

(O-90-72)

ORDINANCE NUMBER O- 17410 (NEW SERIES)

ADOPTED ON JAN 08 1990

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 3, DIVISION 6, OF THE SAN DIEGO MUNICIPAL CODE BY RENUMBERING SECTIONS 103.0600, 103.0601, 103.0603, 103.0604, 103.0606, 103.0610, 103.0611, 103.0612, 103.0613, 103.0614, 103.0615, 103.0616, 103.0617, AND 103.0618; AND RENUMBERING AND AMENDING SECTIONS 103.0605, 103.0607, 103.0608 AND 103.0609, ALL RELATING TO THE NORTH CITY WEST PLANNED DISTRICT.

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

Section 1. That Chapter X, Article 3, Division 6, of the San Diego Municipal Code be and the same is hereby amended by renumbering Sections 103.0600, 103.0601, 103.0602, 103.0603, 103.0604, 103.0606, 103.0610, 103.0611, 103.0612, 103.0613, 103.0614, 103.0615, 103.0616, 103.0617, and 103.0618:

**SEC. 103.0601 PURPOSE AND INTENT**

[No change in text.]

**SEC. 103.0602 AREA OF APPLICABILITY**

[No change in text.]

**SEC. 103.0603 APPLICABLE REGULATIONS**

[No change in text.]

**SEC. 103.0604 FINANCING OF PUBLIC FACILITIES**

[No change in text.]

**SEC. 103.0605 DESIGN CRITERIA**

[No change in text.]

**SEC. 103.0607 ADMINISTRATION**

[No change in text.]

**SEC. 103.0611 EDUCATIONAL AND PARK AREA (EP)**

[No change in text.]

**SEC. 103.0612 EMPLOYMENT CENTER (EC)**

[No change in text.]

**SEC. 103.0613 SPECIAL USE AREA (SP)**

[No change in text.]

**SEC. 103.0614 OPEN SPACE (OS)**

[No change in text.]

**SEC. 103.0615 MAINTENANCE**

[No change in text.]

**SEC. 103.0616 ENERGY CONSERVATION**

[No change in text.]

**SEC. 103.0617 FLOODWAY ZONE**

[No change in text.]

**SEC. 103.0618 FLOODPLAIN FRINGE ZONE**

[No change in text.]

**SEC. 103.0619 A-1-10 AGRICULTURAL ZONE**

[No change in text.]

Section 2. That Chapter X, Article 3, Division 6, of the San Diego Municipal Code be and the same is hereby amended by renumbering and amending Sections 103.0605, 103.0607, 103.0608, and 103.0609, to read as follows:

**SEC. 103.0606 GRADING REGULATIONS**

A. The following criteria shall be incorporated by the Planning Department, Engineering and Development

Department, Subdivision Board, Planning Commission and City Council when implementing any proposed grading within the planned district:

1. through 8. [No change.]

B. Post Development: The Planning Commission or City Council on appeal shall utilize the following guidelines when evaluating grading and excavation proposed after the initial development has been completed.

1. and 2. [No change.]

**SEC. 103.0608 SINGLE-FAMILY ZONES (SF)**

A. [No change.]

B. DEVELOPMENT REGULATIONS

[No change in text of first paragraph.]

1. Minimum Lot Dimensions. The following minimum lot sizes and dimensions shall apply in the SF zones:

**TABLE I OF SECTION 103.0608**

[No change in text of table.]

2. Minimum Yard Dimensions. The following minimum yard dimensions shall apply in the single-family zones:

**TABLE II OF SECTION 103.0608**

[No change in text of table.]

3. through 5. [No change.]

**SEC. 103.0609 MULTI-FAMILY ZONES (MF)**

A. [No change.]

B. DEVELOPMENT REGULATIONS

[No change in text of first paragraph.]

1. Density Regulations

**TABLE I OF SECTION 103.0609**

[No change in text of table.]

2. Property Development Regulations

a. [No change.]

b. Open space:

(1) The open space provided on the property shall not be less than that shown in the following table:

**TABLE II OF SECTION 103.0609**

[No change in text of table.]

(2) Usable open space shall not have an overall grade exceeding ten percent and shall not be occupied by buildings, streets, driveways or parking areas, or any land proposed to be dedicated to the City as open space. The land provided shall be determined by the Planning Commission to be functional usable open space which provides for reasonable use by the resident. Functional open space should include a minimum area of 100 square feet with a minimum dimension of six feet on one side. The usable open space may, however, be occupied by

recreational facilities excluding buildings, including the following: swimming pools, golf courses, tennis, basketball, volleyball and badminton courts, open handball courts, children's play areas and accompanying equipment, baseball diamonds, shuffleboard courts, croquet and lawn bowling facilities, walks and riding trails, picnic facilities and any other use which the Planning Commission may find to be similar in character to the uses enumerated in this paragraph and consistent with the purpose and intent of Section 101.0901.

c. [No change.]

**SEC. 103.0610 COMMERCIAL ZONES**

A. and B. [No change.]

C. TOWN CENTER (TC)

[No change to first paragraph.]

