



OFFICE OF THE CITY ATTORNEY  
Long Beach, California

**ORD-25**

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July 1, 2008

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

**RECOMMENDATION:**

Recommendation to declare ordinance amending Chapter 16.08 of the Long Beach Municipal Code by amending Sections 16.08.090, 16.08.130, 16.08.140, 16.08.261, 16.08.263, 16.08.265, 16.08.266, 16.08.340, 16.08.350, 16.08.460, 16.08.470, 16.08.551, 16.08.570, 16.08.581, 16.08.680, 16.08.900, 16.08.970; by adding Sections 16.08.021, 16.08.022, 16.08.023, 16.08.024, 16.08.025, 16.08.026, 16.08.101, 16.08.211, 16.08.221, 16.08.222, 16.08.223, 16.08.268, 16.08.501, 16.08.502, 16.08.503, 16.08.504; and by repealing Sections 16.08.260 and 16.08.262, all relating to Marinas read the first time and laid over the next regular meeting of the City Council for final reading.

**DISCUSSION :**

Pursuant to request of November 26, 2007, this office has prepared and submits the above-described ordinance for your consideration.

The amendment is shown in Attachment "A."

**SUGGESTED ACTION:**

Approve recommendation.

Respectfully submitted,

ROBERT E. SHANNON, City Attorney

By: *Charles Parkin*  
*for* GARY J. ANDERSON  
Deputy City Attorney

GJA:ikm  
Enclosure  
07-05655

REDLINED VERSION

Chapter 16.08 MARINAS

**16.08.021 Alamitos Bay Marina Long Dock North.**

“Alamitos Bay Marina Long Dock North” means that dock located at a point approximately eighty feet (80') west of the building known as 190 N. Marina Drive in the Alamitos Bay entry channel, and running in a north south direction for a distance of approximately three hundred and ninety feet (390').

**16.08.022 Alamitos Bay Marina Long Dock South.**

“Alamitos Bay Marina Long Dock South” means that dock located in the Alamitos Bay entry channel, at a point approximately eighty feet (80') west of the building known as 110 N. Marina Drive, and running in a north south direction for a distance of approximately three hundred and fifty-five feet (355').

**16.08.023 Alamitos Bay Marina Slip 59.**

“Alamitos Bay Marina Slip 59” means that first, twenty foot (20') slip located northeasterly of Gangway 5, at a point approximately twenty feet (20') north of the building known as 215 North Marina Drive, in Alamitos Bay Marina.

**16.08.024 Alamitos Bay Marina Slip 585.**

“Alamitos Bay Marina Slip 585” means that first, twenty foot slip located northeasterly of Gangway 18, at a point approximately one hundred feet (100') west of the building known as 241 North

## **Marina Drive, in Alamitos Bay Marina.**

## 16.08.025 Alamitos Bay Marina Slip 664.

**“Alamitos Bay Marina Slip 664” means that second, twenty foot (20') slip located west of Gangway 19, at a point approximately eighty feet (80') west of the building known as 241 North Marina Drive, in Alamitos Bay Marina.**

## **16.08.026 Alamitos Bay Marina Slip 666.**

**“Alamitos Bay Marina Slip 666” means that first, twenty foot (20’) slip located west of Gangway 19, at a point approximately eighty feet (80’) west of the building known as 241 North Marina Drive, in Alamitos Bay Marina.**

16.08.090 Downtown Shoreline Marina.

“Downtown Shoreline Marina” means those portions of the tidelands area bounded as follows:

Beginning at the intersection of Shoreline Drive and Linden Avenue; thence southeast along the centerline extension of Linden Avenue to the intersection of a line parallel with and two hundred twenty feet (220') northwesterly from the shoreline enrockment reference line to be known as the point of beginning; thence southwesterly along last said line to the intersection of a line parallel with and two hundred eighty-five feet (285') easterly of the **Shoreline Harbor Rainbow Marina** Concrete Bulkhead; thence southerly along last said line to the intersection of a line parallel with and eighty feet (80') northerly from the shoreline enrockment reference line; thence southwesterly along last said line to the intersection of the northerly projection of the west enrockment reference line of the

1                   **Downtown Shoreline** Marina Mole; thence southeasterly along last said  
2                   line; thence northeasterly along the Mole southeasterly enrockment  
3                   reference line to the most easterly point of the **Downtown Shoreline** Marina Mole;  
4                   thence northeast to the most westerly point of Oil Island Grissom; thence  
5                   northeasterly along the northwest portion of Oil Island Grissom to the most  
6                   northerly point in Oil Island Grissom; thence northeast to the intersection  
7                   of the east enrockment reference line and the most southerly point of the  
8                   **Downtown Shoreline** Marina East Jetty; thence northwest along said Jetty  
9                   east enrockment reference line to the intersection of a line parallel with  
10                   and two hundred twenty feet (220') northwesterly from the Shoreline  
11                   enrockment reference line; thence southwesterly along last said line to the  
12                   point of beginning.

13  
14                   **16.08.101      Harbormaster's Dock – Alamitos Bay Marina.**

15                   **"Harbormaster's Dock"** means that one hundred forty-eight  
16                   foot (148') dock which runs along the northwesterly side of the  
17                   Harbor Master Building located at 205 N. Marina Drive in the Alamitos  
18                   Bay Marina area.

19  
20                   **16.08.130      Marina Basins.**

21                   **"Marina Basins"** means those portions of the Long Beach Marina  
22                   Area designated as Marina Basins 1, 2, 3, 4, 5, 6, 7, 8 and Naples  
23                   Landing within the following described boundaries:

24                   A. Beginning at the intersection of the northeasterly line of Marina  
25                   Drive with a line parallel with and fifty feet (50') northwesterly from the  
26                   centerline of Second Street; thence southwesterly along last said line to  
27                   the centerline of Appian Way; thence southeasterly and southerly along  
28                   last said line to the centerline of Savona Walk; thence southwesterly along

1 last said line to the southwesterly line of Appian Way Service Road;  
2 thence southeasterly along last said line, and the southeasterly  
3 prolongations thereof, to the Vista Del Golfo bulkhead line; thence  
4 southwesterly in a direct line approximately one thousand feet (1,000') to  
5 the most westerly point on the shoreline of the southwesterly mole of  
6 Basin No. 1; thence southerly along said shoreline to the common  
7 southeasterly boundary of the Long Beach Marina Area and the City of  
8 Long Beach; thence northeasterly and northwesterly along said boundary  
9 of the Long Beach Marina Area to the point of beginning; and

10                   B. Beginning at the intersection of the centerline of the westerly  
11 jetty of the Alamitos Bay Entrance Channel with the southeasterly  
12 prolongation of the centerline of Ocean Boulevard; thence northwesterly  
13 along said prolongation and the centerline of Ocean Boulevard, being the  
14 boundary of the Long Beach Marina Area, to the southeasterly  
15 prolongation of the vacated alley northeasterly of Block 18 of the Alamitos  
16 Bay Tract; thence northwesterly along said prolongation and centerline to  
17 the southwesterly prolongation of the northwesterly wall line of Basin No.  
18 5; thence northeasterly along said prolongation and wall line to its  
19 northeasterly terminus; thence at right angles, southeasterly two hundred  
20 ten feet (210') , more or less, to the easterly wall line of Basin No. 5;  
21 thence southerly along said easterly wall line and easterly shoreline of the  
22 westerly jetty of the Alamitos Bay Entrance Channel to the southeasterly  
23 prolongation of the centerline of Ocean Boulevard; thence northeasterly  
24 along said prolongation to the point of beginning;

25                   C. Beginning at the intersection of the northeast line of Marine  
26 Stadium West and the northwest line of Los Cerritos Channel; thence  
27 northeast along the northwest line of the Los Cerritos Channel to its  
28 intersection with the centerline of Pacific Coast Highway; thence southeast

1 along said centerline of Pacific Coast Highway to its intersection with the  
2 southeast bulkhead line of the Los Cerritos Channel; thence southwest  
3 along said southeast bulkhead line of the Los Cerritos Channel and its  
4 prolongation across the Marina Pacifica Entrance Channel to its  
5 intersection with the northeast line of Marine Stadium West; thence  
6 northwesterly along said northeast line of Marine Stadium East to the point  
7 of beginning, which describes the Los Cerritos Channel area of Basin No.  
8 6;

9 D. Beginning at the intersection of the southeast bulkhead line of  
10 the Los Cerritos Channel and the southwest bulkhead line of the Marina  
11 Pacifica Entrance Channel; thence southeast along said southwest Marina  
12 Pacifica bulkhead line to a ninety (90) degree angle point in said bulkhead;  
13 thence southwest along said bulkhead line to a bulkhead angle point, said  
14 bulkhead angle point being the most westerly point of the Marina Pacifica  
15 Entrance Channel; thence southeast along the bulkhead line to the  
16 intersection of the line, measured at right angle, fifty feet (50') from the  
17 bulkhead line of the Marina Pacifica Entrance Channel; thence northeast  
18 along a line parallel to and fifty feet (50') out from, measured at right  
19 angles, the northwest bulkhead line of the Marina Pacifica Entrance  
20 Channel to an angle point; thence northwest along a line parallel to and  
21 fifty feet (50') out from southwest bulkhead line of the Marina Pacifica  
22 Entrance Channel to the intersection of the projected southeast bulkhead  
23 line of the Los Cerritos Channel; thence southwest to the point of  
24 beginning, which describes the Marina Pacifica Entrance Channel portion  
25 of Basin No. 6;

26 E. Beginning at a point in the northeasterly line of Ocean Boulevard  
27 91.30 feet northwesterly of the northwesterly line of 55th Place; thence  
28 north  $57^{\circ} 51'$  West along said northeasterly line of Ocean Boulevard

1 150.00; thence North 32° 03' East 68.50 feet; thence north 28° 30' West  
2 35.60 feet; thence North 32° 03' East 144.00 feet; thence South 57° 57'  
3 East 212.00 feet; thence South 32° 03' West 144.00 feet; thence South  
4 64° 43' West 57.43 feet; thence South 32° 03' West 37.65 feet to the point  
5 of beginning;

6 **F. Beginning at the most southerly southeasterly corner of Lot**  
7 **202 of Tract No. 32277, as shown on a map recorded in Book 892,**  
8 **Pages 80-88, inclusive of Maps, in the office of the County Recorder**  
9 **of said Los Angeles County; thence along the southerly line of said**  
10 **Lot 202, South 64°04'40" West 571.33 feet to the beginning of a curve**  
11 **concave northwesterly and having a radius of 700.00 feet; thence**  
12 **southwesterly 128.78 feet along said curve, through a central angle**  
13 **of 10°32'28" to the southwesterly corner of said Lot 202; thence**  
14 **continuing southeasterly 25.27 feet along said curve and southerly**  
15 **line of Lot 203 of said Tract No. 32277, through a central angle of**  
16 **2°04'07" to the southwest corner of said Lot 203;**

17 **The northwesterly and southeasterly lines of said strip shall be**  
18 **lengthened or shortened so as to terminate northeasterly at the**  
19 **southwesterly line of Pacific Coast Highway and southwesterly at the**  
20 **southeasterly prolongation of a line that is radial to the southwest**  
21 **corner of said Lot 203, said radial line being "South 13°18'45" East".**

22  
23 16.08.140 Marinas.

24 "Marinas" mean the water areas and public lands and  
25 improvements thereon within the Long Beach Marina Area, ~~Downtown~~  
26 Shoreline Marina, and the Shoreline Harbor ~~Rainbow~~ Marina, the  
27 ~~Rainbow Harbor~~ and any other marina owned, operated, or controlled by  
28 the City.

16.08.211 Pierpoint Landing Guest Dock.

“Pierpoint Landing Guest Dock” means the dock that connects Dock 1b and 1c in the Rainbow Harbor.

16.08.221 Rainbow Marina.

“Rainbow Marina” means those portions of the tidelands area bounded as follows:

Beginning at the intersection of Shoreline Drive and Pine Avenue; thence southwest along the centerline extension of Pine Avenue to the intersection of the south curb of the most southerly line of Shoreline Drive service road to be known as the point of beginning; thence easterly of said curb and its extension to the intersection of a line parallel with and 285 feet easterly of the Rainbow Marina concrete bulkhead; thence southerly along last said line to the intersection of a line parallel with and eighty feet (80') northerly from the shoreline enrockment reference line; thence southwesterly along last said line to the intersection of the northerly projection of the west enrockment reference line of the Shoreline Marina Mole; thence southeasterly along last said line to the shoreline enrockment reference line at its extension; thence northwesterly along last said line to the intersection of the west enrockment reference line of the entrance channel of the Rainbow Marina, thence northeasterly along last said line to its most northerly point; thence northwest to the point of beginning.

16.08.222 Rainbow Marina Dock 8.

Dock 8 means that dock located at a point approximately twenty-five feet (25') northwesterly of the building known as 401

1 Shoreline Drive, and running in a northwesterly direction for a  
2 distance of approximately one hundred ten feet (110').

4 | 16.08.223 Rainbow Harbor.

5                   “Rainbow Harbor” means those portions of the tidelands area  
6                   bounded as follows:

Beginning at the intersection of the southerly line of Ocean Boulevard, one hundred feet (100') wide, with the centerline of Pine Avenue (North), one hundred feet (100') wide, and said intersection having the coordinates North 4,027,618.60 and East 4,229,816.61 of Zone 7 of the California Coordinate System, NAD 27, as shown on Drawing No. E212, on file in the Office of the City Engineer of Long Beach; thence South  $0^{\circ}05'28''$  East 1851.54 feet along said centerline and its southerly prolongation; thence EAST 602.31 feet to the most northerly corner of the Shoreline Village Lease Area as described in a legal description on file in the Office of the City Engineer of Long Beach; thence SOUTH 82.71 feet along the lease line of said lease to a point, said point also being the intersection of the landward edges of the existing northerly and easterly concrete bulkheads, said point being the most Northeasterly corner of the Rainbow Marina as described in a legal description on file in said Office of the City Engineer; thence along the landward edge of the northerly bulkhead and the northeasterly line of said Rainbow Marina, North  $68^{\circ}02'55''$  West to the most northerly corner of said Rainbow Marina, said point being the True Point of Beginning of this description. Thence leaving said bulkhead line and along the westerly line of said Rainbow Marina, South  $19^{\circ}20'58''$  West 819.42; thence leaving said westerly line, South  $83^{\circ}11'31''$  West 420.31 feet to its intersection with the

1 landward edge of the existing easterly concrete bulkhead line, said  
2 point being the beginning of a non-tangent curve concave Westerly  
3 and having a radius of 180.00 feet; a radial line through said  
4 beginning of curve bears South  $13^{\circ}53'29''$  East; thence northeasterly,  
5 northerly and westerly 483.38 feet along said curve and bulkhead line  
6 through a central angle of  $153^{\circ}51'54''$ ; thence along the landward  
7 edge of the southerly, westerly and northerly concrete bulkhead  
8 lines through the following courses: North  $83^{\circ}08'53''$  West 698.32  
9 feet to the beginning of a non-tangent curve concave southwesterly  
10 and having a radius of 81.67 feet; a radial line through said beginning  
11 of curve bears North  $86^{\circ}04'14''$  East; thence northwesterly and  
12 westerly 128.25 feet through a central angle of  $89^{\circ}58'49''$  to the  
13 beginning of a non-tangent curve concave southeasterly and having  
14 a radius of 400.00 feet, a radial line through said beginning of curve  
15 bears South  $69^{\circ}06'27''$  West; thence northerly, northeasterly, easterly  
16 and southeasterly 1144.86 feet along said curve through a central  
17 angle of  $163^{\circ}59'20''$  to the beginning of a non-tangent curve concave  
18 northeasterly and having a radius of 81.67 feet, a radial line through  
19 said beginning of curve bears North  $59^{\circ}34'22''$  West; thence  
20 southerly and southeasterly 180.18 feet through a central angle of  
21  $126^{\circ}24'12''$  to the beginning of a non-tangent curve concave  
22 northerly and having a radius of 284.51 feet; a radial line through  
23 said beginning of curve bears South  $48^{\circ}45'50''$  West; thence  
24 southeasterly, easterly and northeasterly 578.51 feet along said  
25 curve through a central angle of  $116^{\circ}30'18''$ ; thence North  $22^{\circ}15'32''$   
26 East 28.21 feet to the beginning of a non-tangent curve concave  
27 southerly and having a radius of 220.60 feet, a radial line through  
28 said beginning of curve bears North  $9^{\circ}14'24''$  West; thence easterly

1                   **99.37 feet along said curve through a central angle of 25°48'34" to**  
2                   **the beginning of a non-tangent curve concave northeasterly and**  
3                   **having a radius of 40.00 feet, a radial line through said beginning of**  
4                   **curve bears South 87°13'25" West; thence southeasterly, easterly**  
5                   **and northeasterly 88.27 feet along said curve through a central angle**  
6                   **of 126°26'11"; thence South 70°38'51" East 53.27 feet to the True**  
7                   **Point of Beginning.**

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9                   16.08.261   Shoreline Aquatic Park.

10                  “Shoreline Aquatic Park Lagoon” means those water portions of the  
11                  Tidelands area located within Shoreline Park.

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13                  16.08.263   Marina Park Long Dock.

14                  “Marina Park Long Dock” means that long dock located  
15                  approximately one hundred feet northwest of the northwest corner of the  
16                  Marina Park Lifeguard Station in Marina Park.

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18                  16.08.265   Gangway A--Downtown Shoreline Marina.

19                  “Gangway A at the Downtown Shoreline Marina” means that  
20                  gangway, which runs northerly from the north side of the Harbor Master  
21                  Building located at 450 Shoreline Drive in the Downtown Shoreline Marina  
22                  area.

23  
24                  16.08.266   Queensway Dock 10.

25                  “Queensway Dock 10” means that three hundred foot dock located  
26                  at a point approximately one hundred twenty-three feet west of the  
27                  building known as 160 East Shoreline Drive and running in a westerly  
28                  direction for one hundred fifty feet (150') and southerly for one hundred

1                       fifty feet (150').

2

3                       **16.08.268   Rainbow Harbor Esplanade.**

4                       **"Rainbow Harbor Esplanade"** means the walkways and all  
5                       public area surrounding Rainbow Marina and Rainbow Harbor.

6

7                       16.08.340   Power to arrest and prepare and issue and deliver written  
8                       notice to appear.

9                       A. Those employees of the City holding the unclassified position of  
10                       manager of the marine bureau, harbor master, superintendent of marine  
11                       safety, and superintendent of marine patrol and those employees of the  
12                       City holding or temporarily performing the duties of the classified positions  
13                       of marine safety captain, ~~lieutenant of beach safety, lieutenant of rescue~~  
14                       boats, marine safety sergeant, marine safety officer, lifeguard, marine  
15                       inspector, marine marina supervisor, **marina agent I, marina agent II,**  
16                       **security special services** officer I, **security special services** officer II,  
17                       **security special services** officer III, **security special services** officer IV  
18                       and **security officer III** marine aide employed in the bureau **City** shall  
19                       have the duty of enforcing such laws, ordinances, rules and regulations as  
20                       the City council may direct by regulation enacted pursuant to Section  
21                       16.08.970 and such tariff items as the board of harbor commissioners may  
22                       direct pursuant to Port of Long Beach Tariff No. 4 or any revision or  
23                       replacement thereof.

24                       B. Those employees of the City holding or temporarily performing  
25                       the duties of the classified non-career positions of **security special**  
26                       **services** officer I and **security special services** officer II shall have the  
27                       duty of enforcing such laws and ordinances as the City council may direct  
28                       by regulation enacted pursuant to Section 16.08.970.

C. The employees referred to in subsections A and B above are authorized, pursuant to California Penal Code Section 836.5, to arrest persons and to prepare, issue, and deliver to any such arrested person a written notice to appear in court and to release such person from custody upon receiving from such person his or her written promise to appear in court for any violation or violations of any section or sections designated by the City council in regulations enacted pursuant to Section 16.08.970.

D. Nothing in this section is intended to operate either in addition to or in contravention of Part 2, Title 3, Chapter 4.5, of the California Penal Code which expressly designates those persons who are classified as peace officers. Further, nothing in this section is intended to or shall operate to change or shall have the effect of changing the status of the officers and employees authorized to act pursuant to this section from public or miscellaneous officers and employees to individual peace officers or safety members or classes of peace officers or safety members for purposes of retirement, workmen's compensation or similar injury or death benefits or any other employee benefit or benefits to which said employee would not have been entitled as a public employee prior to the adoption of this section.

### 16.08.350 Defacing public property.

No person shall willfully injure, disfigure, deface, paint, damage, destroy, disturb, remove, or interfere with any buoy, float, sign, notice, fence, barrier, dock, pier, structure, improvement, harbor facility or other property owned, maintained, or controlled by the City or other governmental authority or any other property installed and maintained under permit from the director within the marinas, **Rainbow Harbor**, the **Esplanade at Rainbow Harbor** and approaches thereto.

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16.08.460 Fishing restrictions.

No person shall fish from the sidewalk, parkway, seawall or bulkhead in or adjacent to the following described areas:

- A. Both sides of Rivo Alto Canal between Naples Canal and the southerly prolongation of the centerline of the Colonnade;
- B. Both sides of Naples Canal between the westerly line of tract no. 500, a point approximately eighty feet (80') westerly of the prolongation of the westerly line of Geneva Walk, and the southerly prolongation of the centerline of the Colonnade;
- C. The northerly side of Alamitos Bay beginning at the westerly terminus of Corso Di Napoli, being the westerly line of tract no. 500, thence easterly and northerly to Naples Canal;
- D. The northerly side of Alamitos Bay beginning at Rivo Alto Canal, thence southerly and easterly along Corso Di Napoli and Vista Del Golfo and continuing along the various courses of the bulkhead line to the southeasterly prolongation of the southwesterly line of the Appian Way service road;
- E. Both sides of Marina Drive Bridge across the San Gabriel River, except from platforms provided for the purpose of fishing;
- F. ~~Downtown Shoreline Marina~~, except from the fishing piers attached to the westerly mole;
- G. Rainbow Harbor and Rainbow marina, **including the rock jetty, with the exception of fishing piers**;
- H. Commercial and public docks throughout Alamitos Bay;
- I. Within the confines of the Golden Shore Marine Biological Reserve and the Jack Dunster Marine Biological Reserve.
- J. **Public walkway adjacent to Alamitos Bay Marina, basin 5.**

1

2 16.08.470 Three mile per hour speed limit--Restricted areas.

3 No person shall operate any vessel in the following designated  
4 areas at a rate of speed in excess of three (3) miles per hour:

- 5 A. Marina basins;
- 6 B. Naples Canal;
- 7 C. ~~Downtown~~ Shoreline marina;
- 8 D. ~~Shoreline Harbor~~ Rainbow marina;
- 9 E. Marina Pacifica Channel and basins;
- 10 F. Spinnaker Cove Channel and basins,
- 11 G. Rainbow Harbor.

12

13 16.08.501 Automobiles on Rainbow Harbor Esplanade.

14 No person shall allow any automobile or other vehicle, unless  
15 authorized by the director, to enter or park upon the Rainbow Harbor  
16 Esplanade .

17

18 16.08.502 Bicycles on Rainbow Harbor Esplanade.

19 Bicycle riding on the Rainbow Harbor Esplanade is prohibited  
20 in excess of three (3) miles per hour between the hours of 10 a.m.  
21 and 10 p.m., except City employees in the performance of their  
22 duties.

23

24 16.08.503 Roller Skates, Roller Blades and Skate Boards on  
25 Rainbow Harbor Esplanade.

26 The riding of skate boards, roller skates or roller blades is  
27 prohibited on the Rainbow Harbor Esplanade.

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1                   **16.08.504   Commercial Activity on Rainbow Harbor Esplanade.**

2                   **No person is allowed to sell, barter or peddle any good or**  
3                   **service on the Rainbow Harbor Esplanade unless permitted by the**  
4                   **Director.**

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6                   **16.08.551   Temporary mooring areas for vessels.**

7                   Temporary mooring areas for vessels shall be those wharfs, piers,  
8                   moorings, gangways or docks within the marinas owned by the City that  
9                   are posted and marked for temporary vessel mooring as follows:

10                  A. ~~Parker's Lighthouse long dock, sixty (60) minutes temporary~~  
11                  mooring; **Pierpoint Landing Dock, thirty (30) minute temporary**  
12                  **mooring.**

13                  B. Marina park long dock, thirty (30) minutes temporary mooring;

14                  C. Davies long dock, thirty (30) minutes temporary mooring;

15                  D. Gangway A **Downtown Shoreline Marina**, thirty (30) minutes  
16                  temporary mooring, **except for the southernmost sixty feet (60') where**  
17                  **public mooring is prohibited;**

18                  E. **Queens Way Dock 10**, mooring for pump out only on the  
19                  southernmost eighty feet (80') of dock, and three (3) hour mooring on the  
20                  remaining two hundred twenty feet (220');

21                  F. Alamitos Bay pump out, mooring for the pumping out of the  
22                  vessel's holding tank only.

23                  G. **Alamitos Bay Landing South Long Dock, two (2) hour**  
24                  **temporary mooring;**

25                  H. **Alamitos Bay Landing North Long Dock, two (2) hour**  
26                  **temporary mooring ;**

27                  I. **Alamitos Bay Marina, Slip 59, two (2) hour temporary**  
28                  **mooring;**

**J. Alamitos Bay Marina, Slip 664, two (2) hour temporary mooring;**

**K. Alamitos Bay Marina, Slip 666, two (2) hour temporary mooring;**

**L. Alamitos Bay Marina, Slip 585, two (2) hour temporary mooring;**

**M. Alamitos Bay Marina, Harbormaster's Dock, thirty (30) minutes for pump out of vessel's holding tank, unless authorized by the director for marina-related business; and**

**N. Rainbow Marina Dock 8, three (3) hour temporary mooring.**

**Unauthorized mooring in these areas will result in vessel citation or impound in accordance with sections 16.08.300D and/or 16.08.810.**

16.08.570 Swimming prohibited.

No person shall swim **or** dive in the Long Beach marina area, the **Downtown Shoreline Marina, or the Shoreline Harbor Rainbow Marina, or Rainbow Harbor** without the express permission of the director, except in the following areas:

A. Marine Stadium East, within the swimming buoy markers along the south shore thereof;

B. Alamitos Bay, excluding the entrance channel and within three hundred feet (300') thereof.

16.08.581 Sailboard boats.

No person shall operate any sailboard boat, sit on top kayak, surfboard, parasail device, paddleboard, or kite surfboard in the following designated areas:

- 1       A. **Downtown Shoreline marina;**
- 2       B. **Shoreline Harbor Rainbow marina;**
- 3       C. **Rainbow Harbor;**
- 4       D. The entrance channel of ~~any of the downtown or the~~ Shoreline  
5       marina, **Rainbow Marina, or Rainbow Harbor**, or within three hundred  
6       feet (300') thereof;
- 7       E. The entrance channel to the Alamitos Bay ~~Marina~~ or within  
8       five hundred (500) yards thereof.

9           “Sailboard boat” means a surfboard with a detachable mast and  
10       sail.

11  
12       16.08.680   No watercraft.

13           No vessel, surfboard, paddleboard or board boat shall be allowed in  
14       **Aquatic Park Lagoon Shoreline Marina, Rainbow Marina or Rainbow**  
15       **Harbor** unless authorized in writing by the ~~manager of the marina~~  
16       **Director.**

17  
18       16.08.900   Required.

19           A. No person shall berth any vessel at any slip within the Marina  
20       Basins, the ~~Downtown Shoreline~~ Marina, or the ~~Shoreline~~ Harbor  
21       **Rainbow** Marina or the Rainbow Harbor without first obtaining a permit  
22       from the director. Such permit, except for a permit for a visiting vessel,  
23       shall include a declaration from the owner that the Marina Basins or other  
24       marina is the situs for his or her vessel for purposes of levying by the City.  
25       Every person who has been issued a permit pursuant to this section shall  
26       pay to the City such fees and deposits as are prescribed in regulations  
27       enacted pursuant to Section 16.08.970.

28           B. Any deposit made or required shall not be refunded in the event

1 the permit for occupancy is granted. It shall, however, be refunded, less  
2 an administrative processing fee, in the event an application is withdrawn  
3 prior to the issuance of such permit. Subject to the prior approval of the  
4 City council, a permit may be granted to the United States of America, the  
5 state, the county, the City, or to any public agency thereof, to berth a  
6 vessel within the marinas without the payment of a fee therefore.

7

8 16.08.970 Regulations establishment.

9 The City Council may adopt, repeal, amend and modify regulations  
10 regarding the berthing of vessels and other activities and operations within  
11 the marinas, **harbors and mooring areas**. Any and all fees or service  
12 charges established pursuant to the provisions of this chapter shall be  
13 enacted by resolution of the City Council. Upon adoption, repeal,  
14 amendment or modification of the regulations by the City Council, the  
15 regulation shall be filed in the office of the City Clerk and posted in a  
16 conspicuous place or places within the marina. Any person who violates  
17 any such regulation shall be subject to the penalties provided for in  
18 Section 1.32.010 of this Code. As to any person who is a permittee under  
19 the provisions of this Chapter, violation of any such regulation, in addition  
20 to the penalties applicable to persons generally, shall be cause for  
21 revocation and cancellation of the person's permit.

22

23 16.08.260 Shoreline Harbor Marina.

24 ~~"Shoreline Harbor Marina" means those portions of the tidelands~~  
25 ~~area bounded as follows:~~

26 ~~Beginning at the intersection of Shoreline Drive and Pine Avenue;~~  
27 ~~thence southwest along the centerline extension of Pine Avenue to the~~  
28 ~~intersection of the south curb of the most southerly line of Shoreline Drive~~

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 service road to be known as the point of beginning; thence easterly of said  
2 curb and its extension to the intersection of a line parallel with and 285  
3 feet easterly of the Shoreline Harbor concrete bulkhead; thence southerly  
4 along last said line to the intersection of a line parallel with and eighty feet  
5 (80') northerly from the shoreline embankment reference line; thence  
6 southwesterly along last said line to the intersection of the northerly  
7 projection of the west embankment reference line of the Downtown Marina  
8 Mole; thence southeasterly along last said line to the shore line  
9 embankment reference line at its extension; thence northwesterly along last  
10 said line to the intersection of the west embankment reference line of the  
11 entrance channel of the Shoreline Harbor; thence northeasterly along last  
12 said line to its most northerly point; thence northwest to the point of  
13 beginning;

14

15 16.08-262 Parker's Long Dock.

16 "Parker's Long Dock" means that dock beginning at point about  
17 sixty three feet north of the north side of the building known as Parker's  
18 Lighthouse and running in a northerly direction for distance of  
19 approximately one hundred feet. (Ord. C-7043 § 7 (part), 1992).

20

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**ORDINANCE NO.**

AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF LONG BEACH AMENDING THE LONG BEACH  
MUNICIPAL CODE BY AMENDING SECTIONS 16.08.090,  
16.08.130, 16.08.140, 16.08.261, 16.08.263, 16.08.265,  
16.08.266, 16.08.340, 16.08.350, 16.08.460, 16.08.470,  
16.08.551, 16.08.570, 16.08.581, 16.08.680, 16.08.900,  
16.08.970; BY ADDING SECTIONS 16.08.021, 16.08.022,  
16.08.023, 16.08.024, 16.08.025, 16.08.026, 16.08.101,  
16.08.211, 16.08.221, 16.08.222, 16.08.223, 16.08.268,  
16.08.501, 16.08.502, 16.08.503, 16.08.504; AND BY  
REPEALING SECTIONS 16.08.260 AND 16.08.262, ALL  
RELATING TO MARINAS.

The City Council of the City of Long Beach ordains as follows:

Section 1. Section 16.08.090 of the Long Beach Municipal Code is amended to read as follows:

16.08.090 Shoreline Marina.

“Shoreline Marina” means those portions of the tidelands area bounded as follows:

Beginning at the intersection of Shoreline Drive and Linden Avenue; thence southeast along the centerline extension of Linden Avenue to the intersection of a line parallel with and two hundred twenty feet (220') northwesterly from the shoreline enrockment reference line to be known as the point of beginning; thence southwesterly along last said line to the intersection of a line parallel with and two hundred and eighty-

1       five feet (285') easterly of the Rainbow Marina Concrete Bulkhead; thence  
2       southerly along last said line to the intersection of a line parallel with and  
3       eighty feet (80') northerly from the shoreline enroachment reference line;  
4       thence southwesterly along last said line to the intersection of the  
5       northerly projection of the west enroachment reference line of the Shoreline  
6       Marina Mole; thence southeasterly along last said line; thence  
7       northeasterly along the Mole southeasterly enroachment reference line to  
8       the most easterly point of the Marina Mole; thence northeast to the most  
9       westerly point of Oil Island Grissom; thence northeasterly along the  
10      northwest portion of Oil Island Grissom to the most northerly point in Oil  
11      Island Grissom; thence northeast to the intersection of the east  
12      enroachment reference line and the most southerly point of the Shoreline  
13      Marina East Jetty; thence northwest along said Jetty east enroachment  
14      reference line to the intersection of a line parallel with and two hundred  
15      and twenty feet (220') northwesterly from the Shoreline enroachment  
16      reference line; thence southwesterly along last said line to the point of  
17      beginning.

18                   Section 2.   Section 16.08.130 of the Long Beach Municipal Code is  
19       amended to read as follows:

20                   16.08.130   Marina Basins.

21                   “Marina Basins” means those portions of the Long Beach Marina  
22       Area designated as Marina Basins 1, 2, 3, 4, 5, 6, 7, 8 and Naples  
23       Landing within the following described boundaries:

24                   A. Beginning at the intersection of the northeasterly line of Marina  
25       Drive with a line parallel with and fifty feet (50') northwesterly from the  
26       centerline of Second Street; thence southwesterly along last said line to  
27       the centerline of Appian Way; thence southeasterly and southerly along  
28       last said line to the centerline of Savona Walk; thence southwesterly along

1 last said line to the southwesterly line of Appian Way Service Road;  
2 thence southeasterly along last said line, and the southeasterly  
3 prolongations thereof, to the Vista Del Golfo bulkhead line; thence  
4 southwesterly in a direct line approximately one thousand feet (1,000') to  
5 the most westerly point on the shoreline of the southwesterly mole of  
6 Basin No. 1; thence southerly along said shoreline to the common  
7 southeasterly boundary of the Long Beach Marina Area and the City of  
8 Long Beach; thence northeasterly and northwesterly along said boundary  
9 of the Long Beach Marina Area to the point of beginning;

10                   B. Beginning at the intersection of the centerline of the westerly  
11 jetty of the Alamitos Bay Entrance Channel with the southeasterly  
12 prolongation of the centerline of Ocean Boulevard; thence northwesterly  
13 along said prolongation and the centerline of Ocean Boulevard, being the  
14 boundary of the Long Beach Marina Area, to the southeasterly  
15 prolongation of the vacated alley northeasterly of Block 18 of the Alamitos  
16 Bay Tract; thence northwesterly along said prolongation and centerline to  
17 the southwesterly prolongation of the northwesterly wall line of Basin No.  
18 5; thence northeasterly along said prolongation and wall line to its  
19 northeasterly terminus; thence at right angles, southeasterly two hundred  
20 ten feet (210'), more or less, to the easterly wall line of Basin No. 5;  
21 thence southerly along said easterly wall line and easterly shoreline of the  
22 westerly jetty of the Alamitos Bay Entrance Channel to the southeasterly  
23 prolongation of the centerline of Ocean Boulevard; thence northeasterly  
24 along said prolongation to the point of beginning;

25                   C. Beginning at the intersection of the northeast line of Marine  
26 Stadium West and the northwest line of Los Cerritos Channel; thence  
27 northeast along the northwest line of the Los Cerritos Channel to its  
28 intersection with the centerline of Pacific Coast Highway; thence southeast

1 along said centerline of Pacific Coast Highway to its intersection with the  
2 southeast bulkhead line of the Los Cerritos Channel; thence southwest  
3 along said southeast bulkhead line of the Los Cerritos Channel and its  
4 prolongation across the Marina Pacifica Entrance Channel to its  
5 intersection with the northeast line of Marine Stadium West; thence  
6 northwesterly along said northeast line of Marine Stadium East to the point  
7 of beginning, which describes the Los Cerritos Channel area of Basin No.  
8 6;

9 D. Beginning at the intersection of the southeast bulkhead line of  
10 the Los Cerritos Channel and the southwest bulkhead line of the Marina  
11 Pacifica Entrance Channel; thence southeast along said southwest Marina  
12 Pacifica bulkhead line to a ninety (90) degree angle point in said bulkhead;  
13 thence southwest along said bulkhead line to a bulkhead angle point, said  
14 bulkhead angle point being the most westerly point of the Marina Pacifica  
15 Entrance Channel; thence southeast along the bulkhead line to the  
16 intersection of the line, measured at right angle, fifty feet (50') from the  
17 bulkhead line of the Marina Pacifica Entrance Channel; thence northeast  
18 along a line parallel to and fifty feet (50') out from, measured at right  
19 angles, the northwest bulkhead line of the Marina Pacifica Entrance  
20 Channel to an angle point; thence northwest along a line parallel to and  
21 fifty feet (50') out from southwest bulkhead line of the Marina Pacifica  
22 Entrance Channel to the intersection of the projected southeast bulkhead  
23 line of the Los Cerritos Channel; thence southwest to the point of  
24 beginning, which describes the Marina Pacifica Entrance Channel portion  
25 of Basin No. 6;

26 E. Beginning at a point in the northeasterly line of Ocean Boulevard  
27 91.30 feet northwesterly of the northwesterly line of 55th Place; thence  
28 north 57° 51' West along said northeasterly line of Ocean Boulevard one

1 hundred and fifty (150 feet; thence North 32° 03' East 68.50 feet; thence  
2 north 28° 30' West 35.60 feet; thence North 32° 03' East 144.00 feet;  
3 thence South 57° 57' East 212.00 feet; thence South 32° 03' West 144.00  
4 feet; thence South 64° 43' West 57.43 feet; thence South 32° 03' West  
5 37.65 feet to the point of beginning; and

6 F. Beginning at the most southerly southeasterly corner of Lot 202  
7 of Tract No. 32277, as shown on a map recorded in Book 892, Pages 80-  
8 88, inclusive of Maps, in the office of the County Recorder of said Los  
9 Angeles County; thence along the southerly line of said Lot 202, South  
10 64°04'40" West 571.33 feet to the beginning of a curve concave  
11 northwesterly and having a radius of 700.00 feet; thence southwesterly  
12 128.78 feet along said curve, through a central angle of 10°32'28" to the  
13 southwesterly corner of said Lot 202; thence continuing southeasterly  
14 25.27 feet along said curve and southerly line of Lot 203 of said Tract No.  
15 32277, through a central angle of 2°04'07" to the southwest corner of said  
16 Lot 203.

17 The northwesterly and southeasterly lines of said strip shall be  
18 lengthened or shortened so as to terminate northeasterly at the  
19 southwesterly line of Pacific Coast Highway and southwesterly at the  
20 southeasterly prolongation of a line that is radial to the southwest corner of  
21 said Lot 203, said radial line being "South 13°18'45" East".

22 Section 3. Section 16.08.140 of the Long Beach Municipal Code is  
23 amended to read as follows:

24 16.08.140 Marinas.

25 "Marinas" mean the water areas and public lands and  
26 improvements thereon within the Long Beach Marina Area, Shoreline  
27 Marina, the Rainbow Marina, the Rainbow Harbor and any other marina  
28 owned, operated, or controlled by the City.

Section 4. Section 16.08.261 of the Long Beach Municipal Code is amended to read as follows:

## 16.08.261 Shoreline Aquatic Park.

"Shoreline Aquatic Park" means those water portions of the Tidelands area located within Shoreline Park.

Section 5. Section 16.08.263 of the Long Beach Municipal Code is amended to read as follows:

16.08.263 Marina Park Long Dock.

"Marina Park Long Dock" means that long dock located approximately one hundred feet (100') northwest of the northwest corner of the Marina Park Lifeguard Station in Marina Park.

Section 6. Section 16.08.265 of the Long Beach Municipal Code is amended to read as follows:

16.08.265 Gangway A--Shoreline Marina.

“Gangway A at the Shoreline Marina” means that gangway, which runs northerly from the north side of the Harbor Master Building located at 450 Shoreline Drive in the Shoreline Marina area.

Section 7. Section 16.08.266 of the Long Beach Municipal Code is amended to read as follows:

16.08.266 Dock 10.

"Dock 10" means that three hundred foot (300') dock located at a point approximately one hundred twenty-three feet (123') west of the building known as 160 East Shoreline Drive and running in a westerly direction for one hundred fifty feet (150') and southerly for one hundred fifty feet (150').

Section 8. Section 16.08.340 of the Long Beach Municipal Code is amended to read as follows:

## 16.08.340 Power to arrest and prepare and issue and deliver written

1 notice to appear.

2           A. Those employees of the City holding the unclassified position of  
3 manager of the Marine Bureau, Harbor Master, Superintendent of Marine  
4 Safety, and Superintendent of Marine Patrol and those employees of the  
5 City holding or temporarily performing the duties of the classified positions  
6 of Marine Safety Captain, Marine Safety Sergeant, Marine Safety Officer,  
7 Lifeguard, Marina Supervisor, Marina Agent I, Marina Agent II, Special  
8 Services Officer I, Special Services Officer II, Special Services Officer III,  
9 Special Services Officer IV And Security Officer III employed in the City  
10 shall have the duty of enforcing such laws, ordinances, rules and  
11 regulations as the City Council may direct by regulation enacted pursuant  
12 to Section 16.08.970 and such tariff items as the Board of Harbor  
13 Commissioners may direct pursuant to Port of Long Beach Tariff No. 4 or  
14 any revision or replacement thereof.

15           B. Those employees of the City holding or temporarily performing  
16 the duties of the classified non-career positions of Special Services Officer  
17 I And Special Services Officer II shall have the duty of enforcing such laws  
18 and ordinances as the City Council may direct by regulation enacted  
19 pursuant to Section 16.08.970.

20           C. The employees referred to in subsections A and B above are  
21 authorized, pursuant to California Penal Code Section 836.5, to arrest  
22 persons and to prepare, issue, and deliver to any such arrested person a  
23 written notice to appear in court and to release such person from custody  
24 upon receiving from such person his or her written promise to appear in  
25 court for any violation or violations of any section or sections designated  
26 by the City Council in regulations enacted pursuant to Section 16.08.970.

27           D. Nothing in this section is intended to operate either in addition to  
28 or in contravention of Part 2, Title 3, Chapter 4.5, of the California Penal

1 Code which expressly designates those persons who are classified as  
2 peace officers. Further, nothing in this section is intended to or shall  
3 operate to change or shall have the effect of changing the status of the  
4 officers and employees authorized to act pursuant to this section from  
5 public or miscellaneous officers and employees to individual peace  
6 officers or safety members or classes of peace officers or safety members  
7 for purposes of retirement, workmen's compensation or similar injury or  
8 death benefits or any other employee benefit or benefits to which said  
9 employee would not have been entitled as a public employee prior to the  
10 adoption of this section.

11 Section 9. Section 16.08.350 of the Long Beach Municipal Code is  
12 amended to read as follows:

13 16.08.350 Defacing public property.

14 No person shall willfully injure, disfigure, deface, paint, damage,  
15 destroy, disturb, remove, or interfere with any buoy, float, sign, notice,  
16 fence, barrier, dock, pier, structure, improvement, harbor facility or other  
17 property owned, maintained, or controlled by the City or other  
18 governmental authority or any other property installed and maintained  
19 under permit from the director within the marinas, Rainbow Harbor, the  
20 Esplanade at Rainbow Harbor and approaches thereto.

21 Section 10. Section 16.08.460 of the Long Beach Municipal Code is  
22 amended to read as follows:

23 16.08.460 Fishing restrictions.

24 No person shall fish from the sidewalk, parkway, seawall or  
25 bulkhead in or adjacent to the following described areas:

26 A. Both sides of Rivo Alto Canal between Naples Canal and the  
27 southerly prolongation of the centerline of the Colonnade;

28 B. Both sides of Naples Canal between the westerly line of tract no.

1 500, a point approximately eighty feet (80') westerly of the prolongation of  
2 the westerly line of Geneva Walk, and the southerly prolongation of the  
3 centerline of the Colonnade;

4 C. The northerly side of Alamitos Bay beginning at the westerly  
5 terminus of Corso Di Napoli, being the westerly line of tract no. 500,  
6 thence easterly and northerly to Naples Canal;

7 D. The northerly side of Alamitos Bay beginning at Rivo Alto Canal,  
8 thence southerly and easterly along Corso Di Napoli and Vista Del Golfo  
9 and continuing along the various courses of the bulkhead line to the  
10 southeasterly prolongation of the southwesterly line of the Appian Way  
11 service road;

12 E. Both sides of Marina Drive Bridge across the San Gabriel River,  
13 except from platforms provided for the purpose of fishing;

14 F. Shoreline Marina, except from the fishing piers attached to the  
15 westerly mole;

16 G. Rainbow Harbor and Rainbow Marina, including the rock jetty,  
17 with the exception of fishing piers;

18 H. Commercial and public docks throughout Alamitos Bay;

19 I. Within the confines of the Golden Shore Marine Biological  
20 Reserve and the Jack Dunster Marine Biological Reserve.

21 J. Public walkway adjacent to Alamitos Bay Marina, basin 5.

22 Section 11. Section 16.08.470 of the Long Beach Municipal Code is  
23 amended to read as follows:

24 16.08.470 Three mile per hour speed limit--Restricted areas.

