

ORDINANCE NUMBER O- 15740 (New Series)

Adopted on APR 26 1982

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 6, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 66.0103 AND DESIGNATING ALL EXISTING SECTIONS OF ARTICLE 6 TO BE A PART OF DIVISION 1 ENTITLED "REFUSE," AND BY ADDING TO CHAPTER VI, ARTICLE 6, A NEW DIVISION 2 ENTITLED "SPILLED, DEPOSITED OR ABANDONED MATTER," CONTAINING SECTION 66.0201, ALL RELATING TO RECOVERY OF THE COST FOR CLEANING UP IMPROPERLY DEPOSITED REFUSE OR OTHER MATERIAL.

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

Section 1. All existing sections of Article 6 of Chapter VI of the San Diego Municipal Code shall be designated as being contained in Division 1 thereof to be entitled "REFUSE."

Section 2. Chapter VI, Article 6, Division 1, of the San Diego Municipal Code be and it is hereby amended by amending Section 66.0103 to read as follows:

SEC. 66.0103 DISPOSAL OF REFUSE; LIABILITY FOR EXPENSE OF CLEANUP

(a) It shall be unlawful for any person to place or deposit or hire any other person to place or deposit any refuse upon the right of way of any highway or upon any camping place or public grounds or upon any public or private property except where such property has been approved by the Manager as a disposal site.

(b) Any person who deposits or places any such refuse upon the right of way of any highway, camping place, public grounds, or any public or private property not approved by the Manager as a disposal site shall, in addition to any

other penalty, be liable for the payment of the cost of any and all expense necessary to clean or clear the property of the refuse and restore it to its natural or former condition.

Section 3. Chapter VI, Article 6, of the San Diego Municipal Code be and it is hereby amended by adding a new Division 2 entitled "SPILLED, DEPOSITED OR ABANDONED MATTER," containing Section 66.0201 to read as follows:

SEC. 66.0201 LIABILITY FOR CLEANUP OF SPILLED, DEPOSITED OR ABANDONED MATTER

Any person who spills, deposits or abandons any matter whether intentionally or unintentionally on any highway or public or private property so as to impede or impair the normal use thereof or so as to create a condition which requires the property to be cleaned or cleared shall, in addition to any other penalty, be liable for the payment of the cost of any and all expense necessary to clean or clear the property of such matter and restore the property to its natural or former condition.

Section 4. 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



Robert S. Teaze
Assistant City Attorney

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3/9/82
Or.Dept:PS&S
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SEC. 66.0103 DISPOSAL OF REFUSE; LIABILITY FOR EXPENSE OF CLEANUP

(a) It shall be unlawful for any person to place or deposit or hire any other person to place or deposit any refuse upon the right of way of any highway or upon any camping place or public grounds or upon any public or private property except where such property has been approved by the Manager as a disposal site.

(b) Any person who deposits or places any such refuse upon the right of way of any highway, camping place, public grounds, or any public or private property not approved by the Manager as a disposal site shall, in addition to any other penalty, be liable for the payment of the cost of any and all expense necessary to clean or clear the property of the refuse and restore it to its natural or former condition.

DIVISION 2

SPILLED, DEPOSITED OR ABANDONED MATTER

SEC. 66.0201 LIABILITY FOR CLEANUP OF SPILLED, DEPOSITED OR ABANDONED MATTER

Any person who spills, deposits or abandons any matter whether intentionally or unintentionally on any highway or public or private property so as to impede or impair the normal use thereof or so as to create a condition which requires the property to be cleaned or cleared shall, in addition to any other penalty, be liable for the payment of the cost of any and all expense necessary to clean or clear the property of such matter and restore the property to its natural or former condition.

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APR 26 1982

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<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"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<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 *Margaret L. Fontecave* 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

APR 13 1982

APR 26 1982

, and on _____

~~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 *Margaret L. Fontecave* Deputy.

Office of the City Clerk, San Diego, California

Ordinance
Number

0-15740

Adopted

APR 26 1982

CERTIFICATE OF PUBLICATION

SAN DIEGO, CITY OF
202 C St., 12th Floor
San Diego, CA 92101

ATTN: PONTECORVO

IN THE MATTER OF

NO.

ORDINANCE NO. O-15740

I, D.M. Showley, 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

ORDINANCE NO. O-15740
(New Series)

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 8, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 06.0103 AND DESIGNATING ALL EXISTING SECTIONS OF ARTICLE 8 TO BE A PART OF DIVISION 1 ENTITLED "REFUSE," AND BY ADDING TO CHAPTER VI, ARTICLE 8, A NEW DIVISION 2 ENTITLED "SPILLED DEPOSITED OR ABANDONED MATTER," CONTAINING SECTION 06.0201, ALL RELATING TO RECOVERY OF THE COST FOR CLEANING UP IMPROPERLY DEPOSITED REFUSE OR OTHER MATERIAL.

This ordinance assesses the cost of cleaning up refuse or other matter spilled on a highway or public or private property on the person who does it.

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 April 15, 1982.

Passed and adopted by the Council of The City of San Diego on April 28, 1982.

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 MAYDELL L. PONTECORVO, Deputy,
Publish May 10, 1982

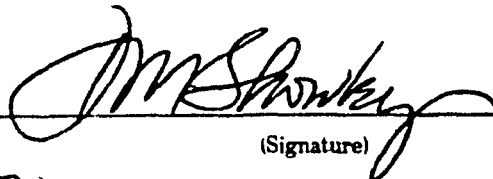
ORDINANCE NO. O-15740
(New Series)

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:

May 10, 1982

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

Dated at San Diego, California this 10th day of May, 19 82


(Signature)

2 1/2" x 2 x 8.06 = 40.30

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