

(O-91-172)

ORDINANCE NUMBER O- 17654 (NEW SERIES)

ADOPTED ON JUN 10 1991

AN ORDINANCE INCORPORATING VARIOUS PROPERTIES WITHIN THE MIDWAY/PACIFIC HIGHWAY CORRIDOR COMMUNITY PLANNING AREA IN THE CITY OF SAN DIEGO, CALIFORNIA, INTO THE R-1000, R-1500, R-3000, CR, CO, CN, CA, C-1, M-IP, and M-SI ZONES; APPLICATION OF THE INSTITUTIONAL OVERLAY ZONE AND COMMUNITY PLAN IMPLEMENTATION OVERLAY ZONE; AND RESCISSION OF THE MIDWAY PLANNED DISTRICT ORDINANCE AS IMPLEMENTATION OF THE ADOPTED MIDWAY/PACIFIC HIGHWAY CORRIDOR COMMUNITY PLAN.

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

Section 1. That various properties within the Midway/Pacific Highway Corridor Plan area generally bounded on the north by Interstate 8, on the east by Interstate 5, on the west by Lytton Street, Barnett Street and Pacific Highway, and on the south by Laurel Street, in the City of San Diego, California, within the boundaries designated on Zone Map Drawing No. C-777, filed in the office of the City Clerk as Document No. 00-17654-1, are hereby incorporated into the R-1000, R-1500 and R-3000 (Multiple Family Residential), CR (Commercial Recreation), CO (Commercial Office), CN (Neighborhood Commercial), CA (Area Shopping Center), C-1, M-IP (Manufacturing - Industrial Zone) and M-SI (Manufacturing - Small Industry) zones, as such zones are described and defined in the San Diego Municipal Code.

Section 2. That The City of San Diego Fire Station property on the southeast corner of the intersection of Midway Drive and

Kemper Street, and the Dewey Elementary School property on the southeast corner of Rosecrans Street and Sellers Drive, in the Midway/Pacific Highway Corridor Plan area, in the City of San Diego, California, within the boundaries designated on Zone Map Drawing No. C-782 for application of the Institutional Overlay Zone and that those properties generally bounded on the north by Sassafras Street, on the east by Interstate 5, on the south by Laurel Street and on the west by Pacific Highway, in the City of San Diego, California, within the boundaries designated for application of the Community Plan Implementation Overlay Zone "B" as shown on Zone Map Drawing C-782, filed in the office of the City Clerk as Document No. 00-17654-2, be and they are hereby incorporated into said zones, as such zones are described and defined in The City of San Diego Municipal Code.

Section 3. That property incorporated into the Community Plan Implementation Overlay Zone "B" as designated on Zone Map Drawing No. C-782, meets Criteria B of Municipal Code section 101.0457.2 and applications for development within the area shall be considered "Type B" applications.

Section 4. That Ordinance No. 0-12470 (New Series), adopted October 23, 1978, adding Division 8 (Midway Planned District) to Chapter X, Article 3, of The City of San Diego Municipal Code and Ordinance No. 0-17416 (New Series), adopted January 22, 1990, amending Division 8, be and they are repealed insofar as they conflict herewith.

Section 5. That Ordinance No. 0-17435, adopted February 26, 1990 as an interim ordinance, be and it is hereby repealed

insofar as the rezones described herein obviate the need for said interim ordinance.

Section 6. That all other prior ordinances of The City of San Diego be, and they are hereby repealed insofar as they conflict herewith.

Section 7. 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 8. In areas of the City of San Diego other than the Coastal Zone, any project, meeting either of the criteria set forth below, and submitted prior to May 28, 1991 shall be exempt from the provisions of this ordinance.


A. Any project for which plans have been submitted to the Building Inspection Department of The City of San Diego, which plans comply with the minimum requirement as established by the Building Inspection Department.

B. Any project for which plans have been submitted for a discretionary permit (or permits) subject to Chapter X of this Code; provided, however, that all plans submitted to the Building Inspection Department shall be consistent with the approved

discretionary permit or permits.

Section 9. Within the Coastal Zone, no permits for development inconsistent with the provisions of this ordinance shall be issued after the date on which this ordinance becomes effective within the Coastal Zone, as specified in Section 1 of this ordinance, unless an application for a Coastal Development Permit was made prior to May 28, 1991.

APPROVED: JOHN W. WITT, City Attorney

By 
Frederick C. Conrad
Chief Deputy City Attorney

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05/08/91
Or.Dept:Plan.
O-91-172
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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"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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  , 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

MAY 28 1991

JUN 10 1991

, 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  , Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-17654

Adopted JUN 10 1991

JUN 1 0 1991

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"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

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JUN 1 0 1991

, and on

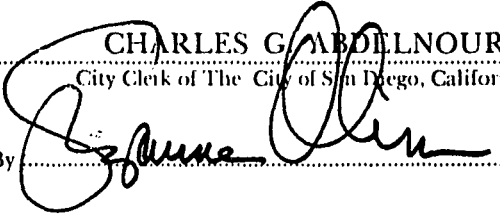
~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

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  , Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-17654

Adopted JUN 1 0 1991

RECEIVED
CITY OF SAN DIEGO OFFICE
91 MAY 17 PM 4:17
SAN DIEGO, CALIF.

MAY 17 1991

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