

ORDINANCE NO. 10476  
(New Series)

DEC 31 1970

AN ORDINANCE AMENDING CHAPTER III,  
ARTICLE 3 OF THE SAN DIEGO MUNICIPAL  
CODE BY AMENDING SECTIONS 33.0701.1,  
33.0701.2, 33.0701.4, 33.0702.1 and  
33.0702.3, ALL RELATING TO THE  
OPERATION OF SOUND TRUCKS.

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

Section 1. That Chapter III, Article 3 of the  
San Diego Municipal Code be and it is hereby amended  
by amending Sections 33.0701.1, 33.0701.2, 33.0701.4,  
33.0702.1 and 33.0702.3 to read as follows:

SEC. 33.0701.1 NONCOMMERCIAL USE OF SOUND TRUCKS--  
REGISTRATION REQUIRED

No person shall use or cause to be used a  
sound truck with its sound amplifying equipment in  
operation for noncommercial purposes in the City of  
San Diego before filing a registration statement with  
the Superintendent of the Communications Division of  
the Public Works Department. This registration  
statement shall be filed in duplicate and shall state  
the following:

- (1) Name and home address of the applicant;
- (2) Address of place of business of applicant;
- (3) License number and motor number of the sound  
truck to be used by applicant;
- (4) Name and address of person who owns the sound  
truck;
- (5) Name and address of person having direct charge  
of sound truck;

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**APR 28 1978**

(6) Names and addresses of all persons who will use or operate the sound truck;

(7) The purpose for which the sound truck will be used;

(8) A general statement as to the section or sections of the City in which the sound truck will be used;

(9) The proposed hours of operation of the sound truck;

(10) The number of days of proposed operation of the sound truck;

(11) A general description of the sound amplifier and of each accessory unit to be used with it.

SEC. 33.0701.2 ENDORSEMENT OF REGISTRATION STATEMENT

All persons using or causing to be used sound trucks for noncommercial purposes shall submit their sound trucks together with the sound amplifying and sound reproducing equipment which they intend to use to an inspection to be given by or under the direction of the Superintendent of the Communications Division of the Public Works Department of The City of San Diego. The Superintendent shall test said equipment in the course of his inspection and shall endorse the original registration statement of the person applying for a permit, together with the copies of said statement, if said equipment may be calibrated and/or controlled so as to comply with the regulations provided

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in this Division. Said endorsement shall designate the calibration or points at which the controls of the sound amplifying and reproducing equipment may be set in order to maintain the maximum sound level permissible under the regulatory provisions of this Division.

SEC. 33.0701.4 REGISTRATION AND IDENTIFICATION

The Superintendent of the Communications Division of the Public Works Department shall return to each applicant under Section 33.0701.1, one copy of said registration statement duly certified by the Superintendent of the Communications Division of the Public Works Department, as a correct copy of said application. Said certified copy of the application as endorsed by the Superintendent of the Communications Division of the Public Works Department of The City of San Diego, shall be in the possession of any person operating the sound truck at all times while the sound truck's sound amplifying equipment is in operation and said copy shall be promptly displayed and shown to any policeman of The City of San Diego, upon request.

SEC. 33.0702.1 COMMERCIAL USE SOUND TRUCK REGULATED--  
LICENSE REQUIRED

It shall be unlawful for any person to operate or cause to be operated any sound truck in The City of San Diego for commercial advertising purposes with sound amplifying equipment in operation unless an

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application has been made to the Superintendent of the Communications Division of the Public Works Department and said application has been approved and endorsed by said Superintendent after either he or his assistant has inspected and tested said sound truck together with its sound amplifying and sound reproducing equipment and said sound truck together with its amplifying and reproducing equipment has been found possible to operate so as to conform to the regulatory provisions provided in Section 33.0701.5 and a license has been obtained from the City Treasurer after said approval by the Superintendent of the Communications Division of the Public Works Department.

SEC. 33.0702.3 ISSUANCE OF LICENSE

The City Treasurer shall issue a license under Section 33.0702.1 upon payment of the required license fee, unless the application required in Section 33.0702.2 hereof has been denied by the Superintendent of the Communications Division of the Public Works Department as indicated by writing or stamping with his signature, "DENIED," on a copy of the license application returned to the City Treasurer.

