

ORDINANCE NUMBER O- 18174 (NEW SERIES)

ADOPTED ON MAY 01 1995

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 3,  
DIVISION 20, OF THE SAN DIEGO MUNICIPAL CODE  
BY AMENDING SECTION 103.2012 RELATING TO THE  
MARINA PLANNED DISTRICT.

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

Section 1. That Chapter X, Article 3, Division 20, of the San Diego Municipal Code be and the same is hereby amended by amending Section 103.2012, to read as follows:

**SEC. 103.2012 Property Development Regulations**

A. [No changes.]

B. REGULATIONS

The following regulations shall apply to the specific areas as indicated:

1. [No changes.]

2. Permitted Heights

a. and b. [No changes.]

c. Notwithstanding the provisions of Municipal Code section 103.2012(B)(2)(a) and (b), on the property described as Lots "C," "D," "E," "F," "G," "H," "I," "J," "K," and "L" of Block 27 of New San Diego, Map No. 000456, a maximum height of one hundred twenty feet (120') shall be permitted for the fourth phase of the project permitted by

Marina Conditional Planned District Permit No. 94-0457 (the "Project"); provided the following phases of development are completed within the time periods provided in Marina Conditional Planned District Permit No. 94-0457. If the phases of development are not completed in the time periods provided, a maximum height of one hundred twenty feet (120') shall not be allowed and the height limits shall be as identified in Figure 3 of Municipal Code Chapter X, Article 3, Division 20. The phases of development and the time periods provided are:

(1) Building permits shall be obtained for Phases One and Two of the Project within the permit time limits provided in Municipal Code section 103.2004(C)(7). Certificates of Occupancy shall be obtained by the holder of Marina Conditional Planned District Permit No. 94-0457 before building permits are issued for Phases Three and Four.

(2) Upon the issuance of building permits for Phases One and Two, Marina Conditional Planned District Permit No. 94-0457 shall be extended four (4)

years from its scheduled date of expiration to allow for additional time for the development of Phases Three and Four.

(3) Upon issuance of a building permit for Phase Three, Marina Conditional Planned District Permit No. 94-0457 shall be extended an additional four (4) years from the extension granted in Municipal Code section 103.2012(B)(2)(c)(2), for a total of eight (8) years from the original expiration date.

(4) A Certificate of Occupancy for Phase Three must be obtained prior to the issuance of a building permit for Phase Four.

(5) The one (1) year extension provided for in Municipal Code section 103.2004(C)(7) may be utilized only once for Marina Conditional Planned District Permit No. 94-0457, but it may be used at any time during and within the time limits stated Section 103.2012(B)(2)(c).

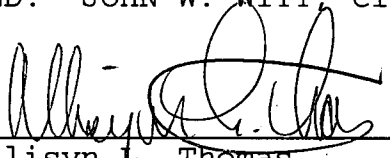
3. and 4. [No changes.]

C. [No changes.]

Section 2. 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

  
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Allisyn L. Thomas  
Deputy City Attorney

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