

5-17-66

**ORDINANCE NO. 9434  
(NEW SERIES)**

**AN ORDINANCE AMENDING DIVISION 15, OF ARTICLE 3, OF CHAPTER III OF THE SAN DIEGO MUNICIPAL CODE BY ADDING THERETO CERTAIN LANGUAGE TO SECTION 33.1530.1 THEREOF GOVERNING MINIMUM FLOOR SPACE FOR DANCE HALLS.**

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

Section 1. That Division 15, Article 3, Chapter III of the San Diego Municipal Code be amended by adding thereto certain language to Section 33.1530.1 to read as follows: "SEC. 33.1530.1 MINIMUM FLOOR SPACE

It shall be unlawful for any person, as principal, agent or otherwise, to carry on, maintain, or conduct, or assist in carrying on, maintenance, or conducting of any public dance hall or public dance in connection with any business or at any place wherein food or beverages are sold or served, in any room, place or space which does not contain a floor space allotted to dancing of at least four hundred (400) square feet of unimpeded designated dance floor; provided, however, if in any specific case, the City Manager shall recommend to the

City Council, based upon the report and findings of the Chief of Police made after conducting the investigation hereinafter in this ordinance provided for, that the floor space allotted to dancing be less than four hundred (400) square feet, then and in that event, the Council may, in its discretion, by resolution, determine and declare the size of the area of floor space allotted to dancing that shall be required; but unless such a resolution shall be adopted no lesser area than four hundred (400) square feet shall be permitted; provided, further, that this section shall not be deemed to prohibit the conduct or maintenance of such public dance in any room, place or space wherein dancing is at the effective date of this section authorized."

Section 2. This ordinance shall take effect and be in force on the thirty-first day from and after its passage.

Introduced on May 17, 1966.

Passed and adopted by the Council of The City of San Diego on May 26, 1966.

AUTHENTICATED BY:

FRANK E. CURRAN,  
Mayor of The City of  
San Diego, California.  
PHILLIP ACKER,

City Clerk of The City of  
San Diego, California.  
By LA VERNE E. MILLER,  
6/5 (37356) Deputy.

MAY 26 1966

AN ORDINANCE AMENDING DIVISION 15, OF ARTICLE 3,  
OF CHAPTER III OF THE SAN DIEGO MUNICIPAL CODE  
BY ADDING THERETO CERTAIN LANGUAGE TO SECTION  
33.1530.1 THEREOF GOVERNING MINIMUM FLOOR SPACE  
FOR DANCE HALLS.

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

Section 1. That Division 15, Article 3, Chapter III of  
the San Diego Municipal Code be amended by adding thereto  
certain language to Section 33.1530.1 to read as follows:

"SEC. 33.1530.1 MINIMUM FLOOR SPACE

It shall be unlawful for any person, as principal,  
agent or otherwise, to carry on, maintain, or conduct,  
or assist in carrying on, maintenance, or conducting  
of any public dance hall or public dance in connection  
with any business or at any place wherein food or  
beverages are sold or served, in any room, place or  
space which does not contain a floor space allotted  
to dancing of at least four hundred (400) square feet  
of unimpeded designated dance floor; provided, however,  
if in any specific case, the City Manager shall recommend  
to the City Council, based upon the report and findings  
of the Chief of Police made after conducting the investi-  
gation hereinafter in this ordinance provided for, that  
the floor space allotted to dancing be less than four  
hundred (400) square feet, then and in that event, the  
Council may, in its discretion, by resolution, deter-  
mine and declare the size of the area of floor space  
allotted to dancing that shall be required; but unless  
such a resolution shall be adopted no lesser area than

four hundred (400) square feet shall be permitted; provided, further, that this section shall not be deemed to prohibit the conduct or maintenance of such public dance in any room, place or space wherein dancing is at the effective date of this section authorized."

Section 2. This ordinance shall take effect and be in force on the thirty-first day from and after its passage.

Presented by \_\_\_\_\_

APPROVED: EDWARD T. BUTLER, City Attorney

By \_\_\_\_\_  
Brian J. Newman-Crawford, Deputy

NEW LANGUAGE: Underlined  
OLD LANGUAGE: Strike-out type

"SEC. 33.1530.1 MINIMUM FLOOR SPACE

It shall be unlawful for any person, as principal, agent or otherwise, to carry on, maintain, or conduct, or assist in carrying on, maintenance, or conducting of any public dance hall or public dance in connection with any business or at any place wherein food or alcoholic beverages are sold or served, in any room, place or space which does not contain a floor space allotted to dancing of at least four hundred (400) square feet of unimpeded designated dance floor; provided, however, if in any specific case, the City Manager shall recommend to the City Council, based upon the report and findings of the Chief of Police made after conducting the investigation hereinafter in this ordinance provided for, that the floor space allotted to dancing be less than four hundred (400) square feet, then and in that event, the Council may, in its discretion, by resolution, ~~adopted-by-a-vote-of-not-less-than-five-members-thereof,~~ determine and declare the size of the area of floor space allotted to dancing that shall be required; but unless such a resolution shall be adopted no lesser area than four hundred (400) square feet shall be permitted; provided, further, that this section shall not be deemed to prohibit the conduct or maintenance of such public dance in any room, place or space wherein dancing is at the effective date of this section authorized.