the California Coastal Commission, whichever date later occurs. If the rezoning is not certified, as submitted, by the California Coastal Commission, this ordinance shall not become effective.

Section 3. No building permits for development inconsistent with provisions of this ordinance shall be issued unless application therefor was made prior to the effective date of this ordinance.

Introduced on Jan. 31, 1989

Passed and adopted by the Council of The City of San Diego on Feb. 13, 1989

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 Tena Martin, Deputy

Pub. Feb. 28

134448

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

ORDINANCE NUMBER 0-17244 (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:

FEB. 28

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

Dated at San Diego, California this 28 day of FEB., 19 89.

(Signature)

3 7/8" x 2" x 43.90 = \$86.52