

(R-83-1429)

RESOLUTION NUMBER R- 258192

Adopted on APR 04 1983

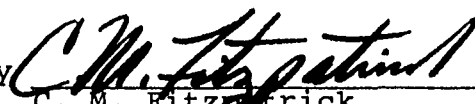
WHEREAS, San Diego Municipal Code Sections 67.40, 67.41, 67.42 and 67.45 authorize the City Manager to adopt and promulgate rules and regulations regulating the use of the City's Water Impounding System (Reservoirs); and

WHEREAS, the City Manager has recently undertaken a review, modification and adoption of said rules and regulations, a copy of which is attached hereto as Enclosure (1); NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the Rules and Regulations of The City of San Diego Water Utilities Department (Lakes Recreation), regulating use of the City's Water Impounding System (Reservoirs), a copy of which is attached hereto as Enclosure (1), are hereby approved.

APPROVED: John W. Witt, City Attorney

By


C. M. Fitzpatrick
Senior Chief Deputy

CMF:ps
3/10/83
Or.Dept:Utils.
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CITY OF SAN DIEGO
WATER UTILITIES DEPARTMENT
LAKE RECREATION
RULES AND REGULATIONS

The following rules and regulations are in addition to State and Federal laws governing health, fishing, hunting and boating. In order to ensure a safe and enjoyable experience, you are requested to wear at all times personal floatation devices (PFD's) required in all boats; and to observe Coast Guard standards in loading of boats. Have an enjoyable outing and please contact the Lake Ranger if you have any questions.

1.0 Places and Times of Recreation Use

- 1.1 City lakes recreation stations shall be open for recreational activities only as authorized by the Director of the Water Utilities Department.
- 1.2 Fishing periods shall extend from sunrise to sunset on open days. All rental boats shall return to the dock, and private boats to the launch ramp by sunset or upon warning of hazardous conditions.
- 1.3 Waterfowl hunting hours shall be within those established by the U.S. Fish and Wildlife Service for migratory waterfowl.

2.0 General Recreational Use

- 2.1 The City of San Diego will not be responsible for any loss or accidents. Persons use facilities and engage in recreational activities entirely at their own risk.
- 2.2 Visitors to recreation stations shall not enter restricted or closed areas as posted.
- 2.3 Dogs shall remain on leash and shall not be allowed in, or within fifty (50) feet of the existing water level, or on floats or in boats.
- 2.4 Any person using or obviously under the influence of alcohol or drugs or otherwise disturbing the peace shall be prohibited from engaging in recreational activities and shall be requested to leave the station grounds (City property).
- 2.5 Fires shall be permitted in designated areas only, and only in stoves and barbeques.
- 2.6 Firearms are not permitted on any City lakes recreation station, except during waterfowl hunting season when loaded shotguns shall be permitted in blinds and in boats.

3.0 Sanitation

- 3.1 No person shall bathe, swim, wade, wash in or otherwise enter the waters of any reservoir, except with boats or waders to retrieve downed waterfowl or as incidental to launching.
- 3.2 No persons shall discharge, deposit, place, or dispose of any excrement, sewage, or wastes into the waters of any reservoir or adjacent City reservoir property except by usage of the sanitary toilet facilities.
- 3.3 No person shall throw, deposit or dispose of bottles, cans, waste paper, litter, waste products, trash, motor oil, or other debris into the waters of any reservoir or adjacent City reservoir property except by usage of containers provided for the deposit of trash and waste substances.
- 3.4 No person shall clean fish in any recreational area except where fish cleaning facilities are provided.

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4.0 Use of City and Private Boats

- 4.1 Launching of private boats is permitted in designated areas only.
- 4.2 Recreational use permits are not transferable.
- 4.3 Sail boats, boats with sink drains or flush toilets shall not be permitted.
- 4.4 Rental boats shall not be rented to any person under 16 years of age.
- 4.5 All persons desiring to use a private boat on the reservoirs shall first obtain a permit from the City.
- 4.6 In the interest of sanitation and pollution control, no permit shall be issued to any unstable or unsafe craft. Judgement of the Lake Ranger regarding evaluation of boat stability or safety shall be final.
- 4.7 Boat permits may be restricted when, in the judgement of the Lake Ranger, weather conditions, excessive boat traffic, or apparent inability of the boat operator would make operation unsafe.
- 4.8 There shall be at least two adults for every youth group. For youth groups with more than 20 persons, one adult shall be available for every ten persons.

5.0 Boat Operation

- 5.1 Maximum allowable speed, regardless of size or horsepower or number of motors, shall not exceed the posted limit.
- 5.2 All boat operators shall observe standard boating courtesy at all times.
- 5.3 Boats shall not be operated within any portion of the lakes not open to the public. There shall be no trespassing through any lines or buoys designating closed areas.
- 5.4 Canoes and Kayaks - special conditions.
 - a. Canoes and kayaks are permitted on Miramar and San Vicente reservoirs only.
 - b. Intentional swamping or overturning of canoes or kayaks is not permitted. Violation may result in expulsion from the reservoir property and prohibition from further activity for six months.
 - c. The Lake Ranger shall determine that canoes or kayaks are safe for use, not overloaded, and properly constructed and operated.

6.0 Fishing and Hunting

- 6.1 Fishing is not permitted from any boat float, work float, or from boats tied to or within 100 feet of these structures.

7.0 Enforcement

- 7.1 The supervising City employee at City lake recreation area and those employees directly under his jurisdiction are responsible for the enforcement of the Rules and Regulations herein contained and all revisions thereto.
- 7.2 Copies of the Rules and Regulations shall be posted at all City lakes recreation areas both at the boat float and at the concession building for public view and inspection.
- 7.3 Violation of any section of the Rules and Regulations may result in the issuance of Violation Warning or Citation or ejection.

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THE CITY OF SAN DIEGO
RECREATION DEPARTMENT
LAKES RECREATION DIVISION

Rules and Regulations

Sec. 1.0 - Authority

References from the Municipal Code of the City of San Diego:

SEC. 67.40 WATER IMPOUNDING SYSTEM - POSTING OF NOTICES
AUTHORITY TO ENFORCE REGULATIONS

(a) That the properties of the water impounding system owned by and under the control of The City of San Diego shall be posted with notices against trespassing, bathing or unauthorized shooting, hunting, fishing or camping, and warning all persons against violation of any of the ordinance of The City of San Diego, of the laws of the State of California, or any rules or regulations adopted pursuant thereto, which provide for the protection of any reservoir, or properties of the water impounding system.

(b) That all officials and employees of the Division of Recreation and the Impounding and Transmission Section of the Maintenance and Operation Division of the Water Department of The City of San Diego are hereby vested with authority to enforce all laws, orders, rulings and regulations enacted for the protection of these waters and the properties pertaining thereto.

SEC. 67.41 WATER IMPOUNDING SYSTEM - DESIGNATION OF PERMISSIBLE USES:

(a) That the City shall designate, through the City Manager, which reservoir or property of the water impounding system of The City of San Diego, or any of the, shall be open to the public for the purpose of camping, boating, shooting, hunting and/or fishing, and unless otherwise permitted thereby, no reservoir or property of the water impounding system of The City of San Diego shall be open to the public for any purpose.

(b) That the City Manager be, and he is hereby authorized and empowered to adopt such rules and regulations or modification thereof, regulating and controlling entry, camping, boating, shooting, hunting and/or fishing privileges and sanitation, upon the reservoirs and properties of the water impounding system owned by or under the control of The City of San Diego.

SEC. 67.42 WATER IMPOUNDING SYSTEM - DECLARATION OF REGULATIONS OF USE:

That all rules and regulations or modifications thereof concerning entry, camping, boating, shooting, hunting and/or fishing privileges, and sanitation, upon the reservoirs or property of the water impounding system owned by or under the control of The City of San Diego, which are approved by the City Manager of said City, are hereby declared to be the rules and regulations governing such privileges and sanitation.

