

ORDINANCE NUMBER O- **21646** (NEW SERIES)

DATE OF FINAL PASSAGE **MAY 25 2023**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO DESIGNATING FIFTH AVENUE AS A "SLOW
STREET" BETWEEN BROADWAY AND K STREET TO
INCLUDE INTERMITTENT CLOSURES TO VEHICULAR
TRAFFIC.

WHEREAS, the Gaslamp Quarter is one of San Diego's major tourist attractions and Fifth Avenue is the main street for the Gaslamp Quarter; and

WHEREAS, repurposing Fifth Avenue during certain days and hours of the week as open space will foster a more walkable, pedestrian-friendly environment, offer additional seating areas for pedestrians and patrons of the surrounding businesses, and encourage non-motorized transportation; and

WHEREAS, during the COVID-19 pandemic, Fifth Avenue between F Street and L Street was closed to traffic five days a week, generally from 12:00 p.m. to 2:00 a.m. This closure has proven highly popular and encouraged the addition of outdoor dining opportunities in a safe, traffic-free environment, with no significant impact to surrounding traffic operations observed during its operation; and

WHEREAS, the City desires to continue this arrangement under a "slow streets" designation as described in California Vehicle Code section 21101(f) and extend the closure on Fifth Avenue from K Street to Broadway; and

WHEREAS, the City intends for the "slow streets" closure of Fifth Avenue to occur up to seven days a week, generally between the hours of 12 p.m. and 2 a.m., with Fifth Avenue open to traffic for some hours of every day in order to facilitate deliveries and trash services to adjacent properties; and

WHEREAS, City traffic engineers have analyzed potential traffic impacts from the ongoing closure of Fifth Avenue, and determined that street segments along Fourth Avenue, Sixth Avenue, and cross streets within the project area will continue to operate at acceptable levels of service with the closure and traffic restriction, leaving a sufficient portion of the surrounding area for other public uses; and

WHEREAS, City traffic engineers have additionally determined that the closure is necessary for the safety and protection of persons who may use the portion of the street during closures and traffic restrictions; and

WHEREAS, the City has provided mailed notice to all residents and property owners adjacent to the proposed “slow street” area on Fifth Avenue to inform them of the public engagement process and the hearing to approve the “slow street” designation for Fifth Avenue; and

WHEREAS, information regarding the Fifth Avenue Slow Street is available on the City of San Diego’s public website at <https://www.sandiego.gov/tsw/programs/slow-streets-program>; and

WHEREAS, the Gaslamp Quarter Association (GQA) manages the current closure, and a Maintenance and Operations Agreement between the City and GQA is under development to allow the GQA to continue to manage the street closure once designated as a “slow street”; and

WHEREAS, the Office of the City Attorney has drafted this ordinance based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,


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

Section 1. That Fifth Avenue, between Broadway and K Street, is designated as a "slow street" as described in Vehicle Code section 21101(f) and may be closed intermittently to vehicular traffic.

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: MARA W. ELLIOTT, City Attorney

By 
Ryan R. Gerrity
Deputy City Attorney

RPG:cw
3/24/2023
Or.Dept: Transportation Department
CC No.: N/A
Doc. No.: 3260549

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of MAY 16 2023

DIANA J.S. FUENTES
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 5/24/23
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

(NOTE: The date of final passage is May 25, 2023, which represents the date this ordinance was returned to the Office of the City Clerk with the Mayor's signature of approval.)

Passed by the Council of The City of San Diego on MAY 16 2023, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 25 2023

AUTHENTICATED BY:

(Seal)

TODD GLORIA

Mayor of The City of San Diego, California.

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By [Signature], 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

APR 25 2023

and on

MAY 25 2023

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)

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By [Signature], Deputy

Office of the City Clerk, San Diego, California

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