

ORDINANCE NUMBER O- 20347 (NEW SERIES)

DATE OF FINAL PASSAGE FEB 12 2014

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 2, DIVISION 18, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 22.1801, AMENDING CHAPTER 2, ARTICLE 2, DIVISION 24 BY AMENDING SECTION 22.2401 RELATING TO THE DEVELOPMENT SERVICES DEPARTMENT AND ADDING SECTION 22.2402 RELATING TO THE DEPARTMENT OF PLANNING, NEIGHBORHOODS, AND ECONOMIC DEVELOPMENT.

WHEREAS, on October 28, 2013, the City Council approved the Chief Operating Officer's proposed improvements to the City's governmental operations described in Report to the City Council, No. 13-076, dated October 21, 2013 (Reorganization Report); and

WHEREAS, the approved Reorganization Report calls for moving the City's planning function out of the Development Services Department and into a separate Department of Planning, Neighborhoods, and Economic Development, which requires City Council approval pursuant to San Diego Charter section 26; and

WHEREAS, the amendments to the Municipal Code clarify the duties of the Development Services Director and Planning Director as a result of the reorganization of the Development Services Department and the creation of a new Department of Planning, Neighborhoods, and Economic Development; and

WHEREAS, the Planning Director's duties include the responsibility and authority over long range planning, California Environmental Quality Act policy and environmental resource analysis, economic development, and various other planning functions such as the civic innovation lab, sustainability planning, and urban design studio; NOW, THEREFORE;

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

Section 1. That Chapter 2, Article 2, Division 18 of the San Diego Municipal Code is amended by amending section 22.1801, to read as follows:

**§22.1801 City Departments**

- (a) [No change in text.]
- (b) The following are the departments of the City of San Diego within the meaning of the Charter and ordinances of said City:

Auditor and Comptroller through Personnel [No change in text.]

Planning, Neighborhoods, and Economic Development

Police through Water Utilities [No change in text.]

- (c) [No change in text.]

Section 2. That Chapter 2, Article 2, Division 24 of the San Diego Municipal Code is amended by amending section 22.2401 and adding 22.2402, to read as follows:

**Division 24: Development Services Department and Department of Planning,  
Neighborhoods, and Economic Development**

**§22.2401 Development Services Department — Powers and Duties of the Development Services Director**

- (a) The Development Services Department is a City department. The department provides review, permit issuance, inspection, and code enforcement services for private and public development. The Director is the administrative head of the department and shall be appointed by and may be removed by the City Manager.
- (b) [No change in text.]

- (c) The Development Services Director, under the direction of the City Manager, shall be responsible for enforcing the provisions of the Land Development Code (San Diego Municipal Code chapters 10-15).

**§22.2402 Department of Planning, Neighborhoods, and Economic Development—  
Powers and Duties of the Planning Director**

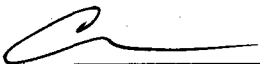
- (a) The Department of Planning, Neighborhoods, and Economic Development is a City department. The department is responsible for long-range planning of the City's communities and neighborhoods. The department's responsibilities also include economic development programs, historic resource analysis, the multiple species conservation program, and environmental policy and analysis. An environmental section responsible for all California Environmental Quality Act policy in the City shall serve as a section of the department. The Planning Director is the administrative head of the department and shall be appointed by and may be removed by the City Manager.
- (b) The Planning Director, under the direction of the City Manager and with policy direction of the City Council and policy guidance and recommendations of the Planning Commission, shall be responsible for performing those duties and functions as assigned and directed by the City Manager. Such activities, as may be assigned, shall be performed as required by federal, state and local law and regulations as may be promulgated by the City Manager.
- (c) The environmental section of the Department of Planning, Neighborhoods, and Economic Development, shall maintain that degree of independence

in the performance of its functions and duties as will assure the City Manager, the City Council, Planning Commission and the people of the City of San Diego that its review and analysis of the environmental consequences of projects under its purview, whether beneficial or detrimental, are independent and wholly objective and are not prepared for the purpose of either supporting or detracting from any project, plan or position, whether advanced by the City, any other governmental agency, a developer, a citizen or a group of citizens.

Section 3. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been available to the City Council and the public a day prior to its passage.

