

ORDINANCE NUMBER O- 21116 (NEW SERIES)

DATE OF FINAL PASSAGE AUG 09 2019

ITEM # 58C  
8/6/19

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING A FEE INCREASE FOR APPEAL HEARINGS FOR EXTENSIONS OF TIME AND MAP WAIVERS AND EXTENSION OF TIME FOR DEVELOPMENT PERMITS HELD BY THE CITY COUNCIL.

WHEREAS, pursuant to the Land Development Code portion of the City of San Diego's Municipal Code, various administrative appeals are heard by the City Council, such as matters relating to extensions of time for map waivers and extensions of time for development permits; and

WHEREAS, the City Council approved an appeal fee of \$100 in the year 2000, pursuant to Ordinance O-18822; and

WHEREAS, these appeal fees have not been revised in nineteen years; and

WHEREAS, a review of the costs associated with the General Fund staff time associated these appeals was determined to average \$1,000; and

WHEREAS, the City of San Diego has various policies favoring the recovery of reasonable costs of services, as set forth in Administrative Regulation 95.25 and Council Policy 100-05; NOW, THEREFORE,

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

Section 1. That:

- a. Appeal fees for appeals to the City Council for and extension of time for a map waiver and extension of time for development permits is increased from \$100 to \$1,000.

b. Recognized Community Planning Groups may continue to file appeals of decisions for extension of time for a map waiver and extension of time for development permits without payment of a fee.

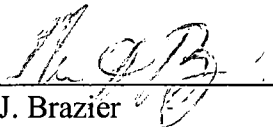
c. If an appellant withdraws his or her appeal prior to the public hearing, the City treasurer shall refund the appeal fee.

d. If multiple appellants withdraw their appeals prior to a public hearing, the City Treasurer shall refund the appeal fees to each appellant who withdraws his or her appeal.

Section 2. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the 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: MARA W. ELLIOTT, City Attorney

By   
\_\_\_\_\_  
Noah J. Brazier  
Deputy City Attorney

NJB:als  
07/01/2019  
Or.Dept: Planning Dept.  
Doc. No.: 2041725

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of AUG 06 2019.

ELIZABETH S. MALAND  
City Clerk

By Connie Patterson  
Deputy City Clerk

Approved: 8/9/19  
(date)

Kevin L. Faulconer  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on AUG 06 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<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"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 09 2019

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.  
By Connie Patterson 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

JUL 23 2019, and on AUG 09 2019.

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 Connie Patterson Deputy

Office of the City Clerk, San Diego, California

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