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ORDINANCE NUMBER O-17983 (NEW SERIES)

ADOPTED ON SEP 13 1993

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,
DIVISION 20, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 101.2002 RELATING TO THE
RECYCLING FACILITY ORDINANCE.

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

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

WHEREAS, the Economic Development Program of the City
Manager's Office and Waste Management Department have reviewed
San Diego Municipal Code section 101.2002 having to do with
Recycling Facilities for Commercial and Industrial Zones, and
have suggested several amendments to that code section 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 X, Article 1, Division 20, of the
San Diego Municipal Code be and the same is hereby amended by
amending Section 101.2002, to read as follows:

**SEC. 101.2002 Recycling Facilities for Commercial and
Industrial Zones**

- A. [No change.]
- B. DEFINITIONS

Throughout this section the following definitions shall apply:

1. [No change.]

2. A RECYCLING FACILITY is a center for the collection and/or processing of recyclable material. Facilities which utilize recyclable materials to manufacture an end product that does not require further processing shall be considered a manufacturing and not a recycling use.

Recycling facilities may include the following when permitted in accordance with the standards established by this Section:

a. A COLLECTION FACILITY is a center for the acceptance by donation, redemption, or purchase of recyclable materials predominantly from the public. Such a facility does not use power driven processing equipment, except as indicated in this Section, and may include the following:

(1) A DROP-OFF FACILITY is a facility consisting of bins, boxes, or other suitable receptacles for the acceptance by donation of recyclable materials from the public. The total capacity of collection receptacles shall not exceed one hundred ninety-two cubic feet (192 cu. ft.);

(2) [No change in text of this subsection.]

(3) A SMALL COLLECTION FACILITY occupies an area of not more than five hundred square feet (500 sq. ft.), or eight hundred square feet (800 sq. ft.) in industrial zones, and may include:

(a) through (c) [No change in text of these subsections.]

(d) UNATTENDED CONTAINERS, in excess of one hundred ninety-two cubic feet (192 cu. ft.) total site capacity, placed for the donation of recyclable materials.

(4) A LARGE COLLECTION FACILITY occupies an area greater than five hundred square feet (500 sq. ft.) and may aggregate and/or sort recyclable material collected predominantly from the public on site in preparation for shipping to market.

b. A PROCESSING FACILITY is a building or enclosed space used for the collection and processing of recyclable material collected predominantly from commercial and industrial sources, as well as commercial recycling vehicles. Processing means the preparation of materials in one or more of the following

manners: baling, briquetting, compacting, flattening, grinding, crushing, mechanical sorting, shredding, and cleaning. Processing facilities include the following:

(1) A SMALL PROCESSING FACILITY

occupies a lot area no more than one (1) acre for collection, processing and storage areas. Small processing facilities are limited to baling, briquetting, crushing, compacting, grinding, shredding and sorting of source separated recyclable materials and repairing of reusable materials sufficient to qualify as a certified processing facility. A small processing facility shall not shred, compact, or bale ferrous metals other than food and beverage containers.

(2) A LARGE PROCESSING FACILITY is

any processing facility other than a small processing facility.

c. A COMPOSTING FACILITY is a facility where organic materials which have been source separated from the municipal solid waste stream are converted into a humus-like material under a process of managed biological decomposition. Organic materials may include but are not limited to green

materials, leaves, tree trimmings, untreated wood, shrubbery cuttings, kelp, manure, or urea. Backyard composting and composting operations incidental to farming operations are not considered composting facilities if the compost is used on-site. Composting facilities include the following:

(1) A GREEN MATERIALS COMPOSTING FACILITY is a facility that is operated for the purpose of producing compost from green materials, leaves, tree trimmings, untreated wood, shrubbery cuttings, and other plant matter. The active composting material shall consist of, by volume, not more than twenty percent (20%) additives and amendments, as defined by Section 17853 of the California Code of Regulations ("CCR"). A Green Materials Composting Facility shall not compost septage, sewage, sewage sludge, or mixed municipal solid wastes.

(2) A MIXED ORGANICS COMPOSTING FACILITY is a facility that is operated for the purpose of producing compost from a mixture of source separated organic materials. A Mixed Organics Composting Facility shall not compost

septage, sewage, sewage sludge, or mixed municipal solid wastes.

d. A TIRE PROCESSING FACILITY is a facility where whole tires are accepted for the purpose of shredding, chopping, or other size reduction techniques, as well as pyrolyzation. A manufacturer of a tire-derived recycled product is not considered a tire processing facility, but is considered a manufacturing use.

3. A RECYCLING MARKET DEVELOPMENT ZONE is an industrial area within the City of San Diego, designated by City Council resolution, created to stimulate businesses that manufacture recycled products and process recyclable materials.

