

(Gen'l, Dance Halls, Cabarets, etc.)
CITY COUNCIL REFERRAL ROUTE SLIP
OFFICE OF CITY CLERK
CITY OF SAN DIEGO, CALIFORNIA

Doc 698008

DATE ROUTED

April 7, 1966 - Item 111

TO

Council Conference

SUBJECT

Amend Chap V, Art 6, S.D. Municipal Code re: Prohibiting Employees from eating and drinking and dancing with patrons.

COUNCIL COMMENT

Refer to Council Conference

ADDRESSEE'S ACTION

Referred to Council docket.
See attached excerpt from Council Conference of April 26, 1966

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1966 APR 28 PM 2: 11

MATERIAL ATTACHED — PLEASE RETURN

- DOCUMENT NUMBER Copy of Ord.
- RESOLUTION NUMBER _____
- OTHER: _____

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RETURN THIS ROUTE SLIP WITH YOUR RETURN

DRINKING AND
DANCING BY
EMPLOYEES
WITH PATRONS
PROHIBITED

The Deputy Attorney explained that this was no more than the old "Mingling" law and did not apply to musicians working in a Cabaret.

Councilman de Kirby moved and it was agreed that this be referred to the Council docket.

4-7-66

NEW LANGUAGE: Underlined
OLD LANGUAGE: Strike-out Type

"SEC. 56.18 EMPLOYEES EATING, DRINKING AND DANCING
WITH PATRONS--PROHIBITED

(a) Intent and Purpose. To protect the public from
improper influence by employees of establishments required
to be licensed under this Division, so that patrons may
exercise free choice and be in full possession of their
faculties at all times; to preserve the peace of the com-
munity at such establishments.

(b) No employee of any establishment serving food
or beverages to the public shall eat, drink, or dance
with any patron in such establishment.

(c) No owner shall knowingly permit an employee
of any establishment required to be licensed under this
Division, to eat, drink, or dance with any patron in such
establishment."

~~"SEC. 33,1541--LIQUOR-ESTABLISHMENTS--FEMALE-EMPLOYEES
REGULATED~~

and

~~"SEC. 33,1541,1--LIQUOR-ESTABLISHMENTS--FEMALE-EMPLOYEES
ACTS-PROHIBITED-~~

(ENTIRE SECTIONS REPEALED)

~~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.~~ Nothing in 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.

Thursday, April 7, 1966

ORDINANCES TO BE INTRODUCED:

106 Amending Chapter III, Article 3, Division 27, of the SAN DIEGO MUNICIPAL CODE by ADDING Section 33.2710 thereto and by AMENDING Section 33.2713 thereof, relating to the REGULATION OF MERCHANDISE COUPONS. (Police Regulated; BOND REQUIRED.)

107 Amending Article 3, Chapter III, of the SAN DIEGO MUNICIPAL CODE by ADDING thereto a new Division regulating SWAP MEETS and SWAP LOANS. (Sections 33.3200 through 33.3206.)

108 Amending Chapter V, Article 6, of the SAN DIEGO MUNICIPAL CODE by ADDING thereto a new section to be known as and numbered Section 56.19, relating to PERSONS IMPERSONATING THE OPPOSITE SEX. (Appearance in Apparel Customarily worn by the Opposite Sex Prohibited.)

109 Amending Section 33.1540.1 of Division 15, Article 3, Chapter III, of the SAN DIEGO MUNICIPAL CODE, PROHIBITING APPEARANCE in APPAREL CUSTOMARILY WORN by the OPPOSITE SEX.

110 Amending Article 6, Chapter V, of the SAN DIEGO MUNICIPAL CODE by AMENDING Section 56.04, relating to VISITING GAMBLING PREMISES. (Visiting Gambling Premises--Prohibited.)

111 Amending Chapter V, Article 6, of the SAN DIEGO MUNICIPAL CODE by ADDING thereto a new section to be known as and numbered Section 56.18; and REPEALING Sections 33.1541 and 33.1541.1 of Division 15, Article 3, Chapter III, PROHIBITING EMPLOYEES from EATING, DRINKING and DANCING with PATRONS. (Repealed Section 33.1541 LIQUOR ESTABLISHMENTS--FEMALE EMPLOYEES REGULATED; Repealed Section 33.1541.1 LIQUOR ESTABLISHMENTS--FEMALE EMPLOYEES ACTS PROHIBITED.)

*Cobb,
Norn
absent*

*Cont 30 days
5-10
Refer to C/Conf.*

7-0 vote

112 Amending Division 3, Article 1, Chapter III, of the SAN DIEGO MUNICIPAL CODE by AMENDING Section 31.0308.1 relating to LICENSE TAX on PUBLIC DANCE HALLS where FOOD or BEVERAGES ARE SERVED. (Deleting "intoxicating liquor" and adding "food or beverages.")