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 Peter D. Bulens  
Peter D. Bulens, Deputy

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Passed and adopted by the Council of The City of San Diego on DEC 31 1970,  
by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Schaefer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mayor Frank Curran	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

FRANK CURRAN  
Mayor of The City of San Diego, California.

JOHN LOCKWOOD  
City Clerk of The City of San Diego, California.

(Seal)

By Elfa P. Hamel, 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

DEC 17 1970, and on DEC 31 1970.

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

JOHN LOCKWOOD  
City Clerk of The City of San Diego, California.

(Seal)

By Elfa P. Hamel, Deputy.

RECEIVED  
CITY CLERK'S OFFICE  
1970 DEC 11 PM 12:28  
SAN DIEGO, CALIF

FORM CC-1255-A (1-70)

Office of the City Clerk, San Diego, California

Ordinance Number 10476 Adopted DEC 31 1970

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APR 28 1978

SEC. 33.0701.1 NONCOMMERCIAL USE OF SOUND TRUCKS--  
REGISTRATION REQUIRED

No person shall use or cause to be used a sound truck with its sound amplifying equipment in operation for noncommercial purposes in The City of San Diego before filing a registration statement with the Chief of Police-in-writing Superintendent of the Communications Division of the Public Works Department. This registration statement shall be filed in duplicate and shall state the following:

- (1) Name and home address of the applicant;
- (2) Address of place of business of applicant;
- (3) License number and motor number of the sound truck to be used by applicant;
- (4) Name and address of person who owns the sound truck;
- (5) Name and address of person having direct charge of sound truck;
- (6) Names and addresses of all persons who will use or operate the sound truck;
- (7) The purpose for which the sound truck will be used;
- (8) A general statement as to the section or sections of the City in which the sound truck will be used;
- (9) The proposed hours of operation of the sound truck;
- (10) The number of days of proposed operation of the sound truck;
- (11) A general description of the sound amplifying equipment-which-is-to-be-used amplifier and of each accessory unit to be used with it.

SEC. 33.0701.2 ENDORSEMENT OF REGISTRATION STATEMENT

All persons using or causing to be used sound trucks for noncommercial purposes shall submit their sound trucks together with the sound amplifying and sound reproducing equipment which they intend to use to an inspection to be given by or under the direction of the Superintendent of the ~~Electrical~~ Communications Division of the Public Works Department of The City of San Diego. The Superintendent shall test said equipment in the course of his inspection and shall endorse the original registration statement of the person applying for a permit, together with the copies of said statement, if said equipment may be calibrated and/or controlled so as to comply with the regulations provided in this Division. Said endorsement shall designate the calibration or points at which the controls of the sound amplifying and reproducing equipment may be set in order to maintain the maximum sound level permissible under the regulatory provisions of this Division.

SEC. 33.0701.4 REGISTRATION AND IDENTIFICATION

~~The Chief-of-Police-of-The-City-of-San-Diego~~  
Superintendent of the Communications Division of the Public Works Department shall return to each applicant under Section 33.0701.1, one copy of said registration statement duly certified by the ~~Chief-of-Police-of-said-City~~  
Superintendent of the Communications Division of the Public Works Department, as a correct copy of said application. Said certified copy of the application as endorsed by the

Superintendent of the ~~Electrical~~ Communications Division of the Public Works Department of The City of San Diego, shall be in the possession of any person operating the sound truck at all times while the sound truck's sound amplifying equipment is in operation and said copy shall be promptly displayed and shown to any policeman of The City of San Diego, upon request.