C. PERMITTED LOCATIONS

No person shall place, construct, or operate any recycling facility without first obtaining a permit pursuant to the provisions set forth in this Section. Recycling facilities are permitted as set forth in the following table.

TABLE I OF SECTION 101.2002

TYPE OF FACILITY	ZONES PERMITTED	PERMIT REQUIRED
Drop-Off	All Commercial	By Right
	All Industrial	By Right
Reverse Vending Machines	CA, C-1, C,	By Right
	CN, CV, CC and CO All Industrial	By Right

Small Collection	CA, C-1, C and CP CN, CV and CC	By Right "Process One"
	All Industrial	By Right
Large Collection	All Commercial All Industrial	"Process Two" "Process Two"
Small Processing	C-1 and C M-IP and M-SI General Industrial, M-LI, M-1A, M-1, M-2A, M-1B and M-2	"Process Three" "Process Two" "Process Two" (*)
Large Processing	M-IP and M-SI General Industrial, M-LI, M-1A, M-1, M-2A, M-1B and M-2	"Process Three" "Process Two" (*)
Green Materials Composting	General Industrial, M-1A, M-1B, M-1, M-2A, M-2, and all Agricultural	"Process Two"
Mixed Organics Composting	General Industrial, M-1A, M-1B, M-1, M-2A, M-2, and all Agricultural	"Process Three"
Tire Processing	General Industrial, M-1, M-1A, M-1B, M-2, and M-2A	"Process Three"

The "(*)" for the Small and Large Processing facilities' permits indicates an allowance of the facility "By Right" if the facility permits only commercial and industrial traffic.

D. APPLICABLE REGULATIONS

Where not otherwise specified in this Section, the provisions of Municipal Code Chapter X, Articles 1, 2 and 3 shall apply. Where there is conflict between the requirements of this Section and other regulations, the provisions of this Section shall apply. Where there is conflict between the requirements of this Section and the requirements for adopted redevelopment areas and

planned districts, the provisions for redevelopment areas and planned districts shall apply.

E. ADMINISTRATION

Those recycling facilities permitted with a "Process One" or "Process Two" Permit shall meet all of the applicable criteria and standards listed below. Those recycling facilities permitted with a "Process Three, Four or Five" Permit shall meet the applicable criteria and standards listed below, as well as the standards imposed by Section 101.0510 of the Municipal Code.

F. DEVELOPMENT CRITERIA AND STANDARDS FOR DROP-OFF FACILITIES, REVERSE VENDING MACHINES AND COLLECTION FACILITIES

1. DROP-OFF FACILITIES are permitted in all commercial and industrial zones by right, provided they comply with the following requirements:

a. Establishment of the facility shall be in compliance with all the regulations of the zone in which located.

b. Shall not have a capacity exceeding a total of one hundred ninety-two cubic feet (192 cu. ft.) at the site.

c. Shall not eliminate any required landscaping or required parking.

d. Shall be set back at least ten feet (10') from any street line or building and

shall not obstruct pedestrian or vehicular circulation.

e. Site shall be maintained in a litter free condition.

f. Shall accept recyclable or reusable items on a donation basis only.

g. Shall use containers that are constructed of sturdy materials and maintained in good condition.

h. Containers for twenty-four hour (24 hr.) donation of materials shall be at least thirty feet (30') from any property residentially zoned unless there is an enclosed area for the donations.

i. Containers shall be clearly marked to identify the type of material which may be deposited, the name and telephone number of the facility operator, and a notice stating that no material shall be left outside the containers.

2. REVERSE VENDING MACHINES within a commercial structure or in the CA, C-1, C, CN, CV, CC, CO, or any industrial zones are allowed by right and do not require additional on-site parking spaces. Reverse vending machines are allowed by right provided that they comply with the following standards:

a. through k. [No changes.]

3. SMALL COLLECTION FACILITIES are permitted in the CA, C-1, C and all industrial zones by right, and in the CN, CV, CP, and CC zones with a Zoning Administrator "Process One" Permit in accordance with Municipal Code section 111.0202, provided they comply with the following requirements:

a. [No change.]

b. Shall be no larger than five hundred square feet (500 sq. ft.), or eight hundred square feet (800 sq. ft.) in industrial zones, and if located in an open parking lot shall occupy no more than five (5) parking spaces, not including spaces to be used for removal of materials or exchange of containers.

c. Shall be set back at least ten feet (10') from any street line or building, unless operating in an enclosed building, and shall not obstruct pedestrian or vehicular circulation.

d. Shall accept only glass, metal, plastic containers, papers and reusable items.

e. through p. [No changes.]

q. A reduction in available parking spaces in an established parking facility may

then be allowed by the "Hearing Officer" as follows:

TABLE II OF SECTION 101.2002

For A Commercial Use

Number of Available Parking Spaces	Maximum Reduction
0-25	0
26-35	2
36-50	3
51-100	4
101+	5

r. [No change.]