1. and 2. [No change.]

3. Regulations for Residential Development.

a. [No change.]

b. Open Space.

(1) The open space provided on the property shall not be less than that shown in the following table:

**TABLE I OF SECTION 103.0610**

[No change in text of table.]

(2) Usable open space shall not have an overall grade exceeding ten percent and shall not be occupied by buildings, streets, driveways or parking areas, or any land proposed to be dedicated to the City as open space. The land provided shall be determined by the Planning Commission to be functional usable open space which provides for reasonable use by the resident. Functional open space should include a minimum area of 100 square feet with a minimum dimension of six feet on one side. The usable open space may, however, be occupied by recreational facilities excluding buildings, including the following: swimming pools, golf courses, tennis, basketball, volleyball and badminton courts, open handball courts, children's play areas and accompanying equipment,

baseball diamonds, shuffleboard courts, croquet and lawn bowling facilities, walks and riding trails, picnic facilities and any other use which the Planning Commission may find to be similar in character to the uses enumerated in this paragraph and consistent with the purpose and intent of Section 101.0901.

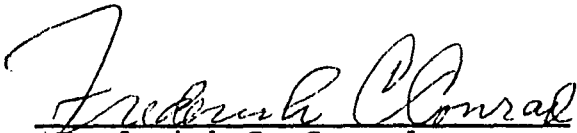
4. [No change.]

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage, however, the provisions of this ordinance shall not be applicable within the Coastal Zone until the thirtieth day following the date the California Coastal Commission unconditionally certifies this ordinance as a local coastal program amendment. If this ordinance is not certified, or is certified with suggested modifications by the California Coastal Commission, the provisions of this ordinance shall be null and void within the Coastal Zone.

Section 4. In areas of the City of San Diego other than the Coastal Zone no permits for development inconsistent with the provisions of this ordinance shall be issued unless application therefore was made prior to the date of adoption of this ordinance.

Section 5. Within the Coastal Zone no permits for development inconsistent with the provisions of this ordinance shall be issued unless application therefore was made prior to the date the California Coastal Commission unconditionally certified this ordinance as a local coastal program amendment.

APPROVED: JOHN W. WITT, City Attorney

By   
Frederick C. Conrad  
Chief Deputy City Attorney

FCC:lc  
10/17/89  
Or.Dept:Plan.  
O-90-72  
Form=o.none



54

JAN 08 1990

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"/>
John Hartley	<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"/>
Linda Bernhardt	<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 *Bhonda R. Barnes*, 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

DEC 5 1989

JAN 08 1990

~~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 *Bhonda R. Barnes*, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number	0-17410
Adopted	JAN 08 1990

RECEIVED

89 DEC -7 AM 11:30

CITY CLERKS OFFICE  
SAN DIEGO, CA

RECEIVED  
89 DEC -7 AM 11:30  
CITY CLERK'S OFFICE  
SAN DIEGO, CA

*[Faint handwritten notes, possibly including a date like 12/7/89]*

*[Faint handwritten text]*

CERTIFICATE OF PUBLICATION

CITY CLERK'S OFFICE  
CITY ADM. BLDG., 2ND FLOOR  
SAN DIEGO, CA. 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 3, DIVISION 6,...

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

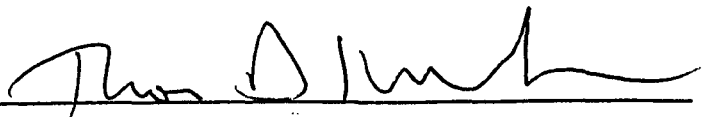
ORDINANCE NUMBER O-17410 (NEW SERIES)

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. 9

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

Dated at San Diego, California this 9 day of FEB, 19 90.

  
(Signature)

**ORDINANCE NUMBER O-17410 (NEW SERIES)**  
AN ORDINANCE AMENDING CHAPTER X, ARTICLE 3, DIVISION 6, OF THE SAN DIEGO MUNICIPAL CODE BY RENUMBERING SECTIONS 103.0600, 103.0601, 103.0603, 103.0604, 103.0605, 103.0610, 103.0611, 103.0612, 103.0613, 103.0614, 103.0615, 103.0616, 103.0617, AND 103.0618; AND RENUMBERING AND AMENDING SECTIONS 103.0605, 103.0607, 1-30608 AND 103.0609, ALL RELATING TO THE NORTH CITY WEST PLANNED DISTRICT.  
This ordinance amends the North City West Planned District Ordinance by deleting private balconies, decks and patios from the usable open space requirement and to apply the quantitative standard from the Planned Infill Residential Development (PIRD) Ordinance for usable open space to ensure that the area is functional. This ordinance also updates the numbering of the entire division.  
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 Dec 5 1989 Passed and Adopted by the Council of The City of San Diego on Jan 8 1990  
AUTHENTICATED BY:  
MAUREEN O'CONNOR  
Mayor of The City of San Diego, CA  
CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, CA  
(SEAL)  
By RHONDA R. BARNES, Deputy.  
Pub. Feb. 9 168788

2 5/8 x 2 = 62.16