

(O-2000-50)

ORDINANCE NUMBER O- **18706** (NEW SERIES)

ADOPTED ON **NOV 08 1999**

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 3, DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE BY RENUMBERING SECTIONS 63.0107 AND 63.0108 TO SECTIONS 63.0108 AND 63.0109; AND BY ADDING NEW SECTION 63.0107, ALL RELATING TO USE OF PARK AREAS.

WHEREAS, the City of San Diego's first municipal skateboard park is scheduled to open at Robb Field in December 1999; and

WHEREAS, the California Health and Safety Code [Code] provides public agencies with immunity from liability resulting from injuries caused by stunt, trick, or luge skateboarding, provided that certain conditions are met; and

WHEREAS, one of the conditions required by the Code is that the local public agency enact an ordinance requiring the use of certain safety equipment at a public skateboard park [Park]; and

WHEREAS, a further condition required by the Code is that signs be posted at a Park to provide notice of the safety equipment requirement imposed by the ordinance, as well as the possibility of citation for failure to do so; and

WHEREAS, the City desires to be able to invoke the immunity provided by the Code;  
NOW, THEREFORE

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

Section 1. That Chapter VI, Article 3, Division 1, of the San Diego Municipal Code is

amended by renumbering sections 63.0107 and 63.0108 to sections 63.0108 and 63.0109, to read as follows:

**SEC. 63.0108 Park Rangers Authorized to Enforce State and Local Codes**

[No change in text.]

**SEC. 63.0109 Speed Limit on Boardwalk**

[No change in text.]

Section 2. That Chapter VI, Article 3, Division 1, of the San Diego Municipal Code is amended by adding section 63.0107, to read as follows:

**SEC. 63.0107 Use of Safety Equipment at City Skateboard Facilities**

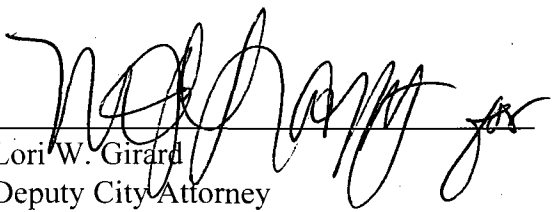
(a) It is unlawful for any person to ride a skateboard at the Robb Field Skateboard Park, or at any other recreational skateboard facility located on property owned by the City of San Diego, unless that person is wearing a helmet, elbow pads, and knee pads.

(b) It is unlawful for any operator of a recreational skateboard facility, located on property owned by the City of San Diego, to fail to post signs at the facility providing reasonable notice that any person riding a skateboard at the facility without wearing a helmet, elbow pads, and knee pads, is subject to citation under the provisions of this Code.

Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 4. This ordinance will take effect and be in force on the thirtieth day from and after its passage.

APPROVED: CASEY GWINN, City Attorney

By   
Lori W. Girard  
Deputy City Attorney

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Or.Dept:Pk.&Rec.  
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