4. LARGE COLLECTION FACILITIES. This facility is permitted in commercial and industrial zones with a Zoning Administrator "Process Two" Permit in accordance with Municipal Code section 111.0202, provided the facility meets the following standards:

a. [No change.]

b. Facility will be screened from the public right of way by either:

(1) operating in an entirely enclosed building, or

(2) Is located and operated within an area fully enclosed by a solid fence at least six feet (6') in height with sufficient landscaping; and is located at least one hundred fifty feet (150') from residential property.

c. All storage of material shall be in sturdy, nonflammable containers which are covered, secured and maintained in good condition. Baled or pelletized material may also be stored. No storage shall be visible above the height of the fencing.

d. through k. [No changes.]

l. Power driven processors, including those used for aluminum foil and can compacting, baling, plastic shredding, or other limited processing activities may be allowed if in compliance with the City-wide Noise Ordinance.

G. DEVELOPMENT CRITERIA AND STANDARDS FOR PROCESSING FACILITIES

A Small Processing Facility is permitted in the C and C-1 zones with a "Process Three" Permit; in M-IP and M-SI zones with a "Process Two" Permit; and General Industrial, M-LI, M-1A, M-1, M-2A, M-1B and M-2 zones with a "Process Two" Permit, or by right if the facility permits only commercial and industrial traffic. Large Processing Facilities are permitted in M-IP and M-SI zones with a "Process Three" Permit; and General Industrial, M-LI, M-1A, M-1, M-2A, M-1B and M-2 zones with a "Process Two" Permit, or by right if the facility permits only commercial and industrial traffic. Application for a "Process Two" or "Process Three" permit shall be filed with the Planning

Department in accordance with Municipal Code section 111.0202. Both processing facilities shall be permitted as indicated above provided the facility meets the following standards:

1. [No change.]
2. In the C, C-1, M-LI, M-IP, M-1B, M-SI and M-1A zones all processors shall be located at least three hundred feet (300') from residentially zoned or developed property, except that within City-established Recycling Market Development Zones processors may be located within three hundred feet (300') of a residentially zoned or developed property if processing occurs within a fully enclosed building.
3. Processors shall operate in a fully enclosed building except for incidental storage; or within an area enclosed on all sides by a solid fence or wall not less than six feet (6') in height and landscaped on all street frontages.
4. Power driven processing shall be permitted, provided all noise level requirements are met. Small processing facilities are limited to baling, briquetting, compacting, grinding, shredding and sorting of source separated recyclable materials and repairing of reusable materials.
5. A Small processing facility shall be no more than one (1) acre in lot area and may not

shred, compact or bale ferrous metals other than food and beverage containers.

6. All exterior storage material subject to vectors shall be in sturdy containers which are covered, secure and maintained in good condition. Baled, pelletized, bulk or pelletized material which may not be easily confined or stored in such containers may be stored behind sight-obscuring walls or appropriately screened fences. No storage will be visible above the height of the fence.

7. [No change.]

8. Space shall be provided on the site for anticipated peak customer load to circulate, park and deposit recyclable material. If facility is open to the public, a minimum of ten (10) customer parking spaces will be provided, or the anticipated peak customer load, whichever is higher.

9. [No change in text of this subsection.]

10. [No change in text of this subsection.]

11. [No change in text of this subsection.]

12. [No change in text of this subsection.]

13. [No change in text of this subsection.]

14. Air contaminants including but not limited to smoke, charred paper, paper, dust, grime, carbon, noxious acids, fumes, gases, odors, particulate matter, emissions that endanger human

health, cause damage to vegetation or property, or cause soiling, vibration or above ambient noise level, which are detectable on neighboring properties shall not be permitted.

H. DEVELOPMENT CRITERIA AND STANDARDS FOR
COMPOSTING FACILITIES

A Green Materials Composting Facility is permitted in General Industrial, M-1A, M-1B, M-1, M-2A, M-2 and all agricultural zones with a "Process Two" Permit. A Mixed Organics Composting Facility is permitted in General Industrial, M-1A, M-1B, M-1, M-2A, M-2 and all agricultural zones with a "Process Three" Permit. Application for a "Process Two" or "Process Three" permit shall be filed with the Planning Department in accordance with Municipal Code section 111.0202. Both types of composting facilities shall be permitted as indicated above provided that the facilities meet the following standards:

1. Establishment of the facility shall be in compliance with all the regulations of the zone in which located.

2. Shall comply with all other pertinent local and State regulations, including but not limited to, those of the California Integrated Waste Management Board, the Local Enforcement Agency, the Air Pollution Control District, and the Regional Water Quality Control Board.

