

(O-92-23)

17676

ORDINANCE NUMBER O-_____ (NEW SERIES)

ADOPTED ON SEP 09 1991

AN ORDINANCE AMENDING CHAPTER V, ARTICLE 9.5,
DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 59.5.0502 BY ADDING A
SUBSECTION G RELATING TO LEAF BLOWERS.

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

Section 1. That Chapter V, Article 9.5, Division 5, of the San Diego Municipal Code be and the same is hereby amended by amending Section 59.5.0502 by adding subsection G., to read as follows:

**SEC. 59.5.0502 DISTURBING, EXCESSIVE, OFFENSIVE
NOISES - DECLARATION OF CERTAIN ACTS CONSTITUTING**

The following activities, among others, are declared to cause disturbing, excessive or offensive noises in violation of this section and are unlawful, namely:

A. through F. [No changes to these subsections]

G. Leaf Blowers

1. A "leaf blower" means any portable, hand-held or back pack, engine powered device with a nozzle that creates a directable airstream which is capable of and intended for moving leaves and light materials.

2. No person shall operate a leaf blower in any residential zoned area between the hours of 7 p.m. and 8 a.m. on weekdays and 5 p.m. and 9 a.m. on weekends or on legal holidays specified in section 21.04 of this Code.

3. After (the effective date of this ordinance) and through June 30, 1993, no person may operate any leaf blower at a sound level in excess of 70 decibels measured at a distance of 50 feet or greater from the point of noise origin. Beginning on July 1, 1993, no person may operate any leaf blower at a sound level in excess of 65 decibels measured at a distance of 50 feet or greater from the point of noise origin.

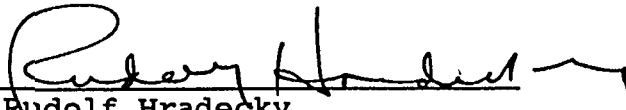
4. Beginning on July 1, 1993, leaf blowers shall be equipped with functional mufflers and an approved sound limiting device required to ensure that the leaf blower is not capable of generating a sound level exceeding any limit prescribed in this section.

5. All litter and debris generated by leaf blower operation shall be cleaned up and disposed of in accordance with Chapter IV, Article 4, of this Code.

Section 2. The City Clerk is hereby instructed to insert the effective date of this ordinance in section 59.5.0502(g)(3) and remove the brackets.

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:ps
07/24/91
Or.Dept:Bldg.Insp.
0-92-23
Form=o+t

NEW LANGUAGE UNDERLINED

(0-92-23)

SEC. 59.5.0502 DISTURBING, EXCESSIVE, OFFENSIVE NOISES -
DECLARATION OF CERTAIN ACTS CONSTITUTING

The following activities, among others, are declared to cause disturbing, excessive or offensive noises in violation of this section and are unlawful, namely:

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07/23/91

Passed and adopted by the Council of The City of San Diego on **SEP 09 1991**,
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"/>
Tom Behr	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Maureen O'Connor*, 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 05 1991 , and on **SEP 09 1991**

~~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 *Maureen O'Connor*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance **0 - 17676** **SEP 09 1991**

Number Adopted.....

01.27.01 PM 3:58

MAIL ROOM

10-18-01

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
91 SEP 25 AM 9:55
SAN DIEGO, CALIF.
CB

CITY CLERK'S OFFICE
CITY ADMIN. BLDG.
202 C ST.
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER V, ARTICLE 9.5,
DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 59.5.0502 BY ADDING A SUBSECTION...

ORDINANCE NUMBER O-17676 (NEW SERIES)
AN ORDINANCE AMENDING CHAPTER V, ARTICLE 9.5, DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 59.5.0502 BY ADDING A SUBSECTION G RELATING TO LEAF BLOWERS.
This ordinance amends section 59.5.0502 of the San Diego Municipal Code by adding subsection G dealing with the noise levels for operation of leaf blowers. The subsection defines leaf blowers and prescribes an operating noise level of 70 decibels through June 30, 1993, and 65 decibels thereafter, measured at a distance of 50 feet or greater from the point of noise origin. On or after July 1, 1993, leaf blowers must be equipped with functional mufflers and sound limiting devices necessary to ensure compliance with prescribed noise limits. All litter and debris is required to be cleaned up.
A copy of the full text of this ordinance is on file in the office of the City Clerk and available for public inspection.
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 AUGUST 5, 1991
Passed and Adopted by the Council of The City of San Diego on SEPTEMBER 9, 1991
AUTHENTICATED BY:
MAUREEN O'CONNOR
Mayor of The City of San Diego, CA
CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, CA
By MAYDELL L. PONTECORVO, Deputy
Pub. Sept. 23 228673

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 O-17676 (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:

SEPTEMBER 23

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

Dated at San Diego, California this 23RD day of SEPT., 19 91.



(Signature)

2 6/8" x 2 = 72.60