SEC. 67.43 WATER IMPOUNDING SYSTEM - PERMITS FOR HUNTING, FISHING, CAMPING:

(a) All persons desiring to shoot, hunt, fish, go boating or camp upon the properties of the water impounding system of The City of San Diego, where

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open to the public, shall first obtain a permit from The City of San Diego, and such permit or permits shall be issued in accordance with instructions of the City Manager. All holders of such permits shall present same to the respective keepers or their representatives for checking. Permits shall not be transferable from one reservoir to another.

(b) All permits shall be paid for in advance, and shall be based upon the schedule approved by the City Manager.

(c) No hunting, fishing or trespassing shall be allowed along Dulzura Creek and no camp shall be allowed to be established within the limits of the right of way of Dulzura Creek.

SEC. 67.44 WATER IMPOUNDING SYSTEM - CONTENTS OF PERMITS:

All permits or tickets shall be issued in the form prescribed by the City, which will show the amount paid for the permit, and the purpose date and period of time for which the permit was granted.

SEC. 67.45 WATER IMPOUNDING SYSTEM - REGULATIONS FOR RECREATIONAL ACTIVITY RESTRICTED AREAS:

(a) Any person availing himself of the recreational privileges and while upon the properties of the water impounding system of The City of San Diego shall be subject to such local rules and regulations as are in effect, or as may be hereafter enacted for the various reservoirs and reservoir sites, and for the violation of the same a permit may be revoked and the party violating may be ejected from the properties.

(b) Any person while upon the properties of the water impounding system of The City of San Diego, or on property controlled by The City in the operation and management of its water system, shall be subject to such local rules and regulations, including sanitary regulations for the protection of the water supply, as are in effect or may be hereafter enacted for the water impounding system, or portions thereof, and for the violation of the same the party may be ejected from the properties and be subject to the fines for a misdemeanor as provided in the following sections.

Sec. 2.0 - Places and Times of Recreational Use

2.1 City lakes recreation stations shall be open for fishing, camping, picnicking and/or hunting only as authorized by the Director of the Recreation Department.

2.2 The fishing period shall extend from sunrise to sunset on open days. All boats shall return to the dock on first siren.

2.3 Duck hunting hours shall be within those established by the U.S. Fish and Wildlife Service for migratory waterfowl.

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Sec. 3.0 - General Recreational Use

- 3.1 The City of San Diego will not be responsible for any loss or accidents. Persons use facilities and engage in recreational activities entirely at their own risk.
- 3.2 Visitors to recreation stations shall not enter restricted or closed areas as posted.
- 3.3 Dogs shall remain on leash and shall not be allowed in, or within fifty (50) feet of the existing water level, or on floats or in boats.
- 3.4 Any person using or obviously under the influence of alcohol or drugs or otherwise disturbing the peace shall be prohibited from entering a boat or otherwise engaging in recreational activities and shall be requested to leave the station grounds (City property). The Lake Ranger's judgment of fitness of condition shall govern.
- 3.5 Open fires shall not be permitted in recreation station areas. Camp and cooking fires shall be permitted in designated areas only, and only in approved stoves and fire-places.
- 3.6 Any automobile and/or trailer parked in a restricted area may be towed from the station premises at the owner's expense.
- 3.7 Firearms are not permitted on any City lakes recreation station, except during waterfowl hunting season when loaded shotguns shall be permitted in blinds and in boats.
- 3.8 All persons shall strictly adhere to all Federal, State, County and City laws pertaining to recreational activities including hunting, fishing, sanitation and general conduct.

Sec. 4.0 - Permits for Certain Recreational Uses

- 4.1 The fee for an Adult Recreation Fishing Permit shall be two dollars and fifty cents (\$2.50) or, during trout season, three dollars (\$3.00) per person 16 years of age or older, for each calendar day or fraction thereof.
- 4.2 The fee for a Youth Recreation Fishing Permit shall be seventy-five cents (75¢) or, during trout season, one dollar (\$1.00) per person, 8-15 years of age inclusive for each calendar day or fraction thereof.
- 4.3 A Recreation Permit is not required for children under 8 years of age, but each child shall be accompanied by an Adult Recreation Permit holder.
- 4.4 Valid holders of "Free State Fishing Licenses" may fish at no charge on open weekdays only after registration or during trout season and on weekdays only must purchase a Special Recreation Permit at one dollar and fifty cents (\$1.50) per day.