3. Any permit issued by The City of San Diego Will be void if the facility is not able to obtain other required local and State permits, or does not comply with composting facility regulations in the California Code of Regulations and enforced by the Local Enforcement Agency.

4. Composting operations shall be at least three hundred feet (300') away from a residential or commercial zone.

5. Site shall be maintained free of litter and any other debris and will be secure from unauthorized entry and removal of materials when the operator is not present.

6. Space shall be provided on the site to allow for the anticipated peak customer load to circulate and deposit or load feedstock or finished compost.

7. Shall comply with the sign requirements of the zone in which the facility is located. In addition, the facility will be clearly marked with the name and telephone number of the facility operator and the hours of operation.

8. Shall comply with the City-wide Noise Ordinance.

9. Shall operate within an area enclosed on all sides by fencing. Fencing within fifty feet (50') of a public right of way (excluding alleys) shall be solid.

I. DEVELOPMENT CRITERIA AND STANDARDS FOR TIRE PROCESSING FACILITIES

A Tire Processing Facility is permitted in all general industrial, M-1, M-1A, M-1B, M-2 and M-2A zones with a Planning Director "Process Three" Permit in accordance with Municipal Code section 111.0202, provided that the following standards are met:

1. Establishment of the facility shall be in compliance with all the regulations of the zone in which located.

2. Shall comply with all other pertinent local and State regulations, including but not limited to, those of the Fire Department, the California Integrated Waste Management Board, the Local Enforcement Agency, the Air Pollution Control District, and the Regional Water Quality Control Board.

3. Any permit issued by The City of San Diego will be void if the facility is not able to obtain other required local and State permits, or does not comply with regulations enforced by the Local Enforcement Agency.

4. Shall be designed and constructed to provide protection to bodies of water from potential runoff of pyrolytic oil that could result from a tire fire.

5. Shall not have grades or other physical features that will interfere with fire fighting equipment or personnel.

6. Shall be maintained free of litter and any other debris and will be secure from unauthorized entry and removal of materials when the operator is not present.

7. Space shall be provided on the site to allow for the anticipated peak customer load to circulate and deposit or load feedstock or finished products.

8. Shall comply with the sign requirements of the zone in which the facility is located. In addition, the facility will be clearly marked with the name and telephone number of the facility operator and the hours of operation.

9. Shall comply with the City-wide Noise Ordinance.

10. All tire processors shall be located at least three hundred feet (300') from residentially zoned or developed property; except that within City-established Recycling Market Development zones tire processors may be located within three hundred feet (300') of a residentially zoned or developed property if processing occurs within a fully enclosed building.

11. Tire processors shall operate in a fully enclosed building except for incidental storage;

or within an area enclosed on all sides by a solid fence or wall not less than six feet (6') in height and landscaped on all street frontages.

Section 2. The provisions of this ordinance shall be applied in consultation with the Waste Management Director, or designee, when necessary to clarify technical issues.

Section 3. 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 4. In areas of the City of San Diego other than the Coastal Zone no permits for development inconsistent with the provisions of this ordinance shall be issued unless application therefore was made prior to the date of adoption of this ordinance.

Section 5. Within the Coastal Zone no permits for development inconsistent with the provisions of this ordinance shall be issued unless application therefore was made prior to

the date the California Coastal Commission unconditionally certified this ordinance as a local coastal program amendment.

APPROVED: JOHN W. WITT, City Attorney

By



Allisyn L. Thomas
Deputy City Attorney

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STRIKEOUT

OLD LANGUAGE: ~~STRUCK OUT~~
NEW LANGUAGE: ~~REDLINED~~

AN ORDINANCE AMENDING CHAPTER 10, ARTICLE 1,
DIVISION 20, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 101.2002 RELATING TO THE
RECYCLING FACILITY ORDINANCE.

**SEC. 101.2002 Recycling Facilities for Commercial and Industrial
Zones**

- A. [No change.]
- B. DEFINITIONS

Throughout this section the following definitions shall
apply:

- 1. [No change.]
- 2. A RECYCLING FACILITY is a center for the
collection and/or processing of recyclable material.
~~Facilities which utilize recyclable materials to manufacture
an end product that does not require further processing
shall be considered a manufacturing and not a recycling use.~~

Recycling facilities may include the following when
permitted in accordance with the standards established by
this Section:

- a. A COLLECTION FACILITY is a center for the
acceptance by donation, redemption, or purchase of
recyclable materials ~~predominantly~~ from the public.
Such a facility does not use power driven processing
equipment, except as indicated in this Section, and may
include the following:

(1) A DROP-OFF FACILITY is a facility consisting of bins, boxes, or other suitable receptacles for the acceptance by donation of recyclable materials from the public. The total capacity of collection receptacles shall not exceed one hundred ninety-two cubic feet (192 cu. ft.);

~~(1)~~-(2) [No change in text of this subsection.]

