

ORDINANCE NO. 12166  
(New Series)

OCT 5 1977

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 3,  
OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING  
SECTION 63.20.5 RELATING TO BEACH AREAS -  
WASTE, REFUSE, ETC.

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

Section 1. That Chapter VI, Article 3, of the San Diego  
Municipal Code be and it is hereby amended by amending Section  
63.20.5 to read as follows:

SEC. 63.20.5 SAME - WASTE, REFUSE, ETC. - FIRES

(a) It shall be unlawful for any person to leave,  
discard, deposit or throw away any glass container, tin  
can, waste food, papers or any other refuse or rubbish  
upon any beach area in the City of San Diego. All waste  
materials shall be deposited in trash cans or receptacles  
provided for that purpose.

(b) It shall be unlawful for any person to move,  
molest, turn over, remove, deface or knock down any trash  
can or receptacle placed in any beach area by the City.

(c) It shall be unlawful for any person to build a  
fire on any public beach, except in a City-provided fire  
circle, or except as otherwise provided herein. It shall  
be permissible to build a fire in a portable barbecue or  
other similar device; provided, however, that any such  
barbecue or device shall not burn grass or landscaping,  
and provided further that the coals from said barbecue or

device shall be removed from the beach or deposited in an official fire circle. Said fire circle shall be used only to build beach fires for cooking or warmth, and it shall be unlawful to use the same as an incinerator to burn rubbish and waste materials.

(d) It shall be unlawful for any person to abandon any fire upon any beach area without first having extinguished said fire. The ashes thereof, however, shall not be covered. All unburned wood, refuse or rubbish shall be removed or placed in trash cans or receptacles provided therefor, so that the beach is left in a clean, sanitary and presentable condition.

(e) It shall be unlawful for any person to have, possess or use any cup, tumbler, jar or container made of glass and used for carrying or containing any liquid for drinking purposes upon any beach or adjacent sidewalk area in the City of San Diego.

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 \_\_\_\_\_

*David W. Ryan*  
David W. Ryan, Deputy

**MICROFILMED**

OCT 4 1978

12166 01586

Passed and adopted by the Council of The City of San Diego on OCT 5 1977  
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joel M. Strobl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

**PETE WILSON**  
 Mayor of The City of San Diego, California.

**CHARLES G. ABDELNOUR**  
 City Clerk of The City of San Diego, California.

(Seal)

By Allyson Newitt, 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

**SEP 14 1977**

**OCT 5 1977**

~~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.

**CHARLES G. ABDELNOUR**  
 City Clerk of The City of San Diego, California.

(Seal)

By Allyson Newitt, Deputy.

RECEIVED *fw*  
 1977 SEP 13 PM 2:29  
 SAN DIEGO, CALIF.

**MICROFILMED**

**OCT 4 1978**

Office of the City Clerk, San Diego, California

Ordinance Number **12166** Adopted **OCT 5 1977**

**01587**

ATTORNEY(S)

San Diego, City of  
12th Floor, City Admin. Bldg.  
202 C St.  
San Diego, Ca 92101  
Attn: Allyn D. Nevitt

CERTIFICATE OF PUBLICATION

No. 12166

IN THE MATTER OF

BEACH AREAS - WASTE, REFUSE, ETC.

**ORDINANCE NO. 12166**

(New Section)

**AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 3, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 63.20.5 RELATING TO BEACH AREAS - WASTE, REFUSE, ETC.**

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

Section 1. That Chapter VI, Article 3, of the San Diego Municipal Code be and it is hereby amended by amending Section 63.20.5 to read as follows:

**SEC. 63.20.5 SAME - WASTE, REFUSE, ETC. - FIRES**

(a) It shall be unlawful for any person to leave, discard, deposit or throw away any glass container, tin can, waste food, papers or any other refuse or rubbish upon any beach area in the City of San Diego. All waste materials shall be deposited in trash cans or receptacles provided for that purpose.

(b) It shall be unlawful for any person to move, molest, turn over, remove, deface or knock down any trash can or receptacle placed in any beach area by the City.

(c) It shall be unlawful for any person to build a fire on any public beach, except in a City provided fire circle, or except as otherwise provided herein. It shall be permissible to build a fire in a portable barbecue or other similar device; provided, however, that any such barbecue or device shall not burn grass or landscaping, and provided further that the coals from said barbecue or device shall be removed from the beach or deposited in an official fire circle. Said fire circle shall be used only to build beach fires for cooking or warmth, and it shall be unlawful to use the same as an incinerator to burn rubbish and waste materials.

(d) It shall be unlawful for any person to abandon any fire upon any beach area without first having extinguished said fire. The ashes thereof, however, shall not be covered. All unburned wood, refuse or rubbish shall be removed or placed in trash cans or receptacles provided therefor, so that the beach is left in a clean, sanitary and presentable condition.

(e) It shall be unlawful for any person to have, possess or use any cup, tumbler, jar or container made of glass and used for carrying or containing any liquid for drinking purposes upon any beach or adjacent sidewalk area in the City of San Diego.

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

Introduced on September 14, 1977.

Passed and adopted by the Council of The City of San Diego on October 5, 1977.

**AUTHENTICATED BY:**

**PETE WILSON,**

Mayor of The City of San Diego, California.

**CHARLES G. ABDELNOUR,**

City Clerk of The City of San Diego, California.

By **ALLYN D. NEVITT,** Deputy

SEAL  
Pub. Oct. 19, 1977.

12166

I, **PATRICIA M. DUTRA**, hereby certify that the San Diego 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; and the

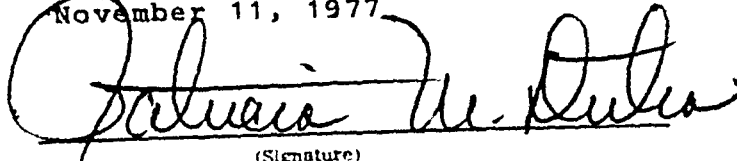
ORDINANCE NO. 12166

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

October 19, 1977

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

November 11, 1977

  
(Signature)

**MICROFILMED**

OCT 4 1978

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