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- 4.5 The fee for the use of an authorized duck blind (Duck Blind Permit) for three (3) occupants or less shall be four dollars (\$4.00) per day.
- 4.6 The daily rental charge for City boats procured before 12:00 noon shall be four dollars (\$4.00) per boat (all day boat rental permit); if rented after 12:00 noon, three dollars (\$3.00) per boat (half day boat rental permit).
- 4.7 The fee for launching a private boat (Private Boat Launching Permit) after inspection by the Lake Ranger shall be three dollars (\$3.00) per day or fraction thereof.
- 4.8 The fee for duck hunting (Hunting Permit) shall be three dollars (\$3.00) per person regardless of age for each day or fraction thereof.
- 4.9 There shall be no camping at a recreation station.
- 4.10 No fee shall be charged for picnic parties at any of the reservoirs open to the public. Picnic parties consisting of 50 individuals or more shall obtain prior permission from the Director, Recreation Department.
- 4.11 Every person 16 years of age or older, riding in a boat which contains fishing gear, must obtain an Adult Recreation Permit.
- 4.12 A Boat Permit shall not be issued to any person under 16 years of age.
- 4.13 Every group assigned to a specific hunting area shall obtain an ALL Day Boat Permit before individual hunting permits will be issued.
- 4.14 Permits shall not be issued in advance of the day to be used.
- 4.15 Refund of money in connection with permit sales is not permitted at any reservoir recreation station.

Sec. 5.0 - Sanitation

- 5.1 No person shall deposit human wastes in the waters of any reservoir, adjacent tributary system, on City reservoir property, or within 300 feet on the slope from the existing storage level of any reservoir.
- 5.2 No person shall bathe, swim, wade, wash in or otherwise enter the waters of any reservoir, except with boats or waders to retrieve downed waterfowl.
- 5.3 No person shall deposit or cause to be deposited food scraps, fish remains, dead birds, paper, bottles, cans or any other waste material, organic or inorganic, into the water, adjacent tributary system, on City reservoir property, or within 300 feet on the slope from the existing storage level of any reservoir.

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Sec. 6.0 - Use of City and Private Boats

- 6.1 The boat float area is normally the only point for launching private boats. Deviation from this regulation shall be at the discretion of the Lake Ranger.
- 6.2 Reserved boats shall remain reserved for a maximum of one hour beyond the time that hunting or fishing begins.
- 6.3 Boat permits are not transferable. When the party renting a boat releases same, it must be checked in at the boat float for re-issue.
- 6.4 Required boat standards for City and private boats of wood construction are as follows: Each adult weighing 150 pounds or more or any fully grown individual shall be allocated a total of 25 cubic feet of displacement space per boat. The Lake Ranger may make adjustments for children who shall be considered on an absolute weight basis. A boat shall have stable floatation characteristics and shall have at least 8 inches of freeboard when fully loaded. The ratio of maximum beam to maximum length should be about 1:4 or less. Each boat shall be of standard construction and in good repair.
- 6.5 Canvas boats, rubber life-rafts (see inflatable boat policy), canoes, sail boats, folding boats, inboard motor boats, boats with less than 50 cubic feet capacity, and boats with freakish lines shall not be permitted.
- 6.6 Metal or fiberglass boats of conventional design shall be authorized for use when equipped with secure air tanks of sufficient capacity to hold up the boat plus 300 pounds of dry weight, or appropriately 2.5 cubic feet of floatation capacity per adult. Air tanks in metal boats shall not form an integral part of the hull.
- 6.7 A fiberglass boat constructed of honeycomb frame, fiberglassed inside and out, may be acceptable without floatation tanks, if otherwise meeting the requirements.
- 6.8 The maximum length of any boat authorized for public use shall be 18 feet.
- 6.9 The boarding and exchange of boat passengers shall be permitted only at the boat float.
- 6.10 Boat cushions lost, destroyed, or damaged must be paid for by the responsible patron at the rate of three dollars (\$3.00) per cushion.
- 6.11 The judgment of the Lakes Ranger regarding the evaluation of boat standards and use of all boats, private and City, shall be final.

