

(0-93-72)

ORDINANCE NUMBER O- 17865 (NEW SERIES)

ADOPTED ON NOV 23 1992

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 1,  
OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING  
SECTIONS 91.0303, 91.8501, 91.8503, 91.8505  
AND 91.8602 ALL RELATING TO THE BUILDING  
CODE.

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

Section 1. That Chapter IX, Article 1, of the San Diego  
Municipal Code be and the same is hereby amended by amending  
Sections 91.0303, 91.8501, 91.8503, 91.8505 and 91.8602.

**SEC. 91.0303 Permits Issuance**

(a) Issuance. The application, plans and  
specifications and other data filed by an applicant for  
permit shall be reviewed by the Building Official.  
Such plans may be reviewed by other departments of this  
City to verify compliance with any applicable laws  
under their jurisdiction. If the Building Official  
finds that the work described in an application for a  
permit and the plans, specifications and other data  
filed therewith conform to the requirements of This  
Code and other pertinent laws and ordinances, and that  
the fees specified in Section 91.0304 have been paid, a  
permit therefor shall be issued to the applicant in  
accordance with Section 111.1305(b). The provisions of  
Section 111.1305 supplement Section 91.0303.

When the Building Official issues the permit where plans are required, the Building Official shall endorse in writing or stamp the plans and specifications "APPROVED." Approved plans and specifications shall not be changed, modified or altered without authorization from the Building Official. All work regulated by This Code shall be done in accordance with the approved plans.

The Building Official may issue a permit for the construction of part of a building or structure before the entire plans and specifications for the whole building or structure have been submitted or approved, provided adequate information and detailed statements have been filed complying with all pertinent requirements of This Code. As a condition of issuance, the holder of such permit shall agree that they proceed at their own risk without assurance that the permit for the entire building or structure will be granted. The applicant for a permit for construction of a part of a structure must comply with This Code and any other ordinance, statute or regulation in effect on the date the complete permit application is submitted to and accepted by the Building Inspection Department.

No building permit will be issued by The City of San Diego for a project or development located within the "Coastal Zone" of the California Coastal Commission as established by the California Coastal Act of 1976 until such time as a development permit or

exemption certificate has been obtained pursuant to the provisions of Chapter XI, Article 1, Division 12. Procedures to be followed when an application is submitted for a building permit in the "Coastal Zone" are as follows: The application, plans and specifications filed by an applicant for a permit shall be reviewed by the Building Official and other City departments to ensure compliance with the laws and ordinances under their jurisdiction. If the Building Official is satisfied that the work described in an application for a permit, and the plans and specifications filed therewith conform to the requirements of This Code and other pertinent laws and ordinances, the Building Official shall issue a letter to the applicant stating that the Building Official is prepared to issue a permit to the applicant when the appropriate fees have been paid and the applicant presents an approved development permit or certificate of exemption authorizing construction for which the application was filed. Upon presentation of such permit or exemption certificate and payment of the fee as specified by Section 91.0304, the Building Official shall issue a building permit to the applicant provided that the application, plans and specifications comply with the development permit or certificate of exemption.

(b) through (e) [No changes.]

**SEC. 91.8501 Purpose and Intent**

The purpose and intent of this Division is to provide for the protection of the public health and safety by establishing procedures and requirements regulating the removal, transportation, and relocation of structures within the City of San Diego. The provisions of Section 111.1304 supplement the provisions of this Division.

**SEC. 91.8503 Permits Required for Removal, Transportation, and Relocation of Structures; Exemption**

(a) Removal Permit: No structure shall be removed from its site until a separate Removal Permit for each structure has first been obtained from the Building Official.

The removal work shall include, but is not limited to, the following: All water, sewer, gas, communication, and electrical connections to the structure must be disconnected and sealed or removed in a manner approved by the Building Official; abandoned sewers and private sewage disposal facilities shall be capped or removed in accordance with the Uniform Plumbing Code currently adopted by the City; the foundation and other pieces or parts of the structure remaining after the removal of all or part of a structure shall be removed from the site and disposed of in a manner approved by the Building Official; any excavations or depressions remaining after the structure is removed and any attendant demolition work

is completed shall be filled, compacted and restored to the level of the adjacent ground in a manner approved by the Building Official. A Grading Review Permit or a grading permit may also be required for this work.

(b) through (d) [No changes.]

