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RESOLUTION NO. C-28361

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF LONG BEACH AMENDING AND RESTATING  
SECTION V OF THE LONG BEACH MARINA RULES AND  
REGULATIONS AND THE LONG BEACH RAINBOW  
HARBOR RULES AND REGULATIONS

WHEREAS, the City of Long Beach had adopted, further to Long Beach  
Municipal Code Section 16.08.970, the Long Beach Marina Rules and Regulations and  
the Rainbow Harbor Rules and Regulations; and

WHEREAS, the City Council now desires to amend those Rules and  
Regulations by amending and restating Section V; and

WHEREAS, Section V identifies the laws, ordinances, rules and  
regulations enforceable by designated Marine Security Officers; and

WHEREAS, this resolution updates the laws, ordinances, rules and  
regulations enforceable by adding additional sections to enhance service and also  
deletes those sections no longer appropriate or necessary;

NOW, THEREFORE, the City Council of the City of Long Beach resolves  
as follows:

Section 1. Section "V" of the Long Beach Marina Rules and Regulations  
and Section "V" of the Long Beach Rainbow Harbor Rules and Regulations are  
amended in their entirety to read as follows:

**"V. LAWS, ORDINANCE, RULES AND REGULATIONS  
ENFORCEABLE BY DESIGNATED MARINE SECURITY OFFICERS**

A. It shall be the duty of those Marine Security Officers listed in  
Section 16.08.340A. of the L.B.M.C. to enforce the following laws,  
ordinances, rules and regulations.

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1. Business and Professions Code Sections 22435.2(b), 25620, 25662(a) and 4140.
2. Fish and Game Code Sections 2002, 5652, 7145.
3. California Harbors and Navigation Code Sections 300, 301, 302, 303, 307, 308, 505.5, 522, 523, 524, 525, 654.05(a), 654.05(b), 654.05(c), 654.05(d), 654.06(a), 654.06(b), 654.06(c), 655.2, 656.1, 658(a), 658(b), 658(d), 658(e), 658.7, 674, 708(a), 761, 773.3 and 780.
4. Health and Safety Code Sections 11357(b), 11364, 12677.
5. California Code of Regulation Title 13, Section 190.08, Title 14, Sections 700, 6550.5(d), 6565.5, 6565.7, 6565.8(a), 6565.8(b), 6565.8(c), 6566, 6569, 6572, 6573, 6574, 6575, 6600.1, 7003, 7008(c), 7008(d), 7009(c), 7009(d), 7504(a).
6. Universal Fire Code Section 10.202
7. California Vehicle Code Sections 5204(a), 9845, 9850, 9853.2, 9853.3, 9853.4, 9864, 9865, 9866, 9871, 9872, 9872.1, 12500, 12951(a), 14601, 14602.6, 21113(a), 21116(a), 21201, 21204, 21212, 21223, 21223(a), 21235(c), 21456.2(a), 21464(a), 21464(b), 21955, 22500(a), 22500(b), 22500(c), 22500(e), 22500(f), 22500(g), 22500(h), 22500(l), 22500(k), 22500.1, 22502(a), 22507.8, 22516, 22651, 22654(a), 22654(d), 22655(a), 22655.5, 22669(a), 23221,

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23222(a), 23223, 23224(a), 23225, 27007, 27400, 27803(b),  
38320(a), 38320(b), 4000(a) 4152.5, 4461(b), 4463(c), 5200

8. Welfare and Institutions Code Section 601

9. Long Beach Municipal Code Sections 3.80.210, 5.04.120,  
5.46.070, 5.46.090, 5.46.100, 5.46.110, 5.52.020, 5.52.030,  
5.52.040, 5.60.020, 5.66.020, 5.86.020, 5.86.130, 6.08.010,  
6.16.090, 6.16.100, 6.16.110, 6.16.200, 8.60.120, 8.60.130,  
8.68.130, 9.20.030, 9.20.050, 9.22.010, 9.22.020, 9.25.010,  
9.30.010, 9.30.020, 9.30.025, 9.30.030, 9.30.040, 9.30.050,  
9.36.020, 9.42.010, 9.42.100, 9.42.110, 9.52.020, 9.56.020,  
9.56.030, 9.57.030, 9.58.010, 9.58.020, 9.62.010, 9.64.020,  
10.08.030, 10.08.100, 10.08.110D, 10.22.020, 10.20.030A,  
10.22.060A7, 10.22.100, 10.22.110, 10.22.120, 10.22.130,  
10.22.130A, 10.22.140, 10.22.150, 10.24.010B, 10.24.030,  
10.24.090, 10.24.130, 10.26.010, 10.26.020, 10.28.050,  
10.28.060, 10.28.070, 10.28.080, 10.28.090, 10.30.020,  
10.30.060 to 10.30.110, inclusive, 10.30.120A, 10.30.120B,  
10.30.121, 10.30.123, 10.34.020, 10.34.030, 10.38.020,  
10.38.100, 10.40.010B, 10.48.020, 10.48.030, 10.48.040,  
10.48.070A, 10.48.070B, 10.48.080, 10.50.020, 10.52.030,  
10.54.030, 10.58.020, 10.58.040, 10.64.030, 14.04.010,  
14.04.020, 16.04.020, 16.04.030A, 16.04.040, 16.04.050,  
16.04.100, 16.08.300D, 16.08.350 to 16.08.640 inclusive,  
16.08.650A, 16.08.650B, 16.08.670A, 16.08.670B,  
16.08.670C, 16.08.680, 16.08.690, 16.08.700, 16.08.710,  
16.08.720, 16.08.750, 16.08.760, 16.08.790, 16.08.800,

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16.08.810, 16.08.830, 16.08.900, 16.08.940, 16.08.950,  
16.12.120 to 1612.300 inclusive, 16.16.010, 16.16.020,  
16.16.030 to 16.16.070 inclusive, 16.16.090, 16.16.100,  
16.16.130, 18.48.010

10. California Penal Code Sections 148, 308(b), 314, 374,  
409.5, 415, 417,428, 466, 484, 488, 499(b), 537(e), 594,  
602, 647.

B. In enforcing the laws, ordinance, rules and regulations enumerated  
in Section A above, those Marine Security Officers listed in Section  
16.08.340A of the L.B.M.C. shall have the authority:

1. To board and inspect a vessel within the water areas within  
the limits of the City of Long Beach for compliance with  
federal, state, and local safety laws, rules and/or regulations;  
and
2. To order the operator of any unsafe vessel to remove such  
vessel to shore or to a safe moorage or anchorage under  
the conditions set forth in Title 14 of the California Code of  
Regulations.

Sec. 2. This resolution shall take effect immediately upon its adoption by  
the City Council, and the City Clerk shall certify to the vote adopting this resolution.

I hereby certify that the foregoing resolution was adopted by the City  
Council of the City of Long Beach at its meeting of April 20, 2004,

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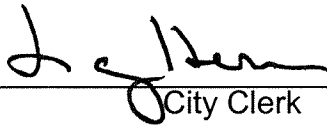
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by the following vote:

Ayes: Councilmembers: Lowenthal, Carroll, Kell, Richardson,  
Reyes Uranga, Webb, Lerch, Colonna.

Noes: Councilmembers: None.

Absent: Councilmembers: Baker.

  
\_\_\_\_\_  
City Clerk

JCP:sek  
4/15/04 (final)  
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