

The City Attorney
City of San Diego
MEMORANDUM
236-6220

DATE: August 10, 1988

TO: Morris Bendah, Property Department
FROM: City Attorney
SUBJECT: Community Identification Signs on Dedicated
Parkland

Your memorandum dated August 2, 1988, indicated that Tierrasanta Norte proposes to place two monument signs on dedicated parkland near the entrance to the Tierrasanta Norte subdivision. You asked whether such use is legally allowable.

Charter section 55 specifies that no land dedicated by ordinance to park and recreation use can be used for any other purpose without a two-thirds vote of the electorate. Since a subdivision identification sign is obviously not a park and recreation use, such a sign may not be placed on parkland.

Your memorandum also asked if a community identification sign could be placed on parkland on a short term basis, if not a long term basis. The Charter does not allow short term nonpark and recreation uses.

Finally, you asked whether a sign indicating both the name of the park and the name of the subdivision would be allowed. Once again, the City's Charter does not allow "incidental" nonpark uses of dedicated parkland. Therefore, such a dual purpose sign would not be a legal use of the park property.

JOHN W. WITT, City Attorney

By

Harold O. Valderhaug
Deputy City Attorney

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MS-88-12