Thursday, April 7, 1966

ORDINANCES TO BE INTRODUCED: (Continued)

- 113 Amending Division 5, Article 3, Chapter III, of the SAN DIEGO MUNICIPAL CODE by AMENDING Sections 33.0501 and 33.0502 relating to RIGHT OF APPEAL TO COUNCIL. (Denial; suspension; revocation of license; Procedure upon appeal.)
- 114 Amending Chapter III, Article 3, of the SAN DIEGO MUNICIPAL CODE by ADDING thereto a new Division thereof to be known as and numbered Division 33, regulating the LOCKER CLUB BUSINESS within The City of San Diego. (Sections 33.3300 through 33.3307.)
- 115 Amending Division 15, Article 3, Chapter III, of the SAN DIEGO MUNICIPAL CODE by AMENDING Sections 33.1530, 33.1530.5, 33.1530.7, 33.1540 and 33.1540.2; regulating PUBLIC DANCE HALLS and CABARETS where FOOD and BEVERAGES are sold. (Definitions; Licenses; Form of Application; Employees in Establishments Serving Food or Beverages--Regulations; Employees--Percentage Compensation Prohibited.)
- 116 Amending Division 14, Article 3, Chapter III, of the SAN DIEGO MUNICIPAL CODE by AMENDING Sections 33.1402 and 33.1405; and by ADDING a new section to be known as and numbered Section 33.1406.1, regulating SOLICITORS and PEDDLERS. (Solicitors, Peddlers--Registration and Identification Required; Compliance with Requirements--Issuance of Registration Card; Hours for Soliciting.)
- 117 Amending Division 15, Article 3, Chapter III, of the SAN DIEGO MUNICIPAL CODE by AMENDING Sections 33.1520.10 and 33.1530.1 thereof by adding thereto certain language governing the operation of DANCE HALLS. (Matron and Patrolman Required; Minimum Floor Space.)
- 118 Amending Section 1 of Ordinance No. 9134 (New Series), adopted December 24, 1964, INCORPORATING portions of SECTIONS 24 and 25, TOWNSHIP 14 SOUTH, RANGE 4 WEST, S.B.B.M., into R-1-10 and R-3 ZONES; - extend time to January 24, 1967. (Planning Commission voted 4-0 to APPROVE; Minute Page 89; no opposition.)

ORDINANCE NO. _____
(New Series)

AN ORDINANCE AMENDING CHAPTER V, ARTICLE 6, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING THERETO A NEW SECTION TO BE KNOWN AS AND NUMBERED SECTION 56.18; AND REPEALING SECTIONS 33.1541 AND 33.1541.1 OF DIVISION 15, ARTICLE 3, CHAPTER III, PROHIBITING EMPLOYEES FROM EATING, DRINKING AND DANCING WITH PATRONS.

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

Section 1. That Article 6 of Chapter V of the San Diego Municipal Code be, and the same is hereby amended by adding thereto a new section to be known as and numbered Section 56.18, to read as follows:

"SEC. 56.18 EMPLOYEES EATING, DRINKING AND DANCING WITH PATRONS--PROHIBITED

(a) Intent and Purpose. To protect the public from improper influence by employees of establishments required to be licensed under this Division, so that patrons may exercise free choice and be in full possession of their faculties at all times; to preserve the peace of the community at such establishments.

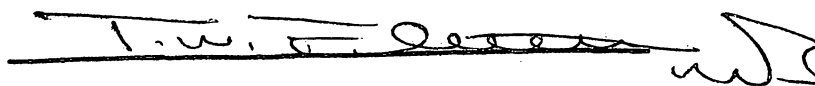
(b) No employee of any establishment serving food or beverages to the public shall eat, drink, or dance with any patron in such establishment.

(c) No owner shall knowingly permit an employee of any establishment required to be licensed under this Division to eat, drink, or dance with any patron in such establishment."

Section 2. That Sections 33.1541 and 33.1541.1 of the San Diego Municipal Code be, and the same are hereby repealed.

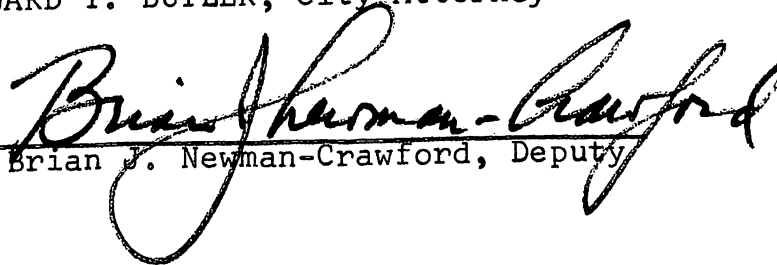
Section 3. This ordinance shall take effect and be in force on the thirty-first day from and after its passage.

Presented by



APPROVED: EDWARD T. BUTLER, City Attorney

By



Brian J. Newman-Crawford, Deputy

Passed and adopted by the Council of The City of San Diego on _____,
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Helen R. Cobb	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ivor de Kirby	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Harry F. Scheidle	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Hom	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jack Walsh	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Schaefer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Frank E. Curran	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

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

PHILLIP ACKER
 City Clerk of The City of San Diego, California.

(Seal)

By _____, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until six calendar days had elapsed between the day of its introduction and the day of its final passage, to-wit, on _____, and on _____.

I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

PHILLIP ACKER
 City Clerk of The City of San Diego, California.

(Seal)

By _____, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to-wit, on _____, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

I FURTHER CERTIFY that the final reading of said ordinance was in full.

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

PHILLIP ACKER
 City Clerk of The City of San Diego, California.

By _____, Deputy.

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 1966 APR -4 PM 12:41
 SAN DIEGO CALIFORNIA

Office of the City Clerk, San Diego, California	
Document Number	698008 Filed APR -5 1966
Ordinance Number	Adopted