

ORDINANCE NUMBER O-17776 (NEW SERIES)

ADOPTED ON MAY 26, 1992

AN ORDINANCE AMENDING THE SAN DIEGO MUNICIPAL CODE BY AMENDING CHAPTER IX, ARTICLE 1, DIVISION 1, BY AMENDING SECTION 95.0101; BY ADDING SECTION 95.0109; BY AMENDING CHAPTER X, ARTICLE 1, DIVISION 4, BY AMENDING SECTIONS 101.0407, 101.0410 AND 101.0423; BY AMENDING CHAPTER X, ARTICLE 1, DIVISION 11, BY ADDING SECTION 101.1101.133, BY AMENDING SECTIONS 101.1101.150, 101.1101.194, 101.1112 AND 101.1114, BY ADDING SECTION 101.1115.1, AND BY AMENDING SECTIONS 101.1116, 101.1117.1, 101.1120.2, 101.1120.4 AND 101.1120.9, ALL RELATING TO CITY-WIDE SIGN REGULATIONS.

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

**Section 1.** That Chapter IX, Article 5, Division 1, of the San Diego Municipal Code be and the same is hereby amended by amending 95.0101 and by adding Section 95.0109, to read as follows:

**SEC. 95.0101 Public Property Limitations**

A. through D. [No change.]

E. No person shall construct or install street banners or decorations over public property except as herein permitted and only after the issuance of a valid permit therefor.

1. [No change.]

2. The Planning Director may issue the permit for decorations in accordance with the conditions herein imposed. The permit shall state

the purpose of the decorations, the maximum duration that any set or series of decorations may be posted; the dates on which such decorations must be removed.

Conditions of approval include, but are not limited to, the following:

a. Banners which include copy shall be subject to the following:

(1) and (2) [No change.]

(3) Commercial or corporate trademarks or logotypes, identification of or references to sponsoring or supporting organizations, agencies or businesses shall be limited to a maximum of five percent (5%) of the banner area;

(4) [No change.]

(5) Banners authorized by this subsection may be installed in the following areas:

Broadway, between 17th Street and Harbor Drive;

Friars Road, between Mission Center Road and Mission Village Drive and to include the parking lot for San Diego Jack Murphy Stadium;

All existing and future trolley stops;

El Cajon Boulevard between  
Bancroft Street and 54th Street;  
4th and 6th Avenues between  
Kalmia and Upas Streets;  
Business Improvement  
Districts.

Banners shall only be installed on those light standards on which mounting hardware has been authorized and placed by the City. Each application for a banner showing for the areas listed shall be for a single event, and shall result in banners being placed on all of the available mounting locations within the areas listed above authorized by this paragraph.

(6) [No change.]

b. [No change.]

3. [No change.]

**SEC. 95.0109 Removal of Nonconforming Signs**

Signs in existence on April 5, 1973, which do not conform to the provisions of this Code, but which were constructed, erected, affixed or maintained in compliance with all previous regulations, shall be regarded as nonconforming signs which must be either removed or modified to conform to the provisions of this Code by May 15, 1984, or by May 1, 1988, if a conditional extension of time was granted.

These provisions were previously a part of Municipal Code section 95.0118 which was amended by Ordinance No. O-11718 (New Series) and Municipal Code section 95.0123 which was repealed by Ordinance No. O-11718 (New Series).

**Section 2.** That Chapter X, Article 1, Division 4, of the San Diego Municipal Code be and the same is hereby amended by amending Sections 101.0407, 101.0410 and 101.0423, to read as follows:

**SEC. 101.0407 R-1 Zones**

A. [No change.]

B. PERMITTED USES

No building or improvement or portion thereof, shall be erected, constructed, converted, established, altered or enlarged, nor shall any lot or premises be used except for one or more of the following purposes:

1. and 2. [No change.]

