

(O-90-122)

ORDINANCE NUMBER O- 17462 (NEW SERIES)

ADOPTED ON APR 30 1990

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 2, DIVISION 2 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 22.0207 AND AMENDING CHAPTER VIII, ARTICLE 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 82.23, RELATING TO SPECIAL EVENTS.

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

Section 1. That Chapter II, Article 2, Division 2, of the San Diego Municipal Code be and the same is hereby amended by amending Section 22.0207 to read as follows:

SEC. 22.0207 SPECIAL EVENTS

(a) Title

This section shall be known as the "Special Events Ordinance."

(b) Purpose and Intent

It is the purpose and intent of the Council to establish a process for permitting special events conducted by the private sector to use City streets, facilities or services. It is recognized that these special events enhance the San Diego lifestyle and provide benefits to the citizens through the creation of unique venues for expression and entertainment that are not normally provided as a part of governmental services.

Additionally, it is recognized that non-profit tax exempt organizations which benefit the community are central to the quality of life in San Diego and that they often develop through their special events the resources to provide essential services to the citizens of the City and County of San Diego. It is also the intent of the Council to protect the rights of its citizens to engage in protected free speech expression activities and yet allow for the least restrictive and reasonable, time, place and manner regulation thereof within the overall context of rationally regulating private sector events which impact upon public facilities and services.

(c) Definitions

1. As used in this section, "special event" means: 1) any organized formation, parade, procession or assembly consisting of one hundred (100) or more persons, and which may include animals, vehicles or any combination thereof, which is to assemble or travel in unison and with a common purpose upon any public street, highway, alley, sidewalk or other public way in a manner which does not comply with normal or usual traffic regulations or controls; 2) any organized assemblage of 1,000 or more persons at any public beach or public park which is to gather for a

common purpose under the direction and control of a responsible person or agency; or 3) any other organized activity conducted by an individual, group or entity for a common or collective use or benefit which involves the use of other public property or facilities and the provision of City services ancillary thereto.

Examples of special events within this definition include but are not limited to parades, circuses, fairs, community events, mass participation sports (marathons and running events, bicycle races or tours, "over-the-line" tournaments, etc.), or spectator sports (football, basketball and baseball games, golf tournaments or hydroplane or boat races, etc.)

2. As used in this section, "demonstration" means any formation, procession or assembly of one hundred (100) or more persons which is to assemble or travel in unison and with a common purpose upon any public street or other public way in a manner which does not comply with normal or usual traffic regulations or controls, or which is to gather at a public park or other public area, for the purpose of expressive activity, as defined herein.

3. The term "expressive activity," as used in this section, refers to conduct, the sole or principal object of which is the expression,

dissemination or communication by verbal, visual, literary or auditory means of opinion, views or ideas and for which no fee or donation is charged or required as a condition of participation in or attendance at such activity. It includes public oratory and distribution of literature.

4. The term "event" includes special events and demonstrations.

(d) Permit required

1. Except as provided in this section, it is unlawful to conduct, manage, aid or participate in any special event or demonstration without a written permit from the City Manager.

2. The City Manager is authorized to issue permits for special events and demonstrations occurring within the city limits of the City of San Diego pursuant to the procedures established in this section. The City Manager is authorized to coordinate the issuance of a permit for such events with other public agencies through whose jurisdiction or property such event or portion thereof shall occur and to issue a permit upon the concurrence of other public agencies involved. The issuance of a permit shall confer upon the permittee the right to control and regulate concessions within the venue of the event in accordance with the terms and conditions set forth in the permit.

3. Exceptions - A permit shall not be required for the below listed activities, although the City Manager may issue a permit or similar certificate to an organizer who requests it. An exempted activity is required to comply with general regulations governing public safety or health.

i. Funeral processions by a licensed mortuary.

ii. Activities conducted by a governmental agency acting within the scope of its authority.

iii. Lawful picketing on the sidewalks.

iv. Demonstrations which do not involve the use of vehicles, animals, fireworks, pyrotechnics or equipment (other than sound equipment), provided no fee or donation is charged or required as a condition of participation in or attendance at such demonstration and provided further that the Chief of Police is notified at least thirty-six (36) hours in advance of the commencement of said demonstration.

v. Film making activities conducted under the aegis of the Motion Picture and Television Bureau of the San Diego Chamber of Commerce.

4. The procedures or requirements of this section shall not affect or supersede the provisions of law or the requirements for the issuance of fireworks, structural, electrical or other permits by City departments prescribed elsewhere in this Code, when such permits are otherwise required because of a particular condition or requirement of the special event or demonstration. The procedures and standards of this section shall be used to the extent practicable or necessary to supplement procedures for the issuance of permits pursuant to sections 54.0106, 59.5.0202, 63.02.24, 81.03 or 82.23 of this code.

(e) Application for Permit

1. Except for special events at the San Diego Convention Center, the Convention and Performing Arts Center and the San Diego Jack Murphy Stadium, an application for a special event permit shall be filed with the City Manager not less than sixty (60) days, nor more than two (2) years, before the time when it is proposed to conduct the special event.

2. An application for a demonstration permit shall be filed with the City Manager not less than ten (10) calendar days before the time when it is proposed to conduct the demonstration. However, a

permit may be issued if a completed application is filed less than ten (10) calendar days before the time for commencement of the demonstration unless the City Manager finds that there is an unresolvable conflict in schedule with some other event or that the time of filing does not allow sufficient time to the City Manager to reasonably prepare for the demonstration pursuant to the standards set forth in subsection (g).

3. Applications for special events at the San Diego Convention Center, the Convention and Performing Arts Center and the San Diego Jack Murphy Stadium shall be submitted in accordance with the time limits and procedures established by the City Manager for such facilities.

4. An application is deemed completed when the applicant has provided all of the information required in subsection (f) and the application has been routed or cleared through the respective City departments designated by the City Manager. It shall be the applicant's responsibility to obtain any fireworks permits, noise permits or other permits that are required for the event. The City Manager shall not be required to process more than one application per applicant during any two-week period of time. Notwithstanding the acceptance of a completed application, no date shall be

considered confirmed or guaranteed until a permit is issued.

(f) Application Content

The application for a special event or demonstration permit shall set forth the following:

1. Identifying information:

i. The name, address and telephone number of the applicant.

ii. The name, address and telephone number of the person or persons chiefly responsible for the conduct of the special event or demonstration.

iii. The name, address and telephone number of the sponsoring organization, if any, and the chief officer. If such event is designed to be held by, on behalf of, or for any organization other than the applicant, the applicant for such permit shall file a written communication from such organization authorizing the applicant to apply for such permit on its behalf.

2. The purpose of the special event or demonstration, the fees charged, the date, location and time when the special event or demonstration is to be conducted and the approximate times when assembly for and disbanding of the special event or demonstration is to take place.

3. Locations of the assembly or production area, the specific proposed site or route (to

include a map and written narrative of the route), the reviewing stands, if any, and the disbanding area for the special event or demonstration.

4. Proposed alternate routes, sites or times, where applicable.

5. The approximate number of persons, animals and/or vehicles which will constitute the special event or demonstration, the kinds of animals, a description of the types of vehicles to be used, the number of bands and other musical units and the nature of any equipment to be utilized to produce sounds or noise during the special event or demonstration.

6. Number and location of portable sanitation facilities, when appropriate, and other equipment or services necessary to conduct the event with due regard for participant and public health and safety.

7. The number of persons proposed or required to monitor or facilitate the special event or demonstration and provide spectator or participant control and direction for events using City streets or facilities.

8. Provisions for first aid or emergency medical services, or both, where appropriate, based on event risk factors.

9. Insurance and surety bond information, where appropriate.

10. Any special or unusual requirements that may be imposed or created by virtue of the proposed event activity.

(g) Standards for Issuance of Permits

A permit, when required under this section, is authorized to be issued by the City Manager unless the City Manager determines that any of the conditions listed in this subsection will occur. The City Manager may prohibit or restrict any special event or demonstration, whether or not a permit is required, whenever any of the conditions listed in this subsection is likely to occur, unless the event is modified to eliminate the disqualifying factor.

1. The conduct of the event will substantially interrupt the safe and orderly movement of aerial or marine navigation or of public transportation or other vehicular and pedestrian traffic in the area of its route or unresolvably conflict with construction or development in the public right-of-way or at the public facility or block traffic lanes or close streets during peak commuter hours on weekdays between 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m. on any of the following streets:

i. Streets designated as "Primary Arterials" or "Major Streets" on the City Engineering and Development Department's Intercommunity Street System Map and as defined in Council Policy 600-4, "Standards for Rights-of-Way and Improvements Installed Therein."

ii. Streets designated as "Preferred Streets" on the Preferred Street System Map pursuant to Council Policy 600-32, "Preferred Street System for Centre City."

iii. Streets or portions of streets determined to be "principal commuter routes" by the City's traffic engineering staff, based on historic traffic density and congestion during peak commuter hours or based on an average daily trip (a.d.t) basis of 5,000 vehicles or more.

2. The conduct of the event will require the diversion of so great a number of police employees from their normal duties as to prevent reasonable police protection to the remainder of the City.

3. The concentration of persons, animals or vehicles will unduly interfere with the movement of police, fire, ambulance, and other emergency vehicles on the streets.

4. The event will not move from its assembly location to its disbanding location expeditiously and without stopping enroute.

5. The event will substantially interfere with any other special event or demonstration for which a permit has already been granted or with the provision of City services in support of other scheduled events or unscheduled governmental functions such as visits of chiefs of state; or, that the event will have an unmitigatable adverse impact upon residential or business access and traffic circulation in the same general venue; or, if a marathon, that it will occur within thirty (30) calendar days of another marathon. Impacts shall be determined by the City Manager based on pedestrian and traffic circulation, traffic volume and population density.

6. The applicant has not provided for the following, when applicable:

i. the services of a sufficient number of traffic controllers trained, certified and appointed pursuant to section 81.03; or

ii. monitors for crowd control and safety; or

iii. safety, health or sanitation equipment, services or facilities reasonably necessary to ensure that the event will be conducted with due regard for safety; or

iv. adequate off-site parking or shuttle service, or both, when required to minimize

any substantial adverse impacts on general parking and traffic circulation in the vicinity of the event; or,

v. required insurance or surety bonds.

7. The event creates the imminent possibility of violent disorderly conduct likely to endanger public safety or to result in significant property damage.

8. The event will violate public health or safety law or fail to conform to the requirements of law or duly established Council Policy.

9. The applicant demonstrates an inability or unwillingness to conduct an event pursuant to the terms and conditions of this section or has failed to conduct a previously authorized or exempted event in accordance with law or the terms of a permit.

10. The event will require the exclusive use of beach or park areas during any period from Memorial Day through Labor Day in a manner which will adversely impact upon the reasonable use or access to those areas by the general public.

11. The applicant has not obtained the approval of any other public agency within whose jurisdiction the event or portion thereof will occur.

12. The applicant has failed to provide an adequate first aid or emergency medical services plan based on event risk factors.

(h) Contents and Posting of Permit

Permits shall be kept available at the venue of the event in the method prescribed by the City Manager applicable to the particular event and shall be exhibited upon demand of any City official. Any permit issued hereunder is subject to cancellation pursuant to subsection (k). Permits issued shall contain, if relevant, the following information or conditions:

1. The date, assembly area, time for assembly and starting time of the event.

2. The specific route plan to the event.

3. The minimum and maximum speeds of the event.

4. The number and types of persons, animals and vehicles, the number of bands, other musical units and equipment capable of producing sound, if any, and limitations thereof pertaining to noise abatement.

5. The maximum interval of space to be maintained between units of the event.

6. The portion of the street or other public way or area that is to be occupied by the event and the location of reviewing or audience stands, if any.

7. The number and location of traffic controllers, monitor, other support personnel and equipment and barricades to be furnished by event organizers.

8. The area and time for disbanding.

9. Conditions or restrictions on the use of alcoholic beverages and authorization for and conditions on the exclusive control or regulation of concessionaires and related sales activity by the sponsor during the event.

10. Provisions for any required emergency medical services.

11. Such other information and conditions as are reasonably necessary for the conduct of the event and the enforcement of this regulation, including the requirement for the on-site presence of the event organizer or designated representative for all event coordination and management purposes.

(i) Action on Permit

1. The City Manager or his designate shall take final action upon a completed application as soon as practicable, but no later than thirty (30) calendar days for a special event permit or no later than five (5) working days for a demonstration permit after the timely filing thereof; provided, however, the City Manager shall not be required to take final action upon any

application prior to 180 calendar days before the event, nor to act upon an incomplete or untimely application, or upon two or more applications submitted by the same applicant unless two or more weeks shall have elapsed between the respective dates of submission of each.

2. Final action on completed applications shall consist of the following:

i. Issuance of a permit in accordance with the terms of the application; or

ii. Issuance of a permit in accordance with the terms of the application, as modified by mutual agreement between the City Manager and the applicant; or

iii. Rejection of the application by the City Manager.

3. If the City Manager rejects the application he shall immediately notify the applicant in writing.

4. Except when approval by the City Council is required, the denial of a permit application by the City Manager may be appealed within five (5) calendar days of such denial to the Public Services and Safety Committee of the City Council by the filing of a petition with the City Clerk setting forth the grounds for appeal. The Committee shall hear a timely filed appeal as expeditiously as

possible. The decision of the Committee to grant or deny the appeal shall constitute the exhaustion of the applicant's administrative remedy.

5. Except for events sponsored by the City, wherever possible, priority shall be given in permit issuance to local non-profit tax exempt organizations operating in and providing services to the citizens of the City or County of San Diego.

(j) Insurance

1. The applicant or sponsor of a special event or demonstration must possess or obtain comprehensive general liability insurance to protect the City against loss from liability imposed by law for damages on account of bodily injury and property damage arising from the event. Such insurance shall name on the policy or by endorsement as additional insureds The City of San Diego, its officers, employees, and agents and, as required, any other public entity involved in the event. Insurance coverage must be maintained for the duration of the event. Notice of cancellation shall be provided to the City. Coverage shall be in a combined single limit of \$1,000,000. The City Manager may authorize a greater or lesser amount or a particular type of insurance coverage if the event is of a demonstrated high or low risk category according to recognized insurance and risk

management standards. The insurance provided shall encompass all liability insurance requirements imposed for other permits required under other sections of this Code and is to be provided for the benefit of the City and not as a duty, express or implied, to provide insurance protection for spectators or participants.

2. The current effective insurance policy, or copy, along with necessary endorsements shall be filed with the City Manager at least thirty (30) calendar days before the event, unless the City Manager for good cause modifies the filing requirements.

3. Except for special events where the sale of alcoholic beverages is authorized or for traffic control permits issued in conjunction with a special event pursuant to section 81.03 of this Code, the insurance requirements of subsection 1 above shall be waived by the City Manager if either of the following conditions are satisfied:

i. The City Manager upon consultation with the City Attorney determines the event is expressive activity protected by the First Amendment, provided the applicant or an officer of the sponsoring organization of a non-athletic event has filed a verified statement that they believe the event's purpose is First Amendment expression,

and that they have determined that the cost of obtaining insurance is so financially burdensome that it would constitute an unreasonable burden on the right of First Amendment expression, or that it has been impossible to obtain coverage. The statement shall include the name and address of one insurance agent or other source for insurance coverage contacted to determine premium rates for coverage. The City Manager may, however, require the sponsor to defend, indemnify and hold harmless the City from any claim or liability occasioned by the event.

ii. The event will not involve the use of equipment (other than sound equipment), vehicles, animals, fireworks or pyrotechnics and no fee or donation is charged or required as a condition of admission or participation in the event.

(k) Revocation of Permit

Once issued, a special event or demonstration permit is subject to revocation by the City Manager or designate if it is determined that the event cannot be conducted without being in violation of the standards or conditions for permit issuance or is being conducted in violation thereof as set forth in subsection (g) herein. Notices of revocation shall be in writing with the reasons for

revocation specifically set forth, unless time does not permit, in which case the notification shall be verbal. Appeals shall be handled pursuant to subsection (i) 4.

(l) Litter Control and Material Condition

As a condition of the issuance of a permit, the applicant shall be required to make adequate provisions for cleaning up the area or route of the event both during and upon completion of the event and to return the area or route to the same condition of material preservation and cleanliness as existed prior to the event. The permittee will be billed for actual City costs for clean up and repair of the area or route occasioned by the event if the permittee fails to comply with this condition. Such failure by permittee may further result in a denial of a future event permit application or require the deposit of adequate surety, either cash or bond, for future events.

(m) Rules and Regulations

The City Manager is authorized to promulgate additional rules and regulations that are consistent with and that further the terms and requirements set forth within this section and the provisions of law that pertain to the conduct and operations of a special event or demonstration.

(n) Interference with Special Event or Demonstration

No unauthorized person shall obstruct, impede or interfere with any authorized assembly, person, vehicle or animal participating in an authorized special event or demonstration.

(o) Delegation

The City Manager may, in his discretion, delegate any or all of functions hereunder, subject to all the conditions of this section.

(p) Violations

Any person who violates any penal provision of subsection (d)1 or (n) is guilty of a misdemeanor.

(q) Applicability

The provisions of this section shall apply to completed applications submitted on and after the effective date of this ordinance.

(r) Constitutionality and Severability

If any portion of this section is for any reason held to be invalid such decision shall not affect the remaining portions of this section. The Council hereby declares that it would have adopted the section or any portion thereof, irrespective of the fact that one or more portions be declared invalid, and to the extent such portions can be given effect without the invalid provisions or portions thereof, such invalid provisions or portions thereof shall be severable.

Section 2. That Chapter VIII, Article 2, of the San Diego Municipal Code be and the same is hereby amended by amending Section 82.23, to read as follows:

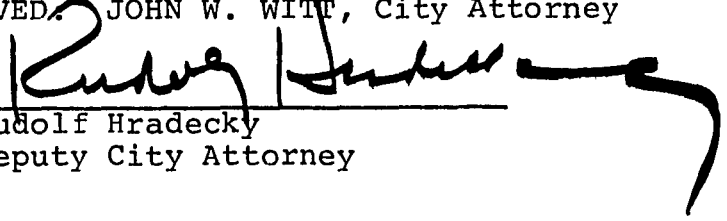
SEC. 82.23 TEMPORARY CLOSURE OF CITY ROADWAYS -- PERMITS

Notwithstanding any other provision of this Code, upon a determination that a public or community event, including a block party, sponsored by a non-profit community or civic organization or business improvement organization, town council, recreation council, civic planning group, city-sponsored organization or any similar organization is to take place, a permit may be issued pursuant to the provision of section 22.0207 of this Code for the temporary closure of any portion of a roadway maintained by The City of San Diego. The permit may authorize the conduct of activities consistent with the public or community event, and other provisions of this Code pertaining to such activities shall not apply during the time period of the permit.

Section 3. 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


Rudolf Hradecky
Deputy City Attorney

RH:mb
01/05/90
Or.Dept:Cit.Asst.
0-90-122
Form=o.none

APR 30 1990

Passed and adopted by the Council of The City of San Diego on.....
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda Bernhardt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By *Rhonda R. Barnes*, 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 16 1990

APR 30 1990

, 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 *Rhonda R. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-17462**

APR 30 1990

Adopted.....

RECEIVED

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CITY CLERKS OFFICE
SAN DIEGO, CA

CERTIFICATE OF PUBLICATION

CITY CLERK'S OFFICE
CITY ADM. BLDG., 2ND FLOOR
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 2
DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE...

ORDINANCE NUMBER 0-17462 (NEW SERIES)

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 2, DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 22.0207 AND AMENDING CHAPTER VIII, ARTICLE 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 82.23, RELATING TO SPECIAL EVENTS.

This ordinance revises the permit procedure for special events, by amending section 22.0207 of the San Diego Municipal Code. The revisions include designating that section as the "Special Events Ordinance," and a statement of the purpose and intent of the section. Most of the revisions are administrative in nature to clarify procedures and definitions. However, 100 persons is the number designated as the minimum number before which a special event permit may be required.

Subsection (e) is amended to exempt events at the San Diego Convention Center, in addition to those at the Convention and Performing Arts Center and the San Diego Jack Murphy Stadium. Subsection (g) is amended to clarify the authority of the City Manager to prohibit or restrict any special event whenever the standards for issuance of permits are not met, unless the event is modified to eliminate any disqualifying factor or condition. Added to the provisions for denial of a permit are: adverse unmitigable impacts upon residential or business access or traffic circulation within the venue of the event; failure to provide for adequate off-site parking or shuttle service for event access; that the event will require the exclusive use of beach or park areas between Memorial Day and Labor Day in a manner which adversely impacts upon reasonable use or access to those areas by the general public; not meeting requirements for adequate emergency medical services for the event; and a failure to obtain the permission of any other public agency within whose jurisdiction the event will be routed.

Subsection (h) is amended to make it clear that permits are to be kept available at the venue of the event and shown upon demand of any City official. It further provides for the control of concessionaires within the event venue, and adds a requirement for the on-site presence of event organizers or designated representatives during the conduct of the event.

Subsection (i) is amended to require the City Manager to take final action upon a completed permit application no later than 30 calendar days after the timely filing of such application, with the further proviso that the City Manager is not required to take final action prior to 180 days before the event, nor to act upon an incomplete or untimely application. Subsection (i) is further amended to allow for priority to be given to local nonprofit tax-exempt organizations in the permit issuance process. Finally, subsection (j) makes minor administrative changes regarding insurance coverage for the event.

This ordinance further amends section 82.23 of the San Diego Municipal Code by adding block parties as authorized events for which a temporary permit for the closure of a city street may be issued.

A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 2nd Floor, City Administration Building, 202 "C" Street, San Diego, CA 92101.

INTRODUCED ON APR 16 1990 Passed and Adopted by the Council of The City of San Diego on APR 30 1990

AUTHENTICATED BY:

MAUREEN O'CONOR
Mayor of The City of San Diego, CA
CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, CA

(SEAL)

By RHONDA R. BARNES, Deputy.

Pub. May 14

178299

I, THOMAS D. KELLEHER, 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 NUMBER 0-17462 (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 14

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

Dated at San Diego, California this 14 day of MAY, 19 90.


(Signature)

5 7/8 x 2 # = 139.06