

(O-92-44)

ORDINANCE NUMBER O- 17722 (NEW SERIES)

ADOPTED ON DEC 09 1991

AN ORDINANCE AMENDING CHAPTER V, ARTICLE 5,
DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 55.0310.0301 RELATING TO
FIRE PROTECTION AND PREVENTION.

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

Section 1. That Chapter V, Article 5, of the San Diego Municipal Code be and the same is hereby amended by amending section 55.0310.0301, as follows:

SEC. 55.0310.0301 INSTALLATION

U.F.C. 10.301 (1988 edition) is adopted and amended to read as follow:

No changes in (a) through (f).

(g) Installation of Fire Sprinklers in Existing High-Rise Buildings.

No changes in subsections (1) through (4).

(5) No changes in the first six paragraphs of this subsection.

Notwithstanding the above, the owner of any high-rise building or structure that is subject to the provisions of this subsection and that contains significant quantities of asbestos, who agrees in writing prior to January 1, 1996, to demolish the subject building, shall be exempt from this compliance schedule.

The written agreement provisions shall constitute a covenant running with the land. Such agreement shall be recorded in the office of the office of the County Recorder, San Diego County.

The recordable agreement form (demolition agreement) shall be provided by the City.

(6) through (7) - No changes.

(8) Violations - no changes in the first paragraph.

It shall be unlawful for the owner of any high-rise building or structure that is exempt from the compliance schedule set out in subsection (g)(5), to allow any person to occupy the building or structure after January 1, 2000, if the building or structure has not been demolished pursuant to that exemption, other than construction or maintenance workers involved in minimal maintenance to prevent the building or structure from being in an unsafe condition or involved in the installation of an approved automatic fire sprinkler system. Any minimal maintenance work shall be approved in advance and in writing by the City Manager or his authorized representative. The high-rise building or structure shall not be occupied until an approved fire sprinkler system has been completely installed.

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

APPROVED: JOHN W. WITT City Attorney

By


Elmer L. Heap, Jr.
Deputy City Attorney

ELM:smm
09/04/91
Or.Dept:Fire
0-92-44
Form=o.code

DEC 09 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"/>
George Stevens	<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"/>
Valerie Stallings	<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 *Linda Lugano*, 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 25 1991

DEC 09 1991

~~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 *Linda Lugano*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-17722**

Adopted **DEC 09 1991**

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
51 DEC 30 AM 10:46
SAN DIEGO, CALIF.

CITY CLERK'S OFFICE
CITY ADMIN. BLDG.
202 C ST.
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER V, ARTICLE 5,
DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 55.0310 RELATING TO FIRE...

ORDINANCE O-17722
AN ORDINANCE AMENDING CHAPTER V, ARTICLE 5, DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 55.0310.0301 RELATING TO FIRE PROTECTION AND PREVENTION.
This ordinance amends Chapter V, Article 5, Division 3 of the San Diego Municipal Code by amending section 55.0310.0301, subdivisions (5) and (6) to exempt from the ordinance any owner(s), who, prior to January 1, 1998, enter into a written agreement to demolish their high-rise building or structure before January 1, 2000. Owner(s) who fail to comply with written agreement shall not occupy high-rise building or structure.
A complete copy of this ordinance is available for inspection in the Office of the City Clerk, City Administration Building, 202 "C" Street, 2nd floor, San Diego, CA 92101.
INTRODUCED ON NOV 25 1991
Passed and Adopted by the Council of The City of San Diego on DEC 09 1991
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
By Linda Lugano, Deputy.
Pub. Dec. 23 236852

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 O-17722

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:

DECEMBER 23

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

Dated at San Diego, California this 23RD day of DEC., 1991.


(Signature)

2 1/4 x 2 = 60.50