3. Temporary real estate sales offices, model homes and identification signs in new subdivisions under the following conditions:

a. Within the boundaries of a subdivision where lots are offered for sale to the public for the first time, buildings and structures erected in compliance with the provisions of the prevailing zone may be used as follows: one building for a temporary real estate sales office and not more than six dwelling units for temporary

demonstration or model home purposes. In addition, a subdivision containing more than 60 lots may use up to ten percent of such lots, but not more than twenty (20) lots in any case for model home purposes. Such temporary uses shall be maintained only in conjunction with the sale or rental of land or buildings within such subdivision, and such uses shall terminate two years after the filing in the office of the County Recorder of the final subdivision map which includes the lots on which the uses are located, or two (2) years after the issuance of the first building permit for a structure within said subdivision.

b. through d. [No change.]

4. [No change.]

5. Signs. Each primary and companion dwelling shall be permitted to display the following signs:

a. and b. [No change.]

c. Premises under special permits issued pursuant to Section 101.0410(E)(1)(c).

C. through F. [No change.]

**SEC. 101.0410 R Zones (Multiple Family Residential)**

A. through D. [No change.]

E. SIGN REGULATIONS

1. The following sign provisions shall apply to properties in all R Zones:

a. and b. [No change.]

c. For sites developed with multi-family units in multi-family zones, one single-faced or double-faced ground sign offering the premises for sale, rent, or lease may be utilized. Said sign shall not exceed ten (10) feet in height, measured vertically from the base at ground level to the apex of the sign. Said sign may be installed for a period of twelve (12) months from the issuance of occupancy permits or until all units have been rented or sold, whichever occurs first. The total area permitted for such sign shall not exceed the following:

R-3000 to R-600 Zones - 20 sq. ft.

R-400 Zone - 40 sq. ft.

R-200 Zone - 60 sq. ft.

R-1 Zones under a discretionary permit with multiple dwelling - 20 sq. ft.

Such signs may be located on lots having the minimum lot frontage specified in Section 101.0410(F)(1) and may be located anywhere on-site. After the initial sale or rental of units is complete, one sign, 4 feet high, totaling 4 square feet, offering the site for "sale", "rent" or "lease" is permitted.

d. and e. [No change.]

2. and 3. [No change.]

F. through H. [No change.]

**SEC. 101.0423 CO Zone (Commercial Office)**

A. [No change.]

B. PERMITTED USES

[No change in text of first paragraph.]

1. through 8. [No change.]

9. Accessory uses for any of the foregoing permitted uses including signs subject to the following regulations:

a. One sign visible from the public right-of-way for each building shall be permitted fronting each street. The sign for each street frontage shall not exceed eighty (80) square feet nor exceed three-tenths of a square foot for each lineal foot of street frontage of the premises, whichever is the lesser area, provided that the sign of any one (1) tenant need not be less than eight square feet in area.

[No change in text of next three paragraphs in this subsection a.]

b. and c. [No change.]

C. through F. [No change.]

**Section 3.** That Chapter X, Article 1, Division 11, of the San Diego Municipal Code be and the same is hereby amended by adding Section 101.1101.133, to read as follows:

**SEC. 101.1101.133 Monument Sign**

"Monument Sign" means "Ground Sign" (Section 101.1101.75).

**Section 4.** That Chapter X, Article 1, Division 11, of the San Diego Municipal Code be and the same is hereby amended by amending Sections 101.1101.150, 101.1101.194, 101.1112 and 101.1114, to read as follows:

**SEC. 101.1101.150 Obsolete Sign**

"Obsolete Sign" means any sign or sign structure which no longer correctly directs or exhorts any person, advertises a bona fide business, lessor, owner, product or activity conducted, or product available on the premises where such sign is displayed.

**SEC. 101.1101.194 Street**

The term "street" shall be deemed to include the land dedicated to, or condemned for, use as a public highway and shall include boulevard, avenue, place, drive, court, lane or other thoroughfare dedicated to public travel, but shall not include an alley as defined by the City Engineering Department.

