

ORDINANCE NUMBER O- 19852 (NEW SERIES)

DATE OF FINAL PASSAGE MAY **28** 2009

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AMENDING CHAPTER 3, ARTICLE 3,
DIVISION 41, OF THE SAN DIEGO MUNICIPAL CODE BY
AMENDING SECTION 33.4104, RELATING TO CASINO
PARTY

WHEREAS, the San Diego Police Department [SDPD] charges application, renewal and regulatory fees for police regulated businesses and occupations; and

WHEREAS, SDPD conducted a full evaluation of the costs and revenues associated with providing City of San Diego [City] services, in accordance with the California Constitution as well as the State Government Code, which authorize local jurisdictions to impose fees, charges, and rates in order to recover costs associated with provided services; and

WHEREAS, it is the policy of the City to establish fees to recover the costs of providing services in accordance with the City of San Diego Administrative Regulation 95.25; and

WHEREAS, Administrative Regulation 95.25 encourages transferring specific fee schedules listed in the San Diego Municipal Code and Council Resolutions to the standardized Ratebook maintained by the City Clerk; and

WHEREAS, the City has an adopted User Fee Policy dated March 10, 2009; and

WHEREAS, the cost of inspecting and regulating police regulated activities is borne by the permittee pursuant to San Diego Municipal Code section 33.0307; and

WHEREAS, the fee for a casino party application is currently \$50.00 and is codified in San Diego Municipal Code section 33.4104; and

WHEREAS, SDPD may from time to time need to adjust these fees in accordance with the provisions of Chapter 3 of the Municipal Code; NOW THEREFORE,

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

Section 1. That Chapter 3, Article 3, Division 41, of the San Diego Municipal Code is amended by amending Section 33.4104 to read as follows:

§33.4104 Application

An application for a casino party shall be made to the Chief of Police accompanied by a non-refundable fee on forms provided by the Chief of Police not less than thirty (30) days prior to the proposed date of the party.

The application for the casino party shall contain the following:

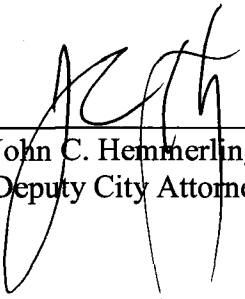
(a) through (d) [No change in text.]

Section 2. 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 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By



John C. Hemmerling
Deputy City Attorney

JCH:ar
04/07/09
Or.Dept:Police
O-2009-124

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of MAY 12 2009.

ELIZABETH S. MALAND
City Clerk

By *Jerry Sanders*
Deputy City Clerk

Approved: 5-18-09
(date)

JS
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor