

ORDINANCE NUMBER O- 15833 (New Series)

Adopted on OCT 11 1982

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 3 OF  
THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION  
63.20.6 RELATING TO CERTAIN LIFEGUARDS DESIGNATED  
HARBOR POLICE

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 63.20.6 to read as follows:

SEC. 63.20.6 SAME--CERTAIN LIFEGUARDS DESIGNATED  
HARBOR POLICE

A. Purpose and Intent. It is the purpose and intent of the City Council in enacting this section that certain City lifeguards who are designated by the City as Mission Bay Patrol Members and who are regularly employed and paid for duties performed in Mission Bay which are by their nature duties commonly performed by Harbor Police be designated as Harbor Police for the purposes of Section 830.31 of the Penal Code of the State of California. Said section specifies that Harbor Police regularly employed and paid as such by a City are peace officers while engaged in the performance of their duties.

B. Those certain regularly employed lifeguards who are assigned to Mission Bay and who are designated within the Coastal Division as Mission Bay Patrol Members and who enforce provisions contained in the document entitled

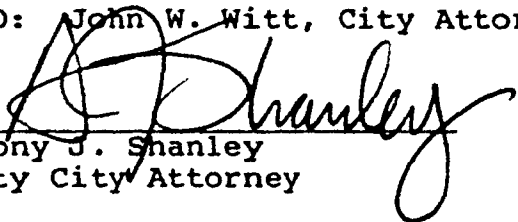
California Boating Law (a copy of which is on file in the office of the City Clerk as Document No. 740210) as said Boating Law may from time to time be amended, be, and they are hereby designated as Harbor Police; they are declared to be regularly employed and paid as such; and are hereby authorized and empowered to act as Harbor Police within the limits of Mission Bay.

C. That said Harbor Police are peace officers for the purpose of, and as set forth in Section 830.31 of the Penal Code of the State of California; provided, however, said Harbor Police are not peace officers for the purposes of Sections 171c, 171d, or 12027 of said Penal Code, which Sections deal with the possession of firearms.

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

  
Anthony J. Shanley  
Deputy City Attorney

AJS:vl:267.1  
08/03/82  
Or. Dept: Pk. & Rec.  
Form=r.none

New Language: Underlined  
Old Language: Lined Out

(0-83-44)

SEC. 63.20.6 SAME--CERTAIN LIFE GUARDS DESIGNATED  
HARBOR POLICEMEN

A. Purpose and Intent. It is the purpose and intent of the City Council in enacting this section that certain City lifeguards who are designated by the City as Mission Bay Patrol Members and who are regularly employed and paid for duties performed in Mission Bay which are by their nature duties commonly performed by Harbor Policemen be designated as Harbor Policemen for the purposes of Section ~~830.4~~ 830.31 of the Penal Code of the State of California. Said section specifies that Harbor Policemen regularly employed and paid as such by a City are peace officers while engaged in the performance of their duties.

B. Those certain regularly employed lifeguards who are assigned to Mission Bay and who are designated within the ~~Aquatics~~ Coastal Division as Mission Bay Patrol Members and who enforce provisions contained in the document entitled California Boating Law (a copy of which is on file in the office of the City Clerk as Document No. 740210) as said Boating Law may from time to time be amended, be, and they are hereby designated as Harbor Policemen; they are declared to be regularly employed and paid as such; and are hereby authorized and empowered to act as Harbor Policemen within the limits of Mission Bay.

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C. That said Harbor Policemen are peace officers for the purpose of, and as set forth in Section ~~830.4~~ 830.31 of the Penal Code of the State of California; provided, however, said Harbor Policemen are not peace officers for the purposes of Sections 171c, 171d, or 12027 of said Penal Code, which Sections deal with the possession of firearms.

OCT 11 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Barbara Berridge*, 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 27 1982

OCT 11 1982

~~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 *Barbara Berridge*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15833

Adopted OCT 11 1982

CERTIFICATE OF PUBLICATION

SAN DIEGO, CITY OF  
12th floor, 202 C St.  
San Diego, CA 92101  
  
ATTN: BERRIDGE

RECEIVED  
CITY CLERK'S OFFICE  
1982 OCT 27 AM 10:23  
SAN DIEGO, CALIF.

IN THE MATTER OF

NO.

ORDINANCE NO. O-15834

**ORDINANCE NO. O-15834**  
**(New Series)**  
AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,  
DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE BY  
ADDING SECTION 101.0880, RELATING TO SIDEWALK  
CAFES.  
This ordinance creates a sidewalk cafe permit process which  
provides for the creation of eating and drinking establishments in  
the sidewalk area of the public right-of-way. Sidewalk cafes, as  
proposed by this ordinance are permitted only in conjunction with  
an eating or drinking establishment.  
Introduced SEPTEMBER 14, 1982  
Re-Introduced on SEPTEMBER 27, 1982  
Passed and adopted by the Council of The City of San Diego  
on OCTOBER 11, 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 BARBARA BERRIDGE, Deputy.  
Published October 25, 1982

I, Charlene Casselman, 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-15834  
(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:

October 25, 1982

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

Dated at San Diego, California this 25th day of Oct, 1982.

*Ch Casselman*

(Signature)

01205

2" x 2 x 8-87=

35.48