**SEC. 101.1112 Ground Signs (Freestanding)**

A. [No change in text of first paragraph.]

Where a premises of four (4) or more acres fronts on a street that abuts a freeway, the premises shall be allowed one (1) sign totaling two hundred fifty (250) square feet. If said premises has more than two hundred fifty (250) feet of frontage on a street that abuts a freeway, two (2) signs of two hundred (200)



square feet each separated by a minimum of one hundred (100) feet shall be permitted.

B. through D. [No change.]

E. Required yards. Ground signs constructed in accordance with Sections 101.1112(A) through (D) shall observe all setbacks established by map or zone

TABLE 1 OF SECTION 101.1112

MAXIMUM PERMITTED AREAS OF GROUND SIGNS

[No change in text of table and footnotes.]

except as specified in Section 101.1112(E). Ground signs shall not be permitted within rear yards or interior side yards. Ground signs placed in whole or in part within a front yard or street side yard shall be subject to the requirements of TABLE 2 OF SECTION 101.1112. In addition to the limitations contained in TABLE 2 OF SECTION 101.1112 within the visibility areas defined in Section 101.0620, no sign shall exceed a height of three feet above the grade of the centerline of the intersecting driveways and or public right-of-ways. Ground signs placed within a front yard or street side yard shall be in lieu of, but not in addition to, signs as permitted by Sections 101.1112 (A) through (D). For those premises where multiple ground signs are permitted by Section 101.1112(A), ground signs within the required front or street side yard shall be subject to both the percentage limitation in TABLE 2 OF SECTION 101.1112 and the fifty percent (50%) limitation of Section 101.1112(A), cumulatively.

Where a sole occupant elects to combine sign areas as provided in Section 101.1112(A) for signs within the front or street side yard, the combined area shall be subject to the percentage limitation in TABLE 2 OF SECTION 101.1112.

TABLE 2 OF SECTION 101.1112  
GROUND SIGN LIMITATIONS FOR REQUIRED  
FRONT YARDS OR STREET SIDE YARDS

[No change in text of table.]

F. [No change.]

G. Residential proximity.

1. [No change.]

2. Any ground sign permitted to exceed twenty (20) feet in height by the provisions of Section 101.1112(G)(1) shall be subject to the provisions of Municipal Code section 101.1112(C).

3. Any ground sign subject to the provisions of Municipal Code section 101.1112(G)(1) and not located within the above described twenty-five percent (25%) of the parcel shall be so located so as to conform to setback requirements of the residentially zoned property mentioned in Municipal Code section 101.1112(G)(1).

H. through N. [No change.]

**SEC. 101.1114**

A. through G. [No change.]

H. Residential Proximity. All ground signs shall comply with the residential proximity provisions set forth in Municipal Code section 101.1112(G).

I. and J. [No change.]

**Section 5.** That Chapter X, Article 1, Division 11, of the San Diego Municipal Code be and the same is hereby amended by adding Section 101.1115.1, to read as follows:

**SEC. 101.1115.1 Projecting Signs Prohibited in Coastal Zone**

Within the Coastal Zone, projecting signs shall not be permitted.

**Section 6.** That Chapter X, Article 1, Division 11, of the San Diego Municipal Code be and the same is hereby amended by amending Sections 101.1116, 101.1117.1, 101.1120.2, 101.1120.4 and 101.1120.9, to read as follows:

**SEC. 101.1116 Secondary Signs**

A. through J. [No change.]

K. Directory Signs for Industrial Zones. One directory sign is permitted at each entrance from a public street, wall or ground mounted, per premises. Signs may not exceed six (6) feet in height. A maximum of twenty-four (24) square feet per face shall be permitted for all wall or ground signs. Ground signs are subject to required yards and setbacks.

**SEC. 101.1117.1 Rotating and Revolving Signs**

A. [No change.]

B. Rotating ground signs permitted under Section 101.1112(I) may be installed without a Conditional Use Permit.

**SEC. 101.1120.2 Temporary Real Estate Signs**

[No change in text of first paragraph.]

