

RESOLUTION NO. 85-94

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH DESIGNATING SURFING AREAS AND ESTABLISHING DATES AND HOURS WHEN SUCH SURFING AREAS MAY BE USED AND RESCINDING RESOLUTION NO. 9451

WHEREAS, Sections 11.16.020, 11.16.030 and 11.16.040 of the Newport Beach Municipal Code authorize the City Council to designate certain areas of the Pacific Ocean where surfing shall be both permitted and prohibited, specify the dates and hours when such surfing areas may be used for surfing, regulate the use of surfing areas by swimmers, and adopt other regulations relating to surfing; and

WHEREAS, the City Council has adopted Resolution No. 9451 designating surfing areas and establishing certain dates and hours when such areas may be used for surfing; and

WHEREAS, the City Council wishes to rescind Resolution No. 9451 relating to the designation of surfing areas and establishing dates and times and substitute the following resolutions.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newport Beach that the following surfing regulations are hereby established:

Section 1: Surfing Areas Designated. The following described areas of the Pacific Ocean are hereby designated as surfing areas:

(a) County Surfing Area. That area generally described as the mouth of the Santa Ana River.

(b) Surfing Area No. 1. That area between the westerly boundary of the City to the West Harbor Jetty, excluding a four-block zone between 40th Street and West Ocean Front and 44th Street and West Ocean Front. No board surfing shall be permitted during the hours of 8:00 A.M. and 6:00 P.M. from May 1 through October 31 in the 40th Street to 44th Street zone.

(c) Surfing Area No. 2. That area adjacent to the East Harbor Jetty in Corona del Mar, no closer than twenty (20) feet and no further than two hundred (200) feet from said Jetty.

(d) Surfing Area No. 3. That area commonly known as Little Corona Beach.

Section 2. Dates Surfing Permitted. Effective June 15 through September 10 of each year, subject to any further limitations as set forth herein, surfing shall be permitted in all designated areas. After September 10 and before June 15 of each year, surfing is permitted at all ocean beaches located in the city.

Section 3. Hours Surfing Permitted. Surfing shall be permitted in Areas 1, 2, and 3 between the hours of 6:00 A.M. and 12:00 Noon and between 4:00 P.M. and sunset only. Surfing in the County Surfing Area is permissible all day.

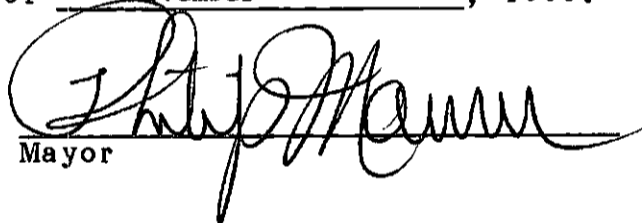
Section 4. Blackball Flag. The Blackball Flag consists of a yellow field with a large black ball in the center. When the Blackball Flag is flying from a lifeguard tower, regardless of the date or time, the area is closed to surfing.

Section 5. Swimming in Surfing Areas. Swimming is permitted during surfing hours in all surfing areas except Surfing Area No. 2 where no swimming is allowed during surfing hours.

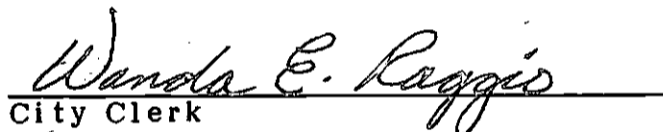
Section 6. Flotation Devices at The Wedge. All flotation devices such as boogie boards, surf mats, etc. are prohibited at the area commonly known as The "Wedge" when the Blackball Flag is displayed.

BE IT FURTHER RESOLVED, that Resolution No. 9451 is hereby rescinded.

ADOPTED this 25th day of November, 1985.


Mayor

ATTEST:


City Clerk