~~(2)~~-(3) A SMALL COLLECTION FACILITY occupies an area of not more than five hundred ~~(500)~~-square feet (500 sq. ft.), or eight hundred square feet (800 sq. ft.) in industrial zones, and may include:

(a) through (c) [No change in text of these subsections.]

(d) UNATTENDED CONTAINERS, in excess of one hundred ninety-two cubic feet (192 cu. ft.) total site capacity, placed for the donation of recyclable materials.

~~(3)~~-(4) A LARGE COLLECTION FACILITY occupies an area greater than five hundred square feet (500 sq. ft.) and may aggregate and/or sort recyclable material collected predominantly from the public on site in preparation for shipping to market.

b. A PROCESSING FACILITY is a building or enclosed space used for the collection and processing

of recyclable material collected predominantly from commercial and industrial sources, as well as commercial recycling vehicles. Processing means the preparation of materials in one or more of the following manners: baling, briquetting, compacting, flattening, grinding, crushing, mechanical sorting, shredding, and cleaning, and remanufacturing.

Processing facilities include the following:

(1) A ~~LIGHT-SMALL~~ PROCESSING FACILITY occupies a lot area under ~~forty-five thousand (45,000) square feet~~ no more than one (1) acre for collection, processing and storage areas, and has up to an average of two (2) outbound truck shipments per day. ~~Light~~ Small processing facilities are limited to baling, briquetting, crushing, compacting, grinding, shredding and sorting of source separated recyclable materials and repairing of reusable materials sufficient to qualify as a certified processing facility. A ~~light-small~~ processing facility shall not shred, compact, or bale ferrous metals other than food and beverage containers.

(2) A ~~HEAVY-LARGE~~ PROCESSING FACILITY is any processing facility other than a ~~light-small~~ processing facility.

c. A COMPOSTING FACILITY is a facility where organic materials which have been source separated from the municipal solid waste stream are converted into a

humus-like material under a process of managed biological decomposition. Organic materials may include but are not limited to green materials, leaves, tree trimmings, untreated wood, shrubbery cuttings, kelp, manure, or urea. Backyard composting and composting operations incidental to farming operations are not considered composting facilities if the compost is used on-site. Composting facilities include the following:

(1) A GREEN MATERIALS COMPOSTING FACILITY is a facility that is operated for the purpose of producing compost from green materials, leaves, tree trimmings, untreated wood, shrubbery cuttings, and other plant matter. The active composting material shall consist of, by volume, not more than twenty percent (20%) additives and amendments, as defined by Section 17853 of the California Code of Regulations ("CCR"). A Green Materials Composting Facility shall not compost septage, sewage, sewage sludge, or mixed municipal solid wastes.

(2) A MIXED ORGANICS COMPOSTING FACILITY is a facility that is operated for the purpose of producing compost from a mixture of source separated organic materials. A Mixed Organics Composting Facility shall not compost septage, sewage, sewage sludge, or mixed municipal solid wastes.

d. A TIRE PROCESSING FACILITY is a facility where whole tires are accepted for the purpose of shredding, chopping, or other size reduction techniques, as well as pyrolyzation. A manufacturer of a tire-derived recycled product is not considered a tire processing facility, but is considered a manufacturing use.

3. A RECYCLING MARKET DEVELOPMENT ZONE is an industrial area within the City of San Diego, designated by City Council resolution, created to stimulate businesses that manufacture recycled products and process recyclable materials.

C. PERMITTED LOCATIONS

No person shall place, construct, or operate any recycling facility without first obtaining a recycling permit pursuant to the provisions set forth in this Section. Recycling facilities are permitted as set forth in the following table.

TABLE I OF SECTION 101.2002

TYPE OF FACILITY	ZONES PERMITTED	PERMIT REQUIRED
Drop-Off	All Commercial	By Right
	All Industrial	By Right
Reverse Vending Machines	CA, C-1, and C, CN, CV, CC and CO	By Right Zoning Administrator Permit
	All Industrial	By Right
Small Collection	CA, C-1, and C and CP CN, CV, and CC and CO	By Right "Process One" Zoning Administrator Permit
	All Industrial	By Right
Large Collection	All Commercial	"Process Two" Zoning Administrator CUP
	All Industrial	"Process Two" Zoning Administrator CUP

