

(0-84-205)

ORDINANCE NUMBER O- 16221 (NEW SERIES)

Adopted on JUN 11 1984

AN ORDINANCE AMENDING CHAPTER VII, ARTICLE 5, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 75.0602, 75.0603 AND ADDING SECTIONS 75.0604, 75.0605; AND AMENDING CHAPTER VIII, ARTICLE 6, BY AMENDING SECTION 86.06 RELATING TO JITNEY VEHICLES AND HOLDING ZONES

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

Section 1. That Chapter VII, Article 5, of the San Diego Municipal Code be, and the same is hereby amended by amending Section 75.0602 to read as follows:

SEC. 75.0602 JITNEY ROUTES

(a) A permit holder who wishes to provide a fixed route service shall:

(1) Apply to the City Manager for authorization to serve a defined route.

(2) Such application shall be in writing and describe the proposed fixed route and fare to be charged.

(3) Upon approval of a fixed route by the City Manager the permit holder shall display a representation of the route, the fare and the permit holder's trade name on each side of the vehicle in letters large enough to be easily read by potential customers in accordance with standards established by

the City Manager under Section 75.0605 of this Article.

(4) If a permit holder wishes to alter his/her approved fixed route he/she must apply in writing to the City Manager requesting approval to alter the route.

(b) The City Manager may change a route that has been approved previously when the City Manager finds it necessary to change a route. A change of route may be necessary when a street has been closed temporarily or permanently because of construction, or the direction of a street has been changed, or a street has been vacated or for similar reasons as determined by the City Manager. The City Manager shall notify in writing any permit holder whose route has been changed. The City Manager's change of a route is subject to appeal under Section 75.0112 of this Article.

Section 2. That Chapter VII, Article 5, of the San Diego Municipal Code be, and the same is hereby amended by amending Section 75.0603 to read as follows:

SEC. 75.0603 OPERATING REGULATIONS

(a) It is unlawful for any jitney to remain standing on any public street in the City of San Diego, except when enabling passengers to load or unload or except when standing in a jitney zone for the time period established by Council.

(b) It is unlawful for any person, including but not

limited to a jitney owner, driver or agent thereof, to approach and solicit patronage upon the streets, sidewalks, in any theater, hall, hotel, public resort, railway or airport or street railway loading point.

(c) It is unlawful for a jitney driver, having parked and left his jitney, to solicit patronage among pedestrians on the sidewalk, or at any entertainment center, transportation center, or other location of public gathering. No person shall solicit passengers for a jitney other than the driver thereof; provided, however, the Chief of Police may authorize a dispatcher to solicit passengers and assist with loading passengers at such times and places as, in his discretion, public service and traffic conditions require.

(d) Except when a driver or operator is actually engaged in assisting passengers to load or unload, a jitney driver or operator must remain within twelve (12) feet of his/her jitney while the jitney is in an established holding zone.

(e) It is unlawful for a jitney vehicle to operate a fixed route service on other than that route designated by the City Manager.

(f) All other operating regulations set forth in Section 75.0117 apply.

Section 2. That Chapter VII, Article 5, of the San Diego Municipal Code is hereby amended by adding Section 75.0604 to read as follows:

SEC. 75.0604 JITNEY HOLDING ZONES

(a) The City Council may by resolution locate and designate holding zones for one or more jitneys, which holding zones when so established shall be designated by appropriate signs. The operating regulations of Section 75.0603 shall apply to any holding zones so established and to holding zones established by the San Diego Unified Port District in areas under its jurisdiction within the City of San Diego. The Council may in its resolution establish the maximum number of jitneys permitted to remain standing at one time in a holding zone.

(b) Each holding zone established hereunder shall be in operation twenty-four (24) hours of every day, unless otherwise specified by the City Manager. The City Manager shall within a reasonable time after this ordinance goes into effect adopt written standards to determine whether to allow holding zones to be in operation fewer than twenty-four (24) hours every day. If a holding zone is to be in operation fewer than twenty-four (24) hours per day, the City Manager shall cause signs to be posted at or near the holding zone indicating the hours and days of operation.

(c) The Council may on its own motion or upon the recommendation of the City Manager establish holding zones.

(d) Any individual, partnership, corporation, association or other organization may petition the City requesting that a new holding zone be established. The petition must be filed in writing with the City Manager or

his designee. The petition must state the reasons for the request and the proposed location(s). The Council may approve, deny or modify the request.

(e) Whether initiated by the City under subsection (c) of this section or by persons described in subsection (d) of this section, before any holding zone is established, the proposed location of any holding zone must be reviewed by the Traffic Engineer of the City of San Diego. The Traffic Engineer shall report his/her recommendations to approve, deny or modify the proposed location in writing to the Council. The Traffic Engineer's report shall include a statement of the reasons supporting the recommendation to the Council.

