

ORDINANCE NUMBER O- 20104 (NEW SERIES)

DATE OF FINAL PASSAGE OCT 18 2011

AN ORDINANCE AMENDING CHAPTER 15, ARTICLE 5, DIVISION 2 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 155.0238 AND 155.0251, ALL RELATING TO THE CENTRAL URBANIZED PLANNED DISTRICT.

WHEREAS, on August 2, 2011, the City Council adopted the 7th Update to the Land Development Code in order to simplify the land development regulations; make the land development regulations more objective; make the code more adaptable; eliminate redundancies; and increase predictability in the application of the land development regulations; and

WHEREAS, one of the categories of issues contained in the 7th Update to the Land Development Code was Permit Processing, which included lowering the citywide permit process level for instructional studios, pet day care facilities, and veterinary clinics and animal hospitals; and

WHEREAS, the Central Urbanized Planned District Ordinance contains a use chart that is intended to reflect the same format as the citywide use regulations tables in Chapter 13 of the Land Development Code; NOW, THEREFORE,

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

Section 1. That Chapter 15, Article 5, Division 2 of the San Diego Municipal Code is amended by amending sections 155.0238 and 155.0251 to read as follows:

§155.0238 Use Regulations Table of CU Zones

The uses allowed in the CU zones are shown in Table 155-02C:

Legend for Table 155-02C

[No change in text.]

**Table 155-02C
Use Regulations Table for CU Zones**

Use Categories/ Subcategories [See Land Development Code Section 131.0112 for an explanation and descriptions of the Use Categories, Subcategories, and Separately Regulated Uses]	Zone Designator		Zones								
	1st & 2nd >>		CU-								
	3rd >>		1-(1)	2-		3-					
	4th >>		1	2	3	4	5	3 ^{(2),(12)}	6	7	8
Open Space through Commercial Services, Funeral & Mortuary Services [No change in text.]											
Instructional Studios			N			P			P		
Maintenance & Repair through Separately Regulated Commercial Services; Bed & Breakfast Establishments: 6+ Guest Rooms [No change in text.]											
Boarding Kennels/Pet Day Care Facilities			-			L			L		
Camping Parks through Helicopter Landing Facilities [No change in text.]											
Massage Establishments, Specialized Practice through Urgent Care Facilities [No change in text.]											
Veterinary Clinics & Animal Hospitals			-			L			L		
Zoological Parks through <i>Signs</i> [No change in text.]											

Footnotes to Table 155-02C [No change in text.]

§155.0251 Separately Regulated Uses

The following additional separately regulated use regulations apply in the Central Urbanized Planned District:

- (a) [No change in text.]
- (b) Instructional Studios. Instructional studios are establishments in which skills including dance, art, and martial arts are taught to individuals or groups. Instructional studios do not include educational facilities.

Instructional studios may be permitted with a Neighborhood Use Permit in zones indicated with an "N" in the Use Regulations Table 155-02C subject to the following regulations:

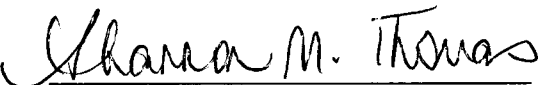
- (1) For every two students using the studio at any one time, one parking space is required.
- (2) The number of students using the studio at any one time may be limited based on the following:
 - (A) The intensity of existing surrounding uses that are allowed in the zone; and
 - (B) The amount of parking available on the *premises*
- (3) The hours of operation of the studio may be limited.

(c) through (j) [No change in text.]

Section 2. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been made available to the City Council and the public prior to the day of its passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

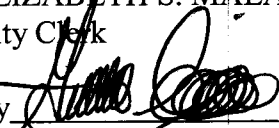
By 

Shannon M. Thomas
Deputy City Attorney

SMT:als
8/30/2011
Or.Dept:DSD
Doc. No. 226175

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of OCT 11 2011.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10.18.11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor