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(O-93-148)

ORDINANCE NUMBER O- 17982 (NEW SERIES)

ADOPTED ON SEP 13 1993

AN ORDINANCE AMENDING CHAPTER X1, ARTICLE 1,  
DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE  
BY AMENDING SECTIONS 111.0302 AND 111.0306  
RELATING TO NOTICES.

WHEREAS, May 18, 1993, has been declared "Regulatory Relief Day"; and

WHEREAS, one purpose of Regulatory Relief Day is to streamline and consolidate, where appropriate, the City's land use and environmental regulatory procedures; and

WHEREAS, the Planning Department has reviewed San Diego Municipal Code sections 111.0302 and 111.0306 having to do with notices, and has suggested several amendments to these code sections to streamline the regulatory process; NOW, THEREFORE,

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

**Section 1.** That Chapter XI, Article 1, Division 3, of the San Diego Municipal Code be and the same is hereby amended by amending Section 111.0302, to read as follows:

**SEC. 111.0302 Notice By Mail**

- (a) [No changes to this subsection]
- (b) Persons Entitled to Notice. Except as provided in Section 111.0302(c), the "Notice of Application," "Notice of Future Decision" and "Notice of Public Hearing" shall be mailed to the following:

(1) the "Applicant"; and

(2) the owners of any real property, as shown on the latest equalized assessment roll of the San Diego County Assessor, located within three hundred feet (300') of the exterior boundaries of the real property that is the subject of the application.

(3) the "Community Planning Group(s)," if any, that represents the area in which the project is located; and

(4) any person who has, by written request, asked to be notified of the project.

(c) Advertised Notice. If the total number of owners to whom notice would be mailed in accordance with Municipal Code section 111.0302(b) is greater than 1,000, notice may be accomplished by placing a display advertisement of at least one-eighth page in a newspaper of general daily circulation within the City.

(d) Notice Address.

(1) A notice to the "Applicant" shall be mailed to the address shown on the application or as indicated on a written change of address form filed by the "Applicant" with the City.

(2) A notice to each owner of real property located within three hundred feet (300') of the real property that is the subject of the application shall be mailed to the last known name and address of each owner as shown on the latest equalized assessment roll of the San Diego County Assessor.

**Section 2.** That Chapter X1, Article 1, Division 3, of the San Diego Municipal Code be and the same is hereby amended by amending Section 111.0306, to read as follows:

**SEC. 111.0306 Notice for Coastal Development Permits**

When a "Coastal Development Permit" is to be considered at a public hearing the "Responsible Department" shall mail a "Notice of Public Hearing" to: (1) the "Coastal Commission"; and (2) all persons requesting notice on "Coastal Development Permits"; and (3) all tenant addresses located within one hundred feet (100') of the exterior boundaries of the real property that is the subject of the application, including each address within a condominium and an apartment complex; and (4) the persons entitled to receive notice as described in Municipal Code section 111.0302(b). A notice mailed to a tenant address shall be addressed to Resident. This notice shall be provided in addition to the other notice provisions of this Division. Notices for appealable Coastal Development Permits shall include provisions for appeals to the Coastal Commission.

**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 Ann Y. Moore  
Ann Y. Moore  
Deputy City Attorney

AYM:ps  
04/28/93  
Or.Dept:Plan.  
0-93-148

STRIKEOUT ORDINANCE

OLD LANGUAGE: ~~Struck Out~~  
NEW LANGUAGE: Shaded

AN ORDINANCE AMENDING CHAPTER X1, ARTICLE 1,  
DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE  
BY AMENDING SECTIONS 111.0302 AND 111.0306  
RELATING TO NOTICES.

**SEC. 111.0302 Notice By Mail**

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(1) the "Applicant"; and

~~(2) all tenant addresses located within three hundred feet (300') of the exterior boundaries of the real property that is the subject of the application, including each address within a condominium or apartment complex; and~~

(3) the owners of any real property, as shown on the latest equalized assessment roll of the San Diego County Assessor, located within three hundred feet (300') of the exterior boundaries of the real property that is the subject of the application.

(4) the "Community Planning Group(s)," if any, that represents the area in which the project is located; and

(5) any person who has, by written request, asked to be notified of the project.

(c) Advertised Notice. If the ~~combined~~ total number of ~~tenant addresses and~~ owners to whom notice would be mailed in accordance with Municipal Code section 111.0302(b) is greater than 1,000, notice may be accomplished by placing a display advertisement of at least one-eighth page in a newspaper of general daily circulation within the City.

(d) Notice Address.

(1) A notice to the "Applicant" shall be mailed to the address shown on the application or as indicated on a written change of address form filed by the "Applicant" with the City.

(2) A notice to each owner of real property located within three hundred feet (300') of the real property that is the subject of the application shall be mailed to the last known name and address of each owner as shown on the latest equalized assessment roll of the San Diego County Assessor.

~~(3) A notice mailed to a tenant address shall be addressed "Resident."~~

#### SEC. 111.0306 Notice for Coastal Development Permits

When a "Coastal Development Permit" is to be considered at a public hearing the "Responsible Department" shall mail a "Notice of Public Hearing" to: (1) the "Coastal Commission"; and (2) all persons requesting notice on "Coastal Development Permits" ; and (3) all tenant addresses located within one hundred feet (100') of the exterior boundaries of the real property that is the subject of the application, including each address within a condominium and an apartment complex; and (4) the persons

entitled to receive notice as described in Municipal Code section 111.0302(b). A notice mailed to a tenant address shall be addressed to Resident. This notice shall be provided in addition to the other notice provisions of this Division. Notices for appealable Coastal Development Permits shall include provisions for appeals to the Coastal Commission.

SEP 13 1993

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Juan Vargas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

(Seal)

SUSAN GOLDING  
Mayor of The City of San Diego, California.

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

By *Blonda B. 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

AUG 10 1993

SEP 13 1993

....., 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.

(Seal)

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

By *Blonda B. Barnes*, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number.....	SEP 13 1993
0-17982	Adopted .....

RECEIVED  
CITY CLERK'S OFFICE  
93 MAY -5 PM 4: 52  
SAN DIEGO, CALIF.

MAY 10 1983

MAY 13 1983

~~374~~ 51  
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CERTIFICATE OF PUBLICATION

RECEIVED  
CITY CLERK'S OFFICE  
93 OCT -1 AM 10:37  
SAN DIEGO, CALIF.

42

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

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER X1, ARTICLE 1, DIVISION...

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 0-17982 (NEW SERIES)**  
AN ORDINANCE AMENDING CHAPTER X1, ARTICLE 1, DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 111.0302 AND 111.0308 RELATING TO NOTICES.  
This ordinance amends Chapter XI, Article 1, Division 3, of the San Diego Municipal Code by amending section 111.0302 no longer requiring notices to be sent to tenants and amends the corresponding text found within section 111.0308.  
A copy of the full text of the ordinance is on file in the office of the City Clerk and available for public inspection.  
INTRODUCED ON AUG 10 1993  
Passed and Adopted by the Council of The City of San Diego on SEP 13 1993  
AUTHENTICATED BY: SUSAN GOLDING  
Mayor of The City of San Diego, CA  
CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, CA  
(SEAL) By RHONDA R. BARNES, Deputy  
Pub. Sept. 28 278887

ORDINANCE NUMBER 0-17982 (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:

SEPT. 28

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

Dated at San Diego, California this 28th day of SEPT., 1993.

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

2 1/8" x 2 = \$ 36.32