(f) The Council shall, by resolution, establish a maximum time limit for individual jitneys to remain standing in any holding zone. The time limit shall apply uniformly to all holding zones.

Section 3. That Chapter VII, Article 5, of the San Diego Municipal Code is hereby amended by adding Section 75.0605 to read as follows:

SEC. 75.0605 EQUIPMENT AND SPECIFICATIONS

(a) Each jitney shall bear on the outside signs clearly designating the route which it serves. The specifications of the sign are subject to the approval of the City Manager. The City Manager shall adopt written standards for approval or denial of the size of the signs, the location of the signs on the vehicle, the size of the

lettering or graphics on the signs and other specifications that the City Manager finds necessary. For any application for jitney operating permits pending at the time of the effective date of this ordinance or any application received after the effective date of this ordinance, no permit to operate a jitney vehicle may be issued absent the City Manager's approval of the jitney route sign. For jitneys operating under valid operating permits as of the effective date of this ordinance, the jitney route signs must be approved by the City Manager at the time of each vehicle's next regularly scheduled annual inspection.

(b) All jitney vehicles must bear a trade name and shall be assigned a side or body number by the permit holder. The trade name and side or body number so assigned shall be placed on the vehicle in accordance with written standards adopted by the City Manager. For any application for jitney operating permits pending at the time of the effective date of the ordinance or any application received after the effective date of this ordinance, no permit to operate a jitney vehicle may be issued absent the City Manager's approval of the placement and size of the trade name lettering and side or body numbers. For jitneys operating under valid operating permits as of the effective date of this ordinance, the location and size of the trade name letters and side or body numbers must be approved by the City Manager at the time of each vehicle's next regularly scheduled annual inspection.

Section 4. That Chapter VIII, Article 6, of the San Diego Municipal Code be, and the same is hereby amended by amending Section 86.06 to read as follows:

SECTION 86.06 PARKING, STANDING, LOADING ZONES,
STREET SWEEPING ZONES

Except as provided in Section 75.0604 of this Municipal Code for establishment of jitney holding zones, the City Manager is hereby authorized to determine the location of Loading Zones, Passenger Loading Zones, Bus Loading Zones, Taxi Zones, prohibited Standing or Parking Zones, Safety Zones, Disabled Persons Parking Zones, Alley Parking Zones, Consular Parking Zones, and Street Sweeping Zones. Such zones shall be effective when appropriate signs or curb markings giving notice thereof are erected upon such zones.

Section 5. 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 *Cristie C. McGuire*
Cristie C. McGuire
Deputy City Attorney

CCM:js:504.1
04/16/84
0-84-205
Or.Dept:Council-Struiksma
Form=0.none

Passed and adopted by the Council of The City of San Diego on JUN 11 1984,
 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Struiksmma	<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 *June A. Blackwell*, 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

MAY 29 1984

JUN 11 1984

, 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 *June A. Blackwell*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-16221 Adopted _____

JUN 11 1984

RECEIVED
CITY CLERK'S OFFICE *JS*

CERTIFICATE OF PUBLICATION 1984 JUN 29 AM 10:31
SAN DIEGO, CALIF.

CITY OF SAN DIEGO
ATTN: JUNE A. BLACKNELL
202 C Street, 12th Floor
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

ORDINANCE NO. O-16221

**ORDINANCE NO. O-16221
(NEW SERIES)**

AN ORDINANCE AMENDING CHAPTER VII, ARTICLE 8, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 75.0802, 75.0803 AND ADDING SECTIONS 75.0804, 75.0805; AND AMENDING CHAPTER VIII, ARTICLE 8, BY AMENDING SECTION 88.06 RELATING TO JITNEY VEHICLES AND HOLDING ZONES

This ordinance authorizes the City Council, by resolution, to establish jitney holding zones, and establishes a procedure for determining the location of jitney holding zones, for setting a maximum time limit for any jitney to remain standing in a holding zone, and for determining the hours and days of operation of jitney holding zones. This ordinance also establishes regulations governing solicitation of jitney passengers. This ordinance also permits the City Manager to change previously approved jitney routes when necessary under standards set forth in this ordinance. This ordinance also clarifies existing law requiring signs to be placed on the outside of jitney vehicles which indicate the route, trade name and body number of the vehicles. This ordinance also states that the size of the signs, the location of the signs, and the size of the lettering of the signs are subject to the approval of the City Manager. This ordinance also amends Section 88.06 of the Municipal Code to make clear that only the City Council has the authority to establish jitney holding zones.

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 MAY 29, 1984.
Passed and adopted by the Council of The City of San Diego on JUNE 11, 1984.

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 JUNE A. BLACKNELL, Deputy.
Publish June 28, 1984

60-5576

7 1/4" X 8.87 = \$ 64.30

I, Yvonne Sanchez, 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-16221
(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:

June 26, 1984

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

Dated at San Diego, California this 26th day of June, 1984.

Yvonne Sanchez

(Signature)

01105