25 No person shall operate any vessel in the following designated  
26 areas at a rate of speed in excess of three (3) miles per hour:

27 A. Marina basins;  
28 B. Naples Canal;

- 1                   C. Shoreline Marina;
- 2                   D. Rainbow Marina;
- 3                   E. Marina Pacifica Channel and basins;
- 4                   F. Spinnaker Cove Channel and basins,
- 5                   G. Rainbow Harbor.

6                   Section 12. Section 16.08.551 of the Long Beach Municipal Code is  
7 amended to read as follows:

8                   16.08.551   Temporary mooring areas for vessels.

9                   Temporary mooring areas for vessels shall be those wharfs, piers,  
10                  moorings, gangways or docks within the marinas owned by the City that  
11                  are posted and marked for temporary vessel mooring as follows:

- 12                  A. Pierpoint Landing Dock, thirty (30) minute temporary mooring.
- 13                  B. Marina park long dock, thirty (30) minutes temporary mooring;
- 14                  C. Davies long dock, thirty (30) minutes temporary mooring;
- 15                  D. Gangway A Shoreline Marina, thirty (30) minutes temporary  
16                  mooring, except for the southernmost sixty feet (60') where public mooring  
17                  is prohibited;
- 18                  E. Dock 10, mooring for pump out only on the southernmost eighty  
19                  feet (80') of dock, and three (3) hour mooring on the remaining two  
20                  hundred twenty feet (220');
- 21                  F. Alamitos Bay pump out, mooring for the pumping out of the  
22                  vessel's holding tank only;
- 23                  G. Alamitos Bay Landing South Long Dock, two (2) hour temporary  
24                  mooring;
- 25                  H. Alamitos Bay Landing North Long Dock, two (2) hour temporary  
26                  mooring;
- 27                  I. Alamitos Bay Marina, Slip 59, two (2) hour temporary mooring;
- 28                  J. Alamitos Bay Marina, Slip 664, two (2) hour temporary mooring;

K. Alamitos Bay Marina, Slip 666, two (2) hour temporary mooring;

L. Alamitos Bay Marina, Slip 585, two (2) hour temporary mooring;

M. Alamitos Bay Marina, Harbormaster's Dock, thirty (30) minutes  
ump out of vessel's holding tank, unless authorized by the director for  
na-related business; and

N. Rainbow Marina Dock 8, three (3) hour temporary mooring.

Unauthorized mooring in these areas will result in vessel citation or  
and in accordance with Sections 16.08.300D and/or 16.08.810.

Section 13. Section 16.08.570 of the Long Beach Municipal Code is amended to read as follows:

16.08.570 Swimming prohibited.

No person shall swim or dive in the Long Beach marina area, the Shoreline Marina, the Rainbow Marina, or Rainbow Harbor without the express permission of the Director, except in the following areas:

A. Marine Stadium East, within the swimming buoy markers along the south shore thereof;

B. Alamitos Bay, excluding the entrance channel and within three hundred feet (300') thereof.

Section 14. Section 16.08.581 of the Long Beach Municipal Code is amended to read as follows:

16.08.581 Sailboard boats.

No person shall operate any sailboard boat, sit on top kayak, surfboard, parasail device, paddleboard, or kite surfboard in the following designated areas:

#### A. Shoreline Marina;

## B. Rainbow Marina;

### C. Rainbow Harbor;

#### D. The entrance channel of the Shoreline Marina, Rainbow Marina,

1 or Rainbow Harbor, or within three hundred feet (300') thereof;

2                   E. The entrance channel to the Alamitos Bay marina or within five  
3 hundred (500) yards thereof.

4                   " Sailboard boat " means a surfboard with a detachable mast and  
5 sail.

6                   Section 15. Section 16.08.680 of the Long Beach Municipal Code is  
7 amended to read as follows:

8                   16.08.680    No watercraft.

9                   No surfboard, paddleboard or board boat shall be allowed in  
10 Shoreline Marina, Rainbow Marina or Rainbow Harbor unless authorized  
11 in writing by the Director.

12                   Section 16. Section 16.08.900 of the Long Beach Municipal Code is  
13 amended to read as follows:

14                   16.08.900    Required.

15                   A. No person shall berth any vessel at any slip within the Marina  
16 Basins, the Shoreline Marina, the Rainbow Marina or the Rainbow Harbor  
17 without first obtaining a permit from the Director. Such permit, except for a  
18 permit for a visiting vessel, shall include a declaration from the owner that  
19 the Marina Basins or other marina is the situs for his or her vessel for  
20 purposes of levying by the City. Every person who has been issued a  
21 permit pursuant to this section shall pay to the City such fees and deposits  
22 as are prescribed in regulations enacted pursuant to Section 16.08.970.

23                   B. Any deposit made or required shall not be refunded in the event  
24 the permit for occupancy is granted. It shall, however, be refunded, less  
25 an administrative processing fee, in the event an application is withdrawn  
26 prior to the issuance of such permit. Subject to the prior approval of the  
27 City Council, a permit may be granted to the United States of America, the  
28 state, the county, the City, or to any public agency thereof, to berth a

1 vessel within the marinas without the payment of a fee therefore.

2                   Section 17. Section 16.08.970 of the Long Beach Municipal Code is  
3 amended to read as follows:

4                   16.08.970   Regulations establishment.

5                   The City Council may adopt, repeal, amend and modify regulations  
6 regarding the berthing of vessels and other activities and operations within  
7 the marinas, harbors and mooring areas. Any and all fees or service  
8 charges established pursuant to the provisions of this chapter shall be  
9 enacted by resolution of the City Council. Upon adoption, repeal,  
10 amendment or modification of the regulations by the City Council, the  
11 regulation shall be filed in the office of the City Clerk and posted in a  
12 conspicuous place or places within the marina. Any person who violates  
13 any such regulation shall be subject to the penalties provided for in  
14 Section 1.32.010 of this Code. As to any person who is a permittee under  
15 the provisions of this Chapter, violation of any such regulation, in addition  
16 to the penalties applicable to persons generally, shall be cause for  
17 revocation and cancellation of the person's permit.

18                   Section 18. Section 16.08.021 of the Long Beach Municipal Code is  
19 hereby added to read as follows:

20                   16.08.021   Alamitos Bay Marina Long Dock North.

21                   "Alamitos Bay Marina Long Dock North" means that dock located  
22 at a point approximately eighty feet (80') west of the building known as 190  
23 N. Marina Drive in the Alamitos Bay entry channel, and running in a north  
24 south direction for a distance of approximately three hundred and ninety  
25 feet (390').

26                   Section 19. Section 16.08.022 of the Long Beach Municipal Code is  
27 hereby added to read as follows:

28                   16.08.022   Alamitos Marina Long Dock South.

1                   “Alamitos Bay Marina Long Dock South” means that dock located in  
2                   the Alamitos Bay entry channel, at a point approximately eighty feet (80’)  
3                   west of the building known as 110 N. Marina Drive, and running in a north  
4                   south direction for a distance of approximately three hundred and fifty-five  
5                   feet (355’).

6                   Section 20. Section 16.08.023 of the Long Beach Municipal Code is  
7                   hereby added to read as follows:

8                   16.08.023   Alamitos Bay Marina Slip 59.

9                   “Alamitos Bay Marina Slip 59” means that first, twenty (20) foot slip  
10                  located northeasterly of Gangway 5, at a point approximately twenty feet  
11                  (20’) north of the building known as 215 North Marina Drive, in Alamitos  
12                  Bay Marina.

13                  Section 21. Section 16.08.024 of the Long Beach Municipal Code is  
14                  hereby added to read as follows:

15                  16.08.024   Alamitos Bay Marina Slip 585.

16                  “Alamitos Bay Marina Slip 585” means that first, twenty foot (20’)  
17                  slip located northeasterly of Gangway 18, at a point approximately one  
18                  hundred feet (100’) west of the building known as 241 North Marina Drive,  
19                  in Alamitos Bay Marina.