SEC. 33.0702.1 COMMERCIAL USE SOUND TRUCK REGULATED--  
LICENSE REQUIRED

It shall be unlawful for any person to operate or cause to be operated any sound truck in The City of San Diego for commercial advertising purposes with sound amplifying equipment in operation unless an application has been made to the ~~Chief-of-Police-pursuant-to-Chapter-III,~~ Division-3 Superintendent of the Communications Division of the Public Works Department and said application has been approved by ~~the-Chief-of-Police~~ and endorsed by the said Superintendent of the Electrical Division of the Department of Public Works after said Superintendent either he or his assistant has inspected and tested said sound truck together with its sound amplifying and sound reproducing equipment and said sound truck together with its amplifying and reproducing equipment has been found possible to operate so as to conform to the regulatory provisions provided in Section 33.0701.5 and a license has been obtained from the City Treasurer after said approval by the ~~Chief of-Police-and-by-the-Superintendent-of-the-Electrical Division-of-the-Department-of-Public-Works~~ Superintendent of the Communications Division of the Public Works Department.



SEC. 33.0702.3 ISSUANCE OF LICENSE

The City Treasurer shall issue a license under Section 33.0702.1 upon payment of the required license fee, unless the application required in Section 33.0702.2 hereof has been denied by the Chief-of-Police Superintendent of the Communications Division of the Public Works Department as indicated by writing or stamping with his signature, "DENIED," on a copy of the license application returned to the City Treasurer.

ATTORNEY (S)

CITY OF SAN DIEGO  
202 C Street  
Community Concourse  
San Diego, California

**CERTIFICATE OF PUBLICATION**

No.

IN THE MATTER OF

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 3  
OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING  
SECTIONS 33,0702,1 AND 33,0701,2 33,0701,4  
33,0702,1 AND 33,0702,3 ALL RELATING TO THE  
OPERATION OF SOUND TRUCKS

RECEIVED  
CITY CLERK'S OFFICE  
1971 JAN 12 PM 3:23  
SAN DIEGO, CALIF.

I, Patricia M. Applestill hereby certify  
that The Daily Transcript is a daily newspaper of general  
circulation within the provisions of the Government Code of  
the State of California, printed and published in the City of  
San Diego, County of San Diego, State of California; that  
I am the principal clerk of said newspaper; that the

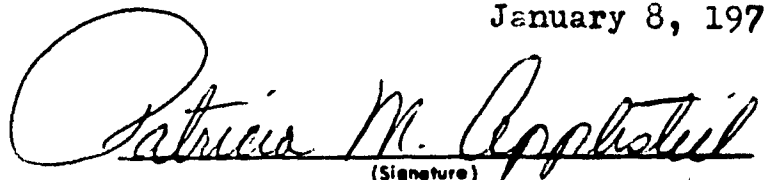
ORDINANCE NO. 10476 (NEW SERIES)

to a true and correct copy of which this certificate is annexed  
was published in said newspaper on

January 8, 1971

I certify under penalty of perjury that the foregoing is  
true and correct, at San Diego, California, on

January 8, 1971

  
(Signature)

10476

15" - 63.22

**ORDINANCE NO. 10476**  
(NEW SERIES)

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 3 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 33.0701.1, 33.0701.2, 33.0701.4, 33.0702.1 and 33.0702.3, ALL RELATING TO THE OPERATION OF SOUND TRUCKS.

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- (4) Name and address of person who owns the sound truck;
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- (6) Names and addresses of all persons who will use or operate the sound truck;
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- (8) A general statement as to the section or sections of the City in which the sound truck will be used;
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- (10) The number of days of proposed operation of the sound truck;
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**SEC. 33.0702.3 ISSUANCE OF LICENSE**

The City Treasurer shall issue a license under Section 33.0702.1 upon payment of the required license fee, unless the application required in Section 33.0702.2 hereof has been denied by the Superintendent of the Communications Division of the Public Works Department as indicated by writing or stamping with his signature, "DENIED," on a copy of the license application returned to the City Treasurer.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Introduced on December 17, 1970.

Passed and adopted by the Council of The City of San Diego on December 31, 1970.

**AUTHENTICATED BY:**

FRANK CURRAN,  
Mayor of The City of  
San Diego, California.  
JOHN LOCKWOOD,  
City Clerk of The City of  
San Diego, California.  
By ELFA F. HAMEL,  
Deputy.

(SEAL)  
Published Jan. 8, 1971

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