

(O-84-001)

ORDINANCE NUMBER O- 16022 (New Series)

Adopted on AUG 15 1983

AN ORDINANCE AMENDING CHAPTER VIII, ARTICLE 6, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 86.23 RELATING TO PARKING VEHICLES FOR SALE OR SERVICE PROHIBITED.

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

Section 1. That Chapter VIII, Article 6, of the San Diego Municipal Code be and is hereby amended by adding Section 86.23(f) to read as follows:

SEC. 86.23 USE OF STREETS FOR STORAGE, SERVICE OR SALE OF VEHICLES OR FOR HABITATION PROHIBITED


(a) through (e) No change.

(f) No person shall use a vehicle while it is parked or standing upon any street as either temporary or permanent living quarters, abode or place of habitation either overnight or day by day.

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

  
Susan M. Heath  
Deputy City Attorney

SMH:mem  
07/01/83  
Or.Dept:Police .

0-84-001

NEW LANGUAGE - UNDERLINED

OLD LANGUAGE - STRIKE OUT

11/11/82

SEC. 86.23 USE OF STREETS FOR STORAGE, SERVICE OR SALE OF VEHICLES OR FOR HABITATION PROHIBITED

(a) through (e) No change.

(f) No person shall use a vehicle while it is parked or standing upon any street as either temporary or permanent living quarters, abode or place of habitation either overnight or day by day.

~~SEC. 86.23 PARKING VEHICLES FOR SALE OR SERVICE PROHIBITED~~

(a) No person shall stand or park any vehicle upon any street while displaying such vehicle for sale or while selling merchandise therefrom unless authorized by other provisions of this Code. A vehicle shall not be considered to be displayed for sale when it is parked on a public street if the vehicle contains a for sale sign not greater than eight and one-half inches (8½") by eleven inches (11") and the sign is placed on a side window and presents no impediment to the view of the driver when the vehicle is in operation.

(b) No person shall stand or park any vehicle upon any street for the purpose of servicing or repairing such vehicle, except in an emergency.

(c) No person shall stand or park any vehicle upon any street in any business district or upon any through highway for the purpose of washing or polishing such vehicle.

(d) No person who deals in or whose business involves the sale, lease, rental or charter of vehicles shall store, park or stand any such vehicle upon any public street except while such vehicle is under lease, rental, or charter by a customer. This Section shall not apply to vehicles regulated by Sections 75.0101 through 75.0603 of this Code.

(e) No person whose business involves the repair and/or servicing of vehicles and/or vehicle components shall store, stand or park any vehicle upon any public street after that person has accepted custody of the vehicle from the customer.

(Added 4-10-56 by Ord. 6936 N.S.)

(Amended 8-1-63 by Ord. 8867 N.S.)

(Amended 7-16-68 by Ord. 9844 N.S.)

(Amended 5-5-80 by Ord. 0-15255 N.S.)

(Amended 5-12-80 by Ord. 0-15262 N.S.)

(Amended 4-27-81 by Ord. 0-15496 N.S.)

(Amended 5-25-82 by Ord. 0-15756 N.S.)

AUG 15 1983

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"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<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 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"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK  
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

AUG 1 1983

AUG 15 1983

....., 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 *Barbara Berridge*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-16022** Adopted AUG 15 1983

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO  
ATTN: BARBARA BERRIDGE  
202 C St., 12th Floor  
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

ORDINANCE NO. O-16022

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(New Series)

AN ORDINANCE AMENDING CHAPTER VIII, ARTICLE 6, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 86.23 RELATING TO PARKING VEHICLES FOR SALE OR SERVICE PROHIBITED.

This ordinance amends the San Diego Municipal Code by adding a prohibition against using vehicles parked on City streets as places of habitation. It also changes the heading of section 86.23 to reflect the content of the section more accurately, incorporating this amendment and several earlier amendments.

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 August 1, 1983

Passed and adopted by the Council of The City of San Diego August 15, 1983

AUTHENTICATED BY:

ROGER HEDGECOCK,  
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 August 29, 1983

60-8715

I, Carrie Gedeon, 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-16022  
(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:

August 29, 1983

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

Dated at San Diego, California this 29th day of August, 19 83.

Carrie Gedeon

(Signature)

00957

4 1/4" x 8.87 = 37.70