Light Processing	C-1 and C	Planning Director
		CUP
	All Industrial	Planning Director
		CUP
Heavy Processing	All Industrial	Planning Director
		CUP
Small Processing	C-1 and C	"Process Three"
	M-IP and M-SI	"Process Two"
	General Industrial,	"Process Two" (*)
	M-LI, M-1A, M-1,	
	M-2A, M-1B and M-2	
Large Processing	M-IP and M-SI	"Process Three"
	General Industrial,	"Process Two" (*)
	M-LI, M-1A, M-1,	
	M-2A, M-1B and M-2	
Green Materials	General Industrial,	"Process Two"
Composting	M-1A, M-1B, M-1,	
	M-2A, M-2, and all	
	Agricultural	
Mixed Organics	General Industrial,	"Process Three"
Composting	M-1A, M-1B, M-1,	
	M-2A, M-2, and all	
	Agricultural	
Tire Processing	General Industrial,	"Process Three"
	M-1, M-1A, M-1B, M-2,	
	and M-2A	

The "(*)" for the Small and Large Processing facilities' permits indicates an allowance of the facility "By Right" if the facility permits only commercial and industrial traffic.

D. APPLICABLE REGULATIONS

Where not otherwise specified in this Section, the provisions of Municipal Code Chapter X, Articles 1, 2 and 3 shall apply.

Where there is conflict between the requirements of this Section and other regulations, the provisions of this Section shall

apply. Where there is conflict between the requirements of this

Section and the requirements for adopted redevelopment areas and

planned districts, the provisions for redevelopment areas and

planned districts shall apply.

E. ADMINISTRATION

Those recycling facilities permitted with a ~~Zoning Administrator~~ "Process One" or "Process Two" Permit shall meet all of the applicable criteria and standards listed below. Those recycling facilities permitted with a ~~Conditional Use~~ "Process Three, Four or Five" Permit shall meet the applicable criteria and standards listed below, as well as the standards imposed by Section 101.0510 of the Municipal Code.

F. DEVELOPMENT CRITERIA AND STANDARDS FOR DROP-OFF FACILITIES, REVERSE VENDING MACHINES AND COLLECTION FACILITIES

1. DROP-OFF FACILITIES are permitted in all commercial and industrial zones by right, provided they comply with the following requirements:
 - a. Establishment of the facility shall be in compliance with all the regulations of the zone in which located.
 - b. Shall not have a capacity exceeding a total of one hundred ninety-two cubic feet (192 cu. ft.) at the site.
 - c. Shall not eliminate any required landscaping or required parking.
 - d. Shall be set back at least ten feet (10') from any street line or building and shall not obstruct pedestrian or vehicular circulation.
 - e. Site shall be maintained in a litter free condition.
 - f. Shall accept recyclable or reusable items on a donation basis only.

g. Shall use containers that are constructed of sturdy materials and maintained in good condition.

h. Containers for twenty-four hour (24 hr.) donation of materials shall be at least thirty feet (30') from any property residentially zoned unless there is an enclosed area for the donations.

i. Containers shall be clearly marked to identify the type of material which may be deposited, the name and telephone number of the facility operator, and a notice stating that no material shall be left outside the containers.

~~1-2.~~ REVERSE VENDING MACHINES within a commercial structure or in the CA, C-1-~~or~~, C, CN, CV, CC, CO, or any industrial zones ~~do not require an administrative permit, or are allowed by right and do not require additional on-site parking spaces. Outdoor reverse vending machines are permitted in the CN, CV, CC and CO zones with an Administrative permit.~~ Reverse vending machines are allowed by right provided that they comply with the following standards:

a. through k. [No changes.]

~~2-1.~~ SMALL COLLECTION FACILITIES are permitted in the CA, C-1-~~and~~, C and all industrial zones by right, and in the CN, CV, CP, and CC ~~and CO~~ zones with a Zoning Administrator "Process One" Permit in accordance with Municipal Code section 111.0202, provided they comply with the following requirements:

a. [No change.]

b. Shall be no larger than five hundred ~~(500)~~ square feet ~~(500 sq. ft.)~~, or eight hundred square feet ~~(800 sq. ft.)~~ in industrial zones, and if located in an open parking lot shall occupy no more than five (5) parking spaces, not including spaces to be used for removal of materials or exchange of containers.

c. Shall be set back at least ten ~~(10)~~ feet ~~(10')~~ from any street line or building, unless operating in an enclosed building, and shall not obstruct pedestrian or vehicular circulation.

d. Shall accept only glass ~~bottles~~, metal, plastic containers, papers and reusable items.

e. through p. [No changes.]

q. A reduction in available parking spaces in an established parking facility may then be allowed by the ~~Zoning Administrator~~ "Hearing Officer" as follows:

TABLE II OF SECTION 101.2002

For A Commercial Use

Number of Available Parking Spaces	Maximum Reduction
0-25	0
26-35	2
36-50	3
51-100	4
101+	5

r. [No change.]