Section 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

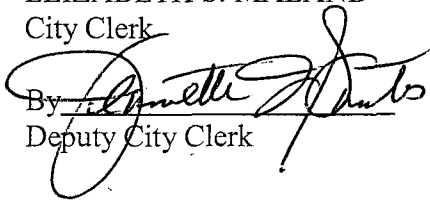
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Corrine Neuffer  
Deputy City Attorney

CLN:mm  
11/25/2013  
Or.Dept:COO  
Doc. No.: 678180\_3

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JAN 28 2014.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved pursuant to Charter section 265(i):

\_\_\_\_\_  
Date

\_\_\_\_\_  
TODD GLORIA, Council President

Item # 51  
1/28/14

(O-2014-71)

**STRIKEOUT ORDINANCE**

**OLD LANGUAGE: ~~Struck Out~~**

**NEW LANGUAGE: Double Underline**

ORDINANCE NUMBER O-\_\_\_\_\_ (NEW SERIES)

DATE OF FINAL PASSAGE \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 2, DIVISION 18, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 22.1801, AMENDING CHAPTER 2, ARTICLE 2, DIVISION 24 BY AMENDING SECTION 22.2401 RELATING TO THE DEVELOPMENT SERVICES DEPARTMENT AND ADDING SECTION 22.2402; ALL RELATING TO THE DEPARTMENT OF PLANNING, NEIGHBORHOODS, AND ECONOMIC DEVELOPMENT AND DEVELOPMENT SERVICES DEPARTMENT.

**§22.1801 City Departments**

- (a) [No change in text.]
- (b) The following are the departments of the City of San Diego within the meaning of the Charter and ordinances of said City:

Auditor and Comptroller through Personnel [No change in text.]

Planning, Neighborhoods, and Economic Development

Police through Water Utilities [No change in text.]

- (c) [No change in text.]

**Division 24: Development Services Department and Department of Planning, Neighborhoods, and Economic Development**

**§22.2401 Development Services Department — Powers and Duties of the Development Services Director—~~Environmental Section~~**

- (a) The Development Services Department is a City department. The department provides review, permit issuance, inspection, and code

enforcement services for private and public development. The Director is the administrative head of the department and shall be appointed by and may be removed by the City Manager.

- (b) [No change in text.]
- (c) The Development Services Director, under the direction of the City Manager, shall be responsible for enforcing the provisions of the Land Development Code (San Diego Municipal Code chapters 10-15) of this code.
- ~~(d) An environmental section shall serve as a section of the Development Services Department. Any reference as is contained in chapter 6, article 9 of this code to the Environmental Quality Division shall be read as if it applies to the environmental section of the Development Services Department.~~
- ~~(e) The environmental section of the Development Services Department shall maintain that degree of independence in the performance of its functions and duties as will assure the City Manager, the City Council, Planning Commission and the people of the City of San Diego that its review and analysis of the environmental consequences of projects under its purview, whether beneficial or detrimental, are independent and wholly objective and are not prepared for the purpose of either supporting or detracting from any project, plan or position, whether advanced by the City, any other governmental agency, a developer, a citizen or a group of citizens.~~

§22.2402

**Department of Planning, Neighborhoods, and Economic Development—  
Powers and Duties of the Planning Director**

- (a) The Department of Planning, Neighborhoods, and Economic Development is a City department. The department is responsible for long-range planning of the City's communities and neighborhoods. The department's responsibilities also include economic development programs, historic resource analysis, the multiple species conservation program, and environmental policy and analysis. An environmental section responsible for all California Environmental Quality Act policy in the City shall serve as a section of the department. The Planning Director is the administrative head of the department and shall be appointed by and may be removed by the City Manager.
- (b) The Planning Director, under the direction of the City Manager and with policy direction of the City Council and policy guidance and recommendations of the Planning Commission, shall be responsible for performing those duties and functions as assigned and directed by the City Manager. Such activities, as may be assigned, shall be performed as required by federal, state and local law and regulations as may be promulgated by the City Manager.
- (c) The environmental section of the Department of Planning, Neighborhoods, and Economic Development, shall maintain that degree of independence in the performance of its functions and duties as will assure the City Manager, the City Council, Planning Commission and the people of the



City of San Diego that its review and analysis of the environmental consequences of projects under its purview, whether beneficial or detrimental, are independent and wholly objective and are not prepared for the purpose of either supporting or detracting from any project, plan or position, whether advanced by the City, any other governmental agency, a developer, a citizen or a group of citizens.

CLN:mm  
11/25/2013  
Or.Dept:COO  
Doc. No.: 677599\_3

Passed by the Council of The City of San Diego on JAN 28 2014, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage FEB 12 2014.

AUTHENTICATED BY: TODD GLORIA, COUNCIL PRESIDENT  
as interim Mayor of The City of San Diego, California.

(Seal) ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.  
By *Donnette J. Fruto*, 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

JAN 14 2014, and on FEB 12 2014.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal) ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.  
By *Donnette J. Fruto*, Deputy

Office of the City Clerk, San Diego, California  
Ordinance Number O- 20347