A. Area. The maximum permitted area of all temporary real estate signs shall not exceed those restrictions for individual frontage as set forth in TABLE VI of SECTION 101.1120.2. The allowable area may be divided among more than one sign. Wall signs shall conform to the provisions of Section 101.1101.240. A distance of fifty (50) feet shall be the minimum spacing between signs on the same premises.

TABLE VI OF SECTION 101.1120.2

[No change in text of table.]

B. through I. [No change.]

**SEC. 101.1120.4 Banners, Pennants, Flags, Streamers, Inflatable Displays and Other Similar Devices**

The erection or maintenance of one or more strings, clusters, and groupings of banners, pennants, flags, twirlers, propellers, flares, balloons, noise-creating wind-devices, inflatable displays and similar devices of carnival character, including wind-devices activated by natural or artificial means, are not permitted except as indicated below:

A. through C. [No change.]

D. Streamers, banners and pennants calling attention to the grand opening of a completely new

business shall be permitted, provided that no premises shall be permitted to utilize the devices for more than sixty (60) consecutive calendar days.

E. and F. [No change.]

**SEC. 101.1120.9      Temporary Subdivision Directional  
and Identification Signs**

A. and B. [No change.]

**C.    On-Premises Subdivision Signs**

1.    Each real estate sales office and each model home shall be permitted to display one sign not more than sixteen (16) square feet in area on the same premises advertising the subdivision in which the sales office or home is located. In addition, one double-faced or two single-faced signs with a total face area of not more than one hundred sixty (160) square feet advertising the subdivision may be permitted at the entrance to the subdivision. In a Planned Residential Development, if the sign is to be placed farther than fifty (50) feet in distance from the sales office, the location is subject to approval by the Sign Code Administrator as part of the Subdivision Sign Permit. No freestanding sign on the premises of a real estate office shall exceed a height of twelve (12) feet measured vertically from the base at ground level to the apex of the sign, except that the sign may measure up to sixteen (16) feet in height when approved by the Sign Code

Administrator as part of the Subdivision Sign Permit. Each subdivision shall be permitted to display three (3) flags for each model home allowed by Section 101.0407(B)(3)(a) except that six (6) flags shall be allowed when there is only one (1) model. Flags shall be three (3) feet by five (5) in dimension and a maximum of twenty (20) feet in height. All signs and flags described in Municipal Code section 101.1120.9(C)(1) shall be removed two (2) years after the issuance of the first building permit for the subdivision.

2. and 3. [No change.]

D. and E. [No change.]

**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 26, 1992, the date of adoption of this ordinance, shall be exempt from the provisions of this ordinance.

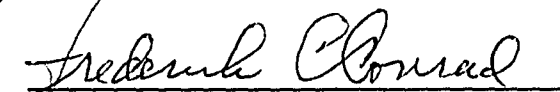
A. Any project for which plans have been submitted to the Building Inspection Department of The City of San Diego, which plans comply with the minimum requirement as established by the Building Inspection Department.

B. Any project for which plans have been submitted for a discretionary permit (or permits) subject to Chapter X of the San Diego Municipal 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 become effective within the Coastal Zone, as specified in Section 8 of this ordinance, unless an application for a Coastal Development Permit was made prior to May 26, 1992, the date of adoption of this ordinance.

APPROVED: JOHN W. WITT, City Attorney

BY

  
Frederick C. Conrad  
Chief Deputy City Attorney

FCC:lc  
03/04/92  
08/21/92 COR.COPY  
Or.Dept:Plan.  
0-92-106  
Form=o+t

Passed and adopted by the Council of The City of San Diego on .....  
by the following vote:

MAY 26 1992

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Linda Luzano*, 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 12 1992

MAY 26 1992

, 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 *Linda Luzano*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-17776**

Adopted **MAY 26 1992**



CERTIFICATE OF PUBLICATION

RECEIVED  
CITY CLERK'S OFFICE  
92 JUN 12 AM 9:50  
SAN DIEGO, CALIF.

OFFICE OF THE CITY CLERK  
CITY ADMINISTRATION BUILDING, 2ND FLOOR  
202 C STREET  
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING THE SAN DIEGO MUNICIPAL CODE...

**ORDINANCE NUMBER O-17776 (NEW SERIES)**

AN ORDINANCE AMENDING THE SAN DIEGO MUNICIPAL CODE BY AMENDING CHAPTER IX, ARTICLE 1, DIVISION 1, BY ADDING SECTION 95.0109; BY AMENDING CHAPTER X, ARTICLE 1, DIVISION 4, BY AMENDING SECTIONS 101.0407, 101.0410 AND 101.0423; BY AMENDING CHAPTER X, ARTICLE 1, DIVISION 11, BY ADDING SECTION 101.1101.133, BY AMENDING SECTIONS 101.1101.150, 101.1101.194, 101.1112 AND 101.1114, BY ADDING SECTION 101.1115.1, AND BY AMENDING SECTIONS 101.1116, 101.117.1, 101.1120.2, 101.1120.4 AND 101.1120.8, ALL RELATING TO CITY-WIDE SIGN REGULATIONS.

This ordinance amends the sign regulations applicable to Municipal Code section 101.0407 R-1 Zone to provide that temporary sales signs may be maintained for two years after the first building permit for a structure within a subdivision is issued. The ordinance amends the sign regulations applicable to Municipal Code section 101.0410 R Zones (Multiple Family Residential) to provide for signs of specified size with the various multiple family zones. Municipal Code section 101.0423 CO Zone (Commercial Office) is amended to provide for a maximum sign size of eighty square feet. The ordinance makes minor grammatical changes to Municipal Code sections 101.1101.133 Monument Sign, 101.1101.150 Obsolete Sign, 101.1101.194 Street, 101.1120.2 Temporary Real Estate Signs, 101.1120.4 Banners, Pennants, Flags, Streamers, Inflatable Displays and Other Similar Devices and 101.1120.9 Temporary Subdivision Directional and Identification Signs. Municipal Code section 101.112 Ground Signs (Freestanding) is amended to permit two ground signs on parcels adjacent to a freeway if the site contains four or more acres. Municipal Code section 101.116 Secondary Signs is amended to permit the use of wall or ground mounted directory signs not exceeding twenty-four feet in area.

A complete copy of this ordinance is available for inspection in the office of the City Clerk, City Administration Building, 2nd floor, 202 C Street, San Diego, CA 92101

INTRODUCED ON MAY 12 1992 Passed and Adopted by the Council of the City of San Diego on MAY 28 1992

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. June 9

248588

I, Corey Donahue, 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-17776 (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:

JUNE 9

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

Dated at San Diego, California this 9<sup>th</sup> day of JUNE, 19 92.

*Corey Donahue*  
\_\_\_\_\_  
(Signature)

9" = 111.32

CERTIFICATE OF PUBLICATION

RECEIVED  
CITY CLERK  
22 AUG 31 AM 9:48  
SAN DIEGO, CALIF.

OFFICE OF THE CITY CLERK  
CITY ADMINISTRATION BUILDING  
202 C STREET, 2ND FLOOR  
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING THE SAN DIEGO MUNICIPAL  
CODE BY AMENDING CHAPTER IX, ARTICLE 1, DIVI-  
SION 1, BY AMENDING SECTION 95.0101;...

**ORDINANCE NUMBER 0-17776 (NEW SERIES)**

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A complete copy of this ordinance is available for inspection in the office of the City Clerk, City Administration Building, 2nd floor, 202 "C" Street, San Diego, CA 92101.

INTRODUCED ON 5-12-92

Passed and Adopted by the Council of the City of San Diego on 5-28-92.

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

I, Corey Donahue, 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 0-17776 (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:

AUGUST 28

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

Dated at San Diego, California this 28th day of AUGUST, 19 92.

*Corey Donahue*  
\_\_\_\_\_  
(Signature)

4 1/8" = 117.76