

*Item - led*  
*Subitem - B* 7/14/15  
(O-2015-161)

ORDINANCE NUMBER O- 20539 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 15 2015

AN ORDINANCE AMENDING CHAPTER 6, ARTICLE 3, DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 63.0120 TO ADD FAULT LINE PARK AND CORTEZ HILL PARK TO THE NIGHTTIME CURFEW FOR CERTAIN DOWNTOWN PUBLIC PARKS.

WHEREAS, public parks in Downtown San Diego are intended for the enjoyment of the general public, including families with children. In an effort to curtail violations of public laws during nighttime hours, the City of San Diego previously established nighttime curfews at certain Downtown parks; and

WHEREAS, the nighttime curfews in City parks serve as an effective means for the Police Department to minimize illegal use of the parks and prevent criminal and unsanitary activities and overnight camping violations in the parks, resulting in a safer environment for general public use; and

WHEREAS, neighborhood and community groups, as well as the City's Park and Recreation Board, have recommended adding two parks to the Downtown nighttime curfew. The parks are Fault Line Park, a new City park located on the block between Island Avenue and 14th, 15th, and J Streets and due to be transferred to the City in Summer 2015 pursuant to existing agreements by and between a private owner and the former Redevelopment Agency of San Diego, and Cortez Hill Park (also known as Tweet Street Park), a City park opened in 2008 and located along the north side of Date Street, between 7th and 10th Avenues, and along the east side of 10th Avenue, between Date and Beech Streets; and

WHEREAS, adding Fault Line Park and Cortez Hill Park to the nighttime curfew will conform these parks to the usage regulations at similar Downtown parks; NOW, THEREFORE,

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

Section 1. That Chapter 6 Article 3, Division 1 of the San Diego Municipal Code is amended by amending section 63.0120, to read as follows:

**§63.0120 Nighttime Curfew for Certain Downtown Public Parks and the Spruce Street Pedestrian Bridge**

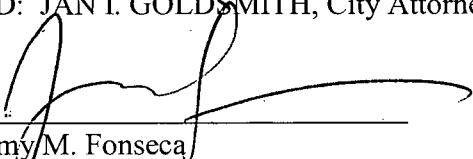
- (a) It is unlawful for any person to be on the grounds of the following parks from midnight until 6:00 a.m.: Children's Park, Gaslamp Square Park, Pantoja Park, Amici Park, the Children's Museum Park, Fault Line Park, and Cortez Hill Park.
- (b) [No change in text.]

Section 2. That a full reading of this Ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its 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

  
\_\_\_\_\_  
Jeremy M. Fonseca  
Deputy City Attorney

JMF:mcb  
June 9, 2015  
Or.Dept: Civic San Diego  
Doc. No.: 1040762

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUL 14 2015.

ELIZABETH S. MALAND  
City Clerk

By *Mary Fernandez*  
Deputy City Clerk

Approved: 7/14/15  
(date)

*Kevin L. Faulconer*  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

**STRIKEOUT ORDINANCE**

**OLD LANGUAGE: ~~Struck Out~~**

**NEW LANGUAGE: Double Underline**

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FOR CERTAIN DOWNTOWN PUBLIC PARKS.

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Pedestrian Bridge**

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from midnight until 6:00 a.m.: Children’s Park, Gaslamp Square Park,  
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Park, and Cortez Hill Park.
- (b) [No change in text.]

JMF:mcb  
June 9, 2015  
Or.Dept: Civic San Diego  
Doc. No.: 1040763

Passed by the Council of The City of San Diego on JUL 14 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 15 2015.

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By Mary Kennedy, 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

JUN 30 2015, and on JUL 15 2015.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By Mary Kennedy, Deputy

Office of the City Clerk, San Diego, California

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