~~3-4.~~ **LARGE COLLECTION FACILITIES.** This facility is permitted in commercial and industrial zones with a Zoning Administrator Conditional Use "Process Two" Permit in

accordance with Municipal Code section 111.0202, provided

the facility meets the following standards:

a. [No change.]

b. Facility will be screened from the public right of way by either:

(1) operating in an entirely enclosed building, or

~~(1)~~ (2) Is located and operated within an area fully enclosed by a solid fence at least six ~~(6)~~ feet (6') in height with sufficient landscaping; or

~~(2)~~ and is located at least one hundred fifty ~~(150)~~ feet (150') from residential property.

c. All storage of material shall be in sturdy, nonflammable containers which are covered, secured and maintained in good condition. Baled, pelletized or pelletized material may also be stored. No storage shall be visible above the height of the fencing.

d. through k. [No changes.]

~~1-1.~~ Power driven processors, including those used for aluminum foil and can compacting, baling, plastic shredding, or other ~~light-limited~~ processing activities may be approved at the discretion of the Zoning Administrator if noise conditions are met allowed if in compliance with the City-wide Noise Ordinance.

G. DEVELOPMENT CRITERIA AND STANDARDS FOR PROCESSING FACILITIES

A ~~Light Small~~ Processing Facility is permitted in the C and C-1 and ~~all industrial zones.~~ Heavy zones with a "Process Three" Permit; in M-IP and M-SI zones with a "Process Two" Permit; and General Industrial, M-LI, M-1A, M-1, M-2A, M-1B and M-2 zones with a "Process Two" Permit, or by right if the facility permits only commercial and industrial traffic. Large Processing Facilities are permitted in ~~all industrial zones~~ M-IP and M-SI zones with a "Process Three" Permit; and General Industrial, M-LI, M-1A, M-1, M-2A, M-1B and M-2 zones with a "Process Two" Permit, or by right if the facility permits only commercial and industrial traffic. Application for a "Process Two" or "Process Three" permit shall be filed with the Planning Department in accordance with Municipal Code section 111.0202. Both processing facilities ~~require a Planning Director Conditional Use Permit,~~ shall be permitted as indicated above provided the facility meets the following standards:

1. [No change.]
2. In the C, C-1, M-LI, M-IP, M-1B, M-SI and M-1A zones all processors ~~will operate in a fully enclosed building except for incidental storage; or within an area enclosed on all sides by a solid fence or wall not less than six (6) feet in height and landscaped on all street frontages; or located at least one hundred fifty (150) feet from a residential zone~~ shall be located at least three hundred feet (300') from residentially zoned or developed property, except that within City-established Recycling Market Development Zones processors may be located within three hundred feet (300') of a residentially zoned or

developed property if processing occurs within a fully enclosed building.

3. Processors shall operate in a fully enclosed building except for incidental storage; or within an area enclosed on all sides by a solid fence or wall not less than six feet (6') in height and landscaped on all street frontages.

3-4. Power driven processing shall be permitted, provided all noise level requirements are met. ~~Light~~ Small processing facilities are limited to baling, briquetting, compacting, grinding, shredding and sorting of source separated recyclable materials and repairing of reusable materials.

4-5. A ~~light~~ Small processing facility shall be no more than ~~forty five thousand (45,000) square feet of one (1) acre in lot area and shall have no more than two (2) outbound truck shipments of material per day~~ and may not shred, compact or bale ferrous metals other than food and beverage containers.

5-6. All exterior storage material ~~subject to vectors~~ shall be in sturdy, ~~nonflammable~~ containers which are covered, secure and maintained in good condition. Baled, pelletized, bulk or pelletized material ~~may also be stored which may not be easily confined or stored in such containers may be stored behind sight-obscuring walls or appropriately screened fences.~~ No storage will be visible above the height of the fence.

6-7. [No change.]

~~7-8.~~ Space shall be provided on the site for anticipated peak ~~lead~~ customers load to circulate, park and deposit recyclable material. If facility is open to the public, a minimum of ten (10) customer parking spaces will be provided, or the anticipated peak customer load, whichever is higher.

~~8-9.~~ [No change in text of this subsection.]

~~9-10.~~ [No change in text of this subsection.]

~~10-11.~~ [No change in text of this subsection.]

~~11-12.~~ [No change in text of this subsection.]

~~12-13.~~ [No change in text of this subsection.]

~~13-14.~~ Air contaminants including but not limited to smoke, charred paper, paper, dust, grime, carbon, noxious acids, fumes, gases, odors, ~~or~~ particulate matter, ~~or any~~ emissions that endanger human health, cause damage to vegetation or property, or cause soiling, vibration or above ambient noise level, which are detectable on neighboring properties shall not be permitted.

H. DEVELOPMENT CRITERIA AND STANDARDS FOR COMPOSTING FACILITIES

A Green Materials Composting Facility is permitted in General Industrial, M-1A, M-1B, M-1, M-2A, M-2 and all agricultural zones with a "Process Two" Permit. A Mixed Organics Composting Facility is permitted in General Industrial, M-1A, M-1B, M-1, M-2A, M-2 and all agricultural zones with a "Process Three" Permit. Application for a "Process Two" or "Process Three" permit shall be filed with the Planning Department in accordance with Municipal Code section 111.0202. Both types of

composting facilities shall be permitted as indicated above provided that the facilities meet the following standards:

1. Establishment of the facility shall be in compliance with all the regulations of the zone in which located.
2. Shall comply with all other pertinent local and State regulations, including but not limited to, those of the California Integrated Waste Management Board, the Local Enforcement Agency, the Air Pollution Control District, and the Regional Water Quality Control Board.
3. Any permit issued by The City of San Diego Will be void if the facility is not able to obtain other required local and State permits, or does not comply with composting facility regulations in the California Code of Regulations and enforced by the Local Enforcement Agency.
4. Composting operations shall be at least three hundred feet (300') away from a residential or commercial zone.
5. Site shall be maintained free of litter and any other debris and will be secure from unauthorized entry and removal of materials when the operator is not present.
6. Space shall be provided on the site to allow for the anticipated peak customer load to circulate and deposit or load feedstock or finished compost.
7. Shall comply with the sign requirements of the zone in which the facility is located. In addition, the facility will be clearly marked with the name and telephone number of the facility operator and the hours of operation.

8. Shall comply with the City-wide Noise Ordinance.

9. Shall operate within an area enclosed on all sides by fencing. Fencing within fifty feet (50') of a public right of way (excluding alleys) shall be solid.

I. DEVELOPMENT CRITERIA AND STANDARDS FOR TIRE PROCESSING FACILITIES

A Tire Processing Facility is permitted in all general industrial, M-1, M-1A, M-1B, M-2 and M-2A zones with a Planning Director "Process Three" Permit in accordance with Municipal Code section 111.0202, provided that the following standards are met:

1. Establishment of the facility shall be in compliance with all the regulations of the zone in which located.

2. Shall comply with all other pertinent local and State regulations, including but not limited to, those of the Fire Department, the California Integrated Waste Management Board, the Local Enforcement Agency, the Air Pollution Control District, and the Regional Water Quality Control Board.

3. Any permit issued by The City of San Diego will be void if the facility is not able to obtain other required local and State permits, or does not comply with regulations enforced by the Local Enforcement Agency.

4. Shall be designed and constructed to provide protection to bodies of water from potential runoff of pyrolytic oil that could result from a tire fire.

5. Shall not have grades or other physical features that will interfere with fire fighting equipment or personnel.

6. Shall be maintained free of litter and any other debris and will be secure from unauthorized entry and removal of materials when the operator is not present.

7. Space shall be provided on the site to allow for the anticipated peak customer load to circulate and deposit or load feedstock or finished products.

8. Shall comply with the sign requirements of the zone in which the facility is located. In addition, the facility will be clearly marked with the name and telephone number of the facility operator and the hours of operation.

9. Shall comply with the City-wide Noise Ordinance.

10. All tire processors shall be located at least three hundred feet (300') from residentially zoned or developed property; except that within City-established Recycling Market Development zones tire processors may be located within three hundred feet (300') of a residentially zoned or developed property if processing occurs within a fully enclosed building.

11. Tire processors shall operate in a fully enclosed building except for incidental storage; or within an area enclosed on all sides by a solid fence or wall not less than six feet (6') in height and landscaped on all street frontages.

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07/20/93 COR.COPY [Eco.Dev. version]
Or.Dept:Plan.
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CITY CLERKS OFFICE
SAN DIEGO, CA

1583

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 <u>0-17983</u>	Adopted <u>SEP 13 1993</u>

51 BB-2

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DATE OF PROS

AUG 10 1993

RECEIVED
93 JUL 29 AM 11:42
CITY CLERK'S OFFICE
SAN DIEGO, CA

[Faint, illegible text]

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
93 OCT -1 AM 10:36
SAN DIEGO, CALIF.

43

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 X, 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 0-17983 (NEW SERIES)
AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 20, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 101.2002 RELATING TO THE RECYCLING FACILITY ORDINANCE
This ordinance amends Chapter X, Article 1, Division 20, of the San Diego Municipal Code pertaining to Recycling Facilities by adding additional definitions and specifying the permit processing.
A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 2nd Floor, City Administration Building, 202 "C" Street, San Diego, CA 92101.
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 278898

ORDINANCE NUMBER 0-17983 (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 = \$ 58.88