**SEC. 91.8505 Permit Issuance**

If the plans, specifications and application for a Removal, Transportation, or Relocation Permit comply with the applicable provisions of this Code, the Building Official shall issue the requested permit in accordance with Section 111.1304(b).

**SEC. 91.8602 Demolition of Structures -- Permit Required**

(a) through (c) [No changes.]

(d) Demolition Permit for Projects in the "Coastal Zone" as defined in the California Coastal Act of 1976. No demolition permit will be issued by The City of San Diego for any project or development located within the "Coastal Zone" as established by the California Coastal Act of 1976 until such time as a development permit or certification of exemption has been obtained pursuant to the provisions of Chapter XI, Article 1, Division 12. Procedures to be followed when application is submitted for a demolition permit in the "Coastal Zone" are as follows: (1) The application, completion bond and proof of insurance filed by an applicant for a permit shall be reviewed by the Building Official; and, (2) If the work described

conforms to the requirements of This Code and other pertinent laws and ordinances, the Building Official shall issue a letter to the applicant stating that the Building Official is prepared to issue a demolition permit therefor to the applicant when the appropriate fees have been paid and the applicant presents an approved development permit or certificate of exemption authorizing the demolition work for which the application was filed; and, (3) Upon presentation of a development permit or exemption certificate and payment of the fee specified in Section 91.8601 of This Code, the Building Official shall issue a demolition permit to the applicant.

Section 2. This ordinance shall take effect and be in force on January 4, 1993. The provisions of this ordinance shall not be applicable within the Coastal Zone until the thirtieth (30th) day following the date the California Coastal Commission unconditionally certifies this ordinance as a local coastal program amendment or January 4, 1993 whichever occurs last.

APPROVED: JOHN W. WITT, City Attorney

By Ann Y. Moore  
Ann Y. Moore  
Deputy City Attorney

AYM:pev  
10/30/92  
Or.Dept:Plan.  
O-93-72

Passed and adopted by the Council of The City of San Diego on **NOV 23 1992**  
 by the following vote:

| Council Members        | Yeas                                | Nays                                | Not Present                         | Ineligible               |
|------------------------|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| Abbe Wolfsheimer       | <input type="checkbox"/>            | <input checked="" 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 type="checkbox"/>            | <input checked="" 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 type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" 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.

(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

**NOV 09 1992**

**NOV 23 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  Deputy.

Office of the City Clerk, San Diego, California

Ordinance **0-17865**

**NOV 23 1992**

Number..... Adopted.....

522 B

Passed and adopted by the Council of The City of San Diego on **NOV 23 1992**  
by the following vote:

| Council Members        | Yeas                                | Nays                                | Not Present                         | Ineligible               |
|------------------------|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| Abbe Wolfsheimer       | <input type="checkbox"/>            | <input checked="" 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 type="checkbox"/>            | <input checked="" 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 type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" 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.

(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 **NOV 09 1992**, and on **NOV 23 1992**

~~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 **0-17865** **NOV 23 1992**  
Number..... Adopted.....



NOV 23 1995

111

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UNITED STATES OF AMERICA  
SAN DIEGO, CA

NOV 23 1995

CERTIFICATE OF PUBLICATION

NOV 23 1992  
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.

BUILDING CODE

0-17865 NS

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-17865 (NEW SERIES)**  
AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 1, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 91.0303, 91.8501, 91.8503, 91.8505 AND 91.8502 ALL RELATING TO THE BUILDING CODE.  
This ordinance amends the provisions of Chapter IX, Article 1, to be consistent with the provisions of Chapter XI. The amendments to Chapter IX, Article 1, integrates the procedural requirements that were created by the adoption of Chapter XI and provides the user of Chapter X with the applicable cross references to Chapter XI.  
A complete copy of the ordinance is available for inspection in the office of the City Clerk of the City of San Diego, second floor, City Administration Building, 202 "C" Street, San Diego, CA 92101.  
INTRODUCED ON NOV 09 1992  
Passed and Adopted by the Council of the City of San Diego on NOV 23 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  
(SEAL)  
By Suzanne Oliva, Deputy  
Pub. Dec. 7 259320

ORDINANCE NUMBER O-17865 (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:

DECEMBER 7

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

Dated at San Diego, California this 7<sup>th</sup> day of DEC., 1992.

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

242 64.00