

ORDINANCE NO. 85-065

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

JUN 25 1985

AN ORDINANCE AMENDING CHAPTER 26 OF
THE SACRAMENTO CITY CODE BY ADDING
SECTIONS 26.4 THROUGH 26.7, RELATING
TO DIVING AND MOORING

BE IT ORDAINED BY THE CITY COUNCIL OF SACRAMENTO AS FOLLOWS:

SECTION 1. Purpose.

The purpose of this ordinance is to assist in the effort to preserve as historical artifacts any submerged vessel located in the Sacramento River within the area specified in Section 2. Regulation of diving and of mooring of vessels located in that area is necessary in order to prevent removal or damage to any portion of those artifacts, to allow for their historical and scientific study while they are intact, and for their future preservation.

SECTION 2.

Chapter 26 of the City Code is amended by adding the following provisions:

Sec. 26.4. Diving and Mooring of Vessels Prohibited.

No person shall engage in scuba diving or any other form of diving in, or moor a vessel or other object in the area described as follows:

All that certain real property situate in the City of Sacramento, County of Sacramento, State of California, described as follows:

BEGINNING at a point where the flood wall of the Sacramento River intersects the Northern right-of-way line of J Street; thence, Westerly along a line perpendicular to the flood wall 150'; thence, Southerly along a line parallel to the flood wall 150'; thence, Easterly along a line perpendicular

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to the flood wall 150' or that distance to the point of intersection with the flood wall; thence, Northerly along the wall 150' to the point of beginning; containing 9,000 square feet, more or less.

Sec. 26.5. Posting of Signs.

The portion of the area, described in Section 26.4, which consists of waterfront facilities, shall be posted with signs which contain the prohibitions contained in Section 26.4 above.

Sec. 26.6. Exception: Permit Holders.

The provisions of Section 26.4 shall not apply to persons who hold a valid permit to dive or moor within the area described in Section 26.4, issued by the California State Lands Commission.

Sec. 26.7. Penalty: Misdemeanor.

Violation of the provisions of Section 26.4 shall be a misdemeanor.

SECTION 3.

This ordinance is an emergency measure, to become effective immediately upon its adoption. The facts giving rise to the emergency are the immediate need to protect and preserve as valuable historic assets all submerged objects located within the described area, including several sunken vessels. Immediate protection is needed in order to prevent removal of any portion of those assets pending study and inventory of them.

DATE PASSED FOR PUBLICATION: JUN 25 1985


DATE ENACTED: JUN 25 1985

DATE EFFECTIVE: JUN 25 1985



MAYOR

ATTEST:



DEPUTY, CITY CLERK

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