20                  Section 22. Section 16.08.025 of the Long Beach Municipal Code is  
21                  hereby added to read as follows:

22                  16.08.025   Alamitos Bay Marina Slip 664.

23                  “Alamitos Bay Marina Slip 664” means that second, twenty foot  
24                  (20’) slip located west of Gangway 19, at a point approximately eighty feet  
25                  (80’) west of the building known as 241 North Marina Drive, in Alamitos  
26                  Bay Marina.

27                  Section 23. Section 16.08.026 of the Long Beach Municipal Code is  
28                  hereby added to read as follows:

1 16.08.026 Alamitos Bay Marina Slip 666.

2 "Alamitos Bay Marina Slip 666" means that first, twenty foot (20')  
3 slip located west of Gangway 19, at a point approximately eighty feet (80')  
4 west of the building known as 241 North Marina Drive, in Alamitos Bay  
5 Marina.

6 Section 24. Section 16.08.101 of the Long Beach Municipal Code is  
7 hereby added to read as follows:

8 16.08.101 Harbormaster's Dock – Alamitos Bay Marina.

9 "Harbormaster's Dock" means that one hundred forty-eight foot  
10 (148') dock which runs along the northwesterly side of the Harbor Master  
11 Building located at 205 N. Marina Drive in the Alamitos Bay Marina area.

12 Section 25. Section 16.08.211 of the Long Beach Municipal Code is  
13 hereby added to read as follows:

14 16.08.211 Pierpoint Landing Guest Dock.

15 "Pierpoint Landing Guest Dock" means the dock that connects  
16 Dock 1b and 1c in the Rainbow Harbor.

17 Section 26. Section 16.08.221 of the Long Beach Municipal Code is  
18 hereby added to read as follows:

19 16.08.221 Rainbow Marina.

20 "Rainbow Marina" means those portions of the tidelands area  
21 bounded as follows:

22 Beginning at the intersection of Shoreline Drive and Pine Avenue;  
23 thence southwest along the centerline extension of Pine Avenue to the  
24 intersection of the south curb of the most southerly line of Shoreline Drive  
25 service road to be known as the point of beginning; thence easterly of said  
26 curb and its extension to the intersection of a line parallel with and two  
27 hundred eighty-five feet (285') easterly of the Rainbow Marina concrete  
28 bulkhead; thence southerly along last said line to the intersection of a line

1 parallel with and eighty feet (80') northerly from the shoreline enroachment  
2 reference line; thence southwesterly along last said line to the intersection  
3 of the northerly projection of the west enroachment reference line of the  
4 Shoreline Marina Mole; thence southeasterly along last said line to the  
5 shore line enroachment reference line at its extension; thence northwesterly  
6 along last said line to the intersection of the west enroachment reference  
7 line of the entrance channel of the Rainbow Marina, thence northeasterly  
8 along last said line to its most northerly point; thence northwest to the  
9 point of beginning.

10 Section 27. Section 16.08.222 of the Long Beach Municipal Code is  
11 hereby added to read as follows:

12 16.08.222 Rainbow Marina Dock 8.

13 Dock 8 means that dock located at a point approximately twenty-  
14 five feet (25') northwesterly of the building known as 401 Shoreline Drive,  
15 and running in a northwesterly direction for a distance of approximately  
16 one hundred ten feet (110').

17 Section 28. Section 16.08.223 of the Long Beach Municipal Code is  
18 hereby added to read as follows:

19 16.08.223 Rainbow Harbor.

20 "Rainbow Harbor" means those portions of the tidelands area  
21 bounded as follows: Beginning at the intersection of the southerly line of  
22 Ocean Boulevard, one hundred feet (100') wide, with the centerline of  
23 Pine Avenue (North), one hundred feet (100') wide, and said intersection  
24 having the coordinates North 4,027,618.60 and East 4,229,816.61 of Zone  
25 7 of the California Coordinate System, NAD 27, as shown on Drawing No.  
26 E212, on file in the Office of the City Engineer of Long Beach; thence  
27 South 0°05'28" East 1851.54 feet along said centerline and its southerly  
28 prolongation; thence EAST 602.31 feet to the most northerly corner of the

1 Shoreline Village Lease Area as described in a legal description on file in  
2 the Office of the City Engineer of Long Beach; thence SOUTH 82.71 feet  
3 along the lease line of said lease to a point, said point also being the  
4 intersection of the landward edges of the existing northerly and easterly  
5 concrete bulkheads, said point being the most Northeasterly corner of the  
6 Rainbow Marina as described in a legal description on file in said Office of  
7 the City Engineer; thence along the landward edge of the northerly  
8 bulkhead and the northeasterly line of said Rainbow Marina, North  
9  $68^{\circ}02'55''$  West to the most northerly corner of said Rainbow Marina, said  
10 point being the True Point of Beginning of this description. Thence leaving  
11 said bulkhead line and along the westerly line of said Rainbow Marina,  
12 South  $19^{\circ}20'58''$  West 819.42; thence leaving said westerly line, South  
13  $83^{\circ}11'31''$  West 420.31 feet to its intersection with the landward edge of  
14 the existing easterly concrete bulkhead line, said point being the beginning  
15 of a non-tangent curve concave Westerly and having a radius of 180.00  
16 feet; a radial line through said beginning of curve bears South  $13^{\circ}53'29''$   
17 East; thence northeasterly, northerly and westerly 483.38 feet along said  
18 curve and bulkhead line through a central angle of  $153^{\circ}51'54''$ ; thence  
19 along the landward edge of the southerly, westerly and northerly concrete  
20 bulkhead lines through the following courses: North  $83^{\circ}08'53''$  West  
21 698.32 feet to the beginning of a non-tangent curve concave  
22 southwesterly and having a radius of 81.67 feet; a radial line through said  
23 beginning of curve bears North  $86^{\circ}04'14''$  East; thence northwesterly and  
24 westerly 128.25 feet through a central angle of  $89^{\circ}58'49''$  to the beginning  
25 of a non-tangent curve concave southeasterly and having a radius of  
26 400.00 feet, a radial line through said beginning of curve bears South  
27  $69^{\circ}06'27''$  West; thence northerly, northeasterly, easterly and  
28 southeasterly 1144.86 feet along said curve through a central angle of

1 163°59'20" to the beginning of a non-tangent curve concave northeasterly  
2 and having a radius of 81.67 feet, a radial line through said beginning of  
3 curve bears North 59°34'22" West; thence southerly and southeasterly  
4 180.18 feet through a central angle of 126°24'12" to the beginning of a  
5 non-tangent curve concave northerly and having a radius of 284.51 feet; a  
6 radial line through said beginning of curve bears South 48°45'50" West;  
7 thence southeasterly, easterly and northeasterly 578.51 feet along said  
8 curve through a central angle of 116°30'18"; thence North 22°15'32" East  
9 28.21 feet to the beginning of a non-tangent curve concave southerly and  
10 having a radius of 220.60 feet, a radial line through said beginning of  
11 curve bears North 9°14'24" West; thence easterly 99.37 feet along said  
12 curve through a central angle of 25°48'34" to the beginning of a non-  
13 tangent curve concave northeasterly and having a radius of 40.00 feet, a  
14 radial line through said beginning of curve bears South 87°13'25" West;  
15 thence southeasterly, easterly and northeasterly 88.27 feet along said  
16 curve through a central angle of 126°26'11"; thence South 70°38'51" East  
17 53.27 feet to the True Point of Beginning.

18 Section 29. Section 16.08.268 of the Long Beach Municipal Code is  
19 hereby added to read as follows:

20 16.08.268 Rainbow Harbor Esplanade.

21 "Rainbow Harbor Esplanade" means the walkways and all public  
22 area surrