

(O-94-45)

ORDINANCE NUMBER O- 18035 (NEW SERIES)

ADOPTED ON FEB 22 1994

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 3, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 63.08 RELATING TO POSSESSION OF FIREARMS AND OTHER DEVICES IN PARKS AND OPEN SPACE AREAS TO INCLUDE A PROHIBITION OF WAR GAMES USING LASERSCOPE-EQUIPPED DEVICES

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

Section 1. That Chapter VI, Article 3, of the San Diego Municipal Code be and the same is hereby amended by amending Section 63.08, to read as follows:

**SEC. 63.08 Possession of Firearms and Other Devices in Parks and Open Space Areas**

No persons other than those persons specifically authorized by law or City permit so to do, shall use, possess, transport, carry, fire, or discharge any fireworks, firearm, air gun, archery device, slingshot or explosive of any kind across, on, or into any City park or designated open space area. "Designated open space area" for the purpose of this section shall mean those open space lands owned by the City and described in that document on file in the office of the City Clerk as Document No. 17082. The City Manager shall have the authority to add open space areas to said document as open space areas are acquired by the City.

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94 JAN 24 AM 9:10  
CITY CLERKS OFFICE  
SAN DIEGO, CA

LEB SS 1000  
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In addition, no persons shall participate in activities utilizing laserscope-equipped guns or devices in any City park or designated open space area. For the purpose of this section, "activities" shall mean war games in which two or more persons participate, and "war games" shall mean any activity where one person attempts to strike another person with a laser light. For the purpose of this section, "laserscope" means a portable battery-powered device capable of being attached to a firearm and capable of projecting a laser light on objects at a distance.

This section shall not be applicable to the extent any portion of a City park or designated open space area has been officially set aside or authorized for use by the public or any individual for any of the above prohibited uses.

With regard to, and only with regard to, unloaded firearms, unloaded air guns, laserscope-equipped guns or devices, archery devices and slingshots, a violation of this provision shall constitute an infraction with punishment as defined in Section 12.0201 of this Code. All other violations of this section shall constitute a misdemeanor and be punishable as set forth in Section 12.0201 of this Code.

**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   
Harold O. Valderhaug  
Chief Deputy City Attorney

HOV:ps  
01/12/94  
Or. Dept: PF&R  
O-94-45  
Form=o+t

OLD LANGUAGE LINED OUT  
NEW LANGUAGE REDLINED

(0-94-45)

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With regard to, and only with regard to, unloaded firearms, unloaded air guns, ~~laserscope-equipped guns or devices~~, archery devices and slingshots, a violation of this provision shall constitute an infraction with punishment as defined in Section ~~1312~~.0201 of this Code. All other violations of this section shall constitute a misdemeanor and be punishable as set forth in Section ~~1312~~.0201 of this Code.

0-18035

FEB 22 1994

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

| Council Members     | Yeas                                | Nays                     | Not Present                         | Ineligible               |
|---------------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Harry Mathis        | <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"/> |
| Christine Kehoe     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| George Stevens      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Barbara Warden      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Valerie Stallings   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Judy McCarty        | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Juan Vargas         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Mayor Susan Golding | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |

AUTHENTICATED BY:

(Seal)

SUSAN GOLDING  
Mayor of The City of San Diego, California.

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

By *Mary Cepeda* 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

JAN 31 1994

FEB 22 1994

~~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.

(Seal)

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

By *Mary Cepeda* Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-18035 Adopted FEB 22 1994

RECEIVED

94 JAN 24 AM 9:10

CITY CLERKS OFFICE  
SAN DIEGO, CA

LEB 88 1086

TO: [Faint text]

FROM: [Faint text]

SUBJECT: [Faint text]

[Faint body text]

JAN 21 1994

LEB 88 1086

[Faint body text]

[Faint body text]

[Faint body text]

| Item    | 1       | 2       | 3       | 4       |
|---------|---------|---------|---------|---------|
| [Faint] | [Faint] | [Faint] | [Faint] | [Faint] |
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| [Faint] | [Faint] | [Faint] | [Faint] | [Faint] |
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| [Faint] | [Faint] | [Faint] | [Faint] | [Faint] |

City of San Diego, California  
 Department of Public Works  
 Planning and Development Division

LEB 88 1086



CERTIFICATE OF PUBLICATION

MAR 11 1994

OFFICE OF THE CITY CLERK  
CITY ADMIN. BLDG.  
202 C STREET, 2ND FLOOR  
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 3,...

I, Corey Donahue, 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 0-18035 (NEW SERIES)**  
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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 January 31, 1994. Passed and adopted by the City Council of the City of San Diego on February 22, 1994.  
AUTHENTICATED BY:  
SUSAN GOLDING  
Mayor of The City of San Diego, CA  
CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, CA  
(SEAL)  
By MARY CEPEDA, Deputy  
Pub. Mar. 8 288685

ORDINANCE NUMBER 0-18035 (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:

MAR. 8

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

Dated at San Diego, California this 8th day of MAR., 19 94.

*Corey Donahue*  
\_\_\_\_\_  
(Signature)

2 1/4" x 2 = \$ 53.76