Sec. 7.0 - Outboard Motors

- 7.1 The maximum allowed speed, regardless of size or horsepower or number of motors, shall not exceed the posted limit.

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7.2 Outboard motors may be used for hunting and fishing only at designated reservoirs and under specified conditions.

7.3 All operators of outboard motors shall reduce speed and observe standard boating courtesy when approaching or leaving fishing parties and the boat float area at all City lakes.

Sec. 8.0 - Fishing and Hunting

8.1 Fishing is not permitted from any boat float, work float, or from boats tied to or within 100 feet of these structures.

8.2 The creel limits on fish and bag limits on waterfowl shall be in accordance with the requirements of the California Department of Fish and Game and U.S. Fish and Wildlife Service, and these limits shall be posted at each station.

8.3 Possession of a City fishing and/or hunting permit does not constitute a State Fish and Game License or Federal Duck Stamp, and does not release an individual from necessity of having same.

Sec. 9.0 - Enforcement

9.1 The supervising City employee at each City lake recreation area and those employees directly under his jurisdiction are responsible for the enforcement of the Rules and Regulations herein contained and all revisions thereto as issued by the Superintendent, Lakes Recreation Division, Recreation Department.

9.2 Copies of the Rules and Regulations shall be posted at all City lakes recreation areas both at the boat float and at the concession building for public view and inspection.

9.3 Violation of any section of the Rules and Regulations may result in the issuance of Violation Warning (Form 1437) or Notice of Violation citing the offender(s) to appear in Municipal Court. The nature and conditions associated with the violation shall in the judgment of the Lake Ranger determine disposition.

Don Makie
Golf/Lakes Superintendent

4/21/77

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INFLATABLE BOAT POLICY

Due to the increased use and quality of inflatable boats, the San Diego Park and Recreation Department designates the following policy in regard to the use of inflatable boats on the San Diego City Lakes.

Inflatable boats shall be permitted on the San Diego City Lakes upon meeting all of the following criteria: Acceptable inflatable boats shall:

- 1) Be a minimum of nine feet in length.
- 2) Not exceed a maximum of 18 feet in length.
- 3) Be a minimum of 48 inches wide at the widest part.
- 4) Be at least 12 inches deep at the deepest point inside the passenger carrying space.
- 5) When fully loaded, maintain a minimum freeboard of eight inches.
- 6) Have a discernible bow and stern.
- 7) Have at least two separate air compartments inflated to manufacturers specifications.
- 8) Be equipped with floorboards or a rigid inflatable floor thus giving the craft a double bottom.
- 9) Be in satisfactory sanitary condition.
- 10) Boats less than 12 feet in length shall be permitted no more than two passengers.
- 11) No boat shall carry more than five passengers.
- 12) Boat capacity shall be determined by the Lake Ranger based on total load, stability and seaworthiness of the craft.
- 13) Inflatable boats and their operators shall adhere to all rules and regulations governing City and private boats as outlined in Section 6.0. of the Rules and Regulations of the San Diego City Lakes.

Regulation 6.5 shall be amended to read as follows:

Canvas, plastic or rubber rafts, canoes, sailboats, folding boats, inboard motorboats, solid construction (wood, aluminum, glass, etc.) boats with less than 50 cubic feet capacity, and boats with freakish lines shall not be permitted.

JB/ds

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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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
DISTRICT 3	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	VACANT
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	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	VACANT

AUTHENTICATED BY:

BILL CLEATOR

Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *Marjell L. Proctor*, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution *R-258192* APR 04 1983
Number Adopted