

(O-91-89)

ORDINANCE NUMBER O- 17565

ADOPTED ON DEC 1 0 1990

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 4, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 101.0411, 101.0412 AND 101.0413, RELATING TO R ZONES (MULTIPLE FAMILY RESIDENTIAL), LANDSCAPING AND PARKING REGULATIONS APPLICABLE WITHIN CERTAIN COMMUNITY PLAN AREAS BY ADDING THE SERRA MESA, KEARNY MESA AND LINDA VISTA PLAN AREAS.

WHEREAS, the lack of adequate development standards for multiple family structures constructed within the Pacific Beach, Clairemont, Serra Mesa, Kearny Mesa, and Linda Vista Community Plan areas has caused conditions of over crowding of the developed lots, inadequate provision of light, air and usable open space, caused a deterioration of property values and has detrimentally affected the quality of life for residents of the community due to the fact that the present regulations do not include adequate standards relating to design sensitivity for the needs of the communities; NOW, THEREFORE,

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

Section 1. That Chapter X, Article 1, Division 4, of the San Diego Municipal Code be and the same is hereby amended by adding Sections 101.0411, 101.0412 and 101.0413, to read as follows:

**SEC. 101.0411 PACIFIC BEACH, CLAIREMONT, SERRA MESA,
KEARNY MESA, AND LINDA VISTA COMMUNITY
PLAN AREAS - R ZONES (MULTIPLE FAMILY
RESIDENTIAL)**

A. Notwithstanding the provisions of Section 101.0410 R Zones (Multiple Family Residential), the following provisions shall apply to the R Zones (Multiple Family Residential) in the Pacific Beach, Clairemont, Serra Mesa, Kearny Mesa, and Linda Vista Community Plan Areas.

B. through Q. [No change.]

SEC. 101.0412 MEASURED COMPLIANCE

A. In addition to the provisions of Section 101.0713, the following provisions shall apply within the Pacific Beach, Clairemont, Serra Mesa, Kearny Mesa, and Linda Vista Community Plan areas.

B. [No change.]

SEC. 101.0413 MULTI-FAMILY PARKING

A. Notwithstanding the provisions of Section 101.0835 R Zones (Multiple Family Residential), the following provisions shall apply to the R Zones (Multiple Family Residential) in the Pacific Beach, Clairemont, Serra Mesa, Kearny Mesa, and Linda Vista Community Plan Areas.

B. through I. [No change.]


Section 2. 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 3. 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 4. 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  (for)
Frederick C. Conrad
Chief Deputy City Attorney

FCC:lc
11/21/90
Or.Dept:Council
o-91-85

DEC 1 0 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.

(Seal)

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By *Blenda L. 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

NOV 26 1990

DEC 1 0 1990

, and on

~~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 *Blenda L. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-17565 Adopted DEC 1 0 1990

RECEIVED

90 NOV 21 PM 4:00

CITY CLERK'S OFFICE
SAN DIEGO, CA

CERTIFICATE OF PUBLICATION

CITY CLERK'S OFFICE
202 C ST., 2ND FLOOR
SAN DIEGO, CA 92101
ATTN: RHONDA BARNES

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING ORDINANCE NO O-17504 (NEW SERIES)

ORDINANCE NUMBER O-17568 (NEW SERIES)

AN ORDINANCE AMENDING ORDINANCE NO. O-17504 (NEW SERIES), AS AMENDED, ENTITLED "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1990-91 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR" BY AMENDING DOCUMENT NO. OO-17504-1, AS AMENDED AND ADOPTED THEREIN, BY AMENDING THE PERSONNEL AUTHORIZATION OF THE RISK MANAGEMENT DEPARTMENT (084) BY ADDING ONE (1.00) SAFETY REPRESENTATIVE II POSITION FOR THE PURPOSE OF ADMINISTERING STATE MANDATED SAFETY PROGRAMS; AUTHORIZING THE AUDITOR AND COMPTROLLER TO TRANSFER THE SUM OF \$143,008 TO RISK MANAGEMENT (084) REVOLVING FUND (50081) FROM THE FOLLOWING SOURCES: \$128,600 - UNALLOCATED RESERVE (605), \$9,173 - WASTE MANAGEMENT ENTERPRISE FUND (41200), \$2,680 - AIRPORTS ENTERPRISE FUND (41100), AND \$2,555 - BUILDING INSPECTION ENTERPRISE FUND (41300), TO BE USED FOR THE SOLE AND EXCLUSIVE PURPOSE OF DEFRAYING PERSONNEL AND NONPERSONNEL EXPENSES IN CONNECTION WITH ADMINISTRATION OF STATE MANDATED SAFETY PROGRAMS.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:
Section 1: That Ordinance No. O-17504 (New Series), as amended, entitled "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1990-91 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR," be and the same is hereby amended by amending Document No. OO-17504-1, as amended and adopted therein, by amending the personnel authorization of the Risk Management Department (084) by adding one (1.00) Safety Representative II position for the purpose of administering the state mandated safety programs.
Section 2. That the Auditor and Comptroller be and he is hereby authorized to transfer the sum of \$143,008 to Risk Management (084) Revolving Fund (50081) from the following sources: \$128,600 - Unallocated Reserve (605), \$9,173 - Waste Management Enterprise Fund (41200), \$2,680 - Airports Enterprise Fund (41100), and \$2,555 - Building Inspection Enterprise Fund (41300), to be used for the sole and exclusive purpose of defraying personnel and nonpersonnel expenses in connection with administration of state mandated safety programs.
Section 3. This ordinance shall take effect and be in force immediately upon its adoption after two public hearings, pursuant to the authority contained in Sections 16, 17 and 71 of the Charter of The City of San Diego.
Introduced, reading dispensed with and adopted by the City Council of The City of San Diego on DEC 11 1990

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

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

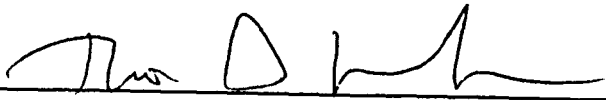
ORDINANCE NUMBER O-17568 (NEW SERIES)

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. 27

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

Dated at San Diego, California this 27TH day of DEC, 19 90.


(Signature)

5" x 2 = \$124.80