

ORDINANCE NO. 12688
(New Series)

JUL 2 1979

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 1, DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 31.0391; AND AMENDING CHAPTER III, ARTICLE 3, DIVISION 32, OF THE SAN DIEGO MUNICIPAL CODE BY REPEALING SECTIONS 33.3201, 33.3202, 33.3203 and 33.3206 RELATING TO SWAP MEETS/SWAP LOTS.

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

Section 1. That Chapter III, Article 1, Division 3, of the San Diego Municipal Code be and the same is hereby amended by amending Section 31.0391 to read as follows:

SEC. 31.0391 LICENSE FEE--SWAP MEET/SWAP LOT

Every person except as provided below who operates a swap meet or swap lot as defined in Section 33.3200 of this Code shall pay daily a license fee of twenty-five dollars (\$25) and a daily license fee of fifty cents (\$.50) for each seller in excess of one hundred sellers in attendance.

Every person who operates a swap meet or swap lot primarily for the purpose of permitting members of the public at large to offer for sale or sell used motor vehicles, trailers, or boats which are registered with the California Department of Motor Vehicles shall pay a license fee of two hundred fifty dollars (\$250) per year.

Section 2. That Chapter III, Article 3, Division 32, of the San Diego Municipal Code be and the same is hereby amended by repealing Sections 33.3201, 33.3202, 33.3203, and 33.3206 as follows:

SEC. 33.3201 REPORTS REQUIRED BY SELLER

SEC. 33.3202 REPORTS REQUIRED BY OWNER OR OPERATOR

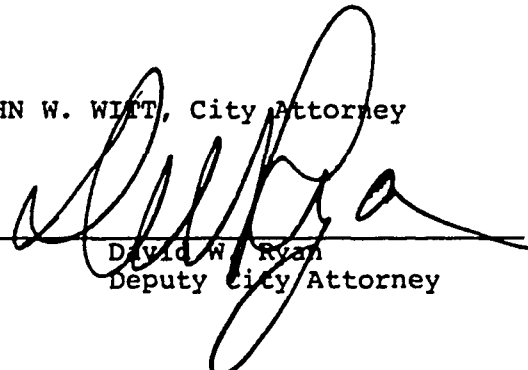
SEC. 33.3203 REPORT OF SALE

SEC. 33.3206 HOURS OF OPERATION.

Section 3. 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
Deputy City Attorney

DWR:rc:503.3

5/30/79

Or. Dept.: PS&S Committee

NEW LANGUAGE--Underlined
OLD LANGUAGE--Crossed out

O. 79-293

SEC. 31.0391 LICENSE FEE--SWAP MEET/SWAP LOT

Every person except as provided below who operates a swap meet or swap lot as defined in Section 33.3200 of this Code shall pay daily a license fee of ~~one-hundred-dollars-(\$100)~~ twenty-five dollars (\$25) and a daily license fee of ~~one-dollar-(\$1)~~ fifty cents (\$.50) for each seller in excess of one hundred sellers in attendance.

Every person who operates a swap meet or swap lot primarily for the purpose of permitting members of the public at large to offer for sale or sell used motor vehicles, trailers, or boats which are registered with the California Department of Motor Vehicles shall pay a license fee of two hundred fifty dollars (\$250) per year.

REPEALED:

~~SEC. 33.3201--REPORTS-REQUIRED-BY-SELLER~~

~~SEC. 33.3202--REPORTS-REQUIRED-BY-OWNER-OR-OPERATOR~~

~~SEC. 33.3203--REPORT-OF-SALE~~

~~SEC. 33.3206--HOURS-OF-OPERATION.~~

12688

JUL 2 1979

Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<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"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Ellen Board, 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

JUN 18 1979

JUL 2 1979

~~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 Ellen Board, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 12688

Adopted JUL 2 1979

~~ATTORNEY~~

City of San Diego
12th floor, City Admin. Bldg.
202 C St.
San Diego, CA 92101

Attn: Ellen Bovard

RECEIVED
CITY CLERK'S OFFICE

1979 JUL 20 PM 4: 04

SAN DIEGO, CALIF.

CERTIFICATE OF PUBLICATION

No. _____

IN THE MATTER OF

SWAP MEETS/SWAP LOTS.

I Paula J. Santonocito, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

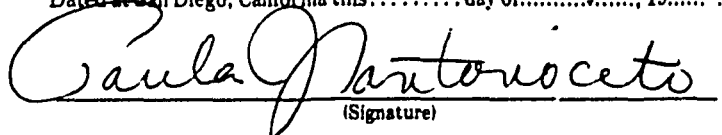
CITY ATTORNEY DIGEST
ORDINANCE NO. 12688
(New Series)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to-wit:

July 16, 1979

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 18th day of July, 1979.


(Signature)

611-3642

**CITY ATTORNEY
DIGEST
ORDINANCE NO. 12688
(New Series)**
AN ORDINANCE AMENDING CHAPTER II, ARTICLE 1, DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 31.0061; AND AMENDING CHAPTER III, ARTICLE 3, DIVISION 32, OF THE SAN DIEGO MUNICIPAL CODE BY REPEALING SECTIONS 33.2261, 33.2262, 33.2263 and 33.2268 RELATING TO SWAP MEETS/SWAP LOTS.
This ordinance amends provisions of the Municipal Code relating to the regulation of swap meets by deleting all reports required by operators or vendors in light of new state legislation that prompts the field with respect to reporting requirements. This ordinance removes existing restrictions on the dates and times when swap meets can be operated so they can be held at any time. Finally, the ordinance reduces the licensing fee from \$100 per day plus \$1.00 per seller in excess of 100 to \$25 per day plus \$.50 per seller in excess of
A complete copy of the ordinance is available for inspection in the office of the City Clerk of The City of San Diego, 12th Floor, City Administration Building, 202 "C" Street, San Diego, CA 92101.
Introduced on June 15, 1979
Passed and adopted by the Council of The City of San Diego on July 2, 1979
AUTHENTICATED BY: PETE WILSON,
Mayor of The City of San Diego, California.
CHARLES G. ABELNOUR,
City Clerk of The City of San Diego, California.
(SEAL)
By ELLEN BOVARD, Deputy
Published July 16, 1979