

**SAN DIEGO POLICE DEPARTMENT
ORDE**

DATE/TIME: NOVEMBER 4, 2020 1315 HOURS
NUMBER: OR 20-41
SUBJECT: ENFORCEMENT OF PEDESTRIANS STANDING ON SIDEWALKS
COST CENTER: 1914131211
SCOPE: ALL MEMBERS OF THE DEPARTMENT
DEPARTMENT PROCEDURE AFFECTED: N/A

Effective immediately, Officers of the San Diego Police Department shall **cease enforcement of Pedestrians Standing on Sidewalks, San Diego Municipal Code section 83.02.03.** This section shall not provide not a basis for detention, citation, or arrest.

The Municipal Code states:

§83.0203 Pedestrians Standing on Sidewalks

In the Central Traffic District or any business district it shall be unlawful for any pedestrians to stand on the sidewalk, except as near as practicable to the building line or the curb line.

Any officer who receives a subpoena for court where there is a charge of SDMC 83.0203 should be prepared to dismiss that charge.

Unless otherwise rescinded or superseded by another directive, this Order shall remain in effect pending the outcome of an appeal in *Lee v. City of San Diego, et al.*, U.S. Court of Appeal Case number 20-56146, U.S. District Court case number 18cv0159 W (BLM)

Please read at squad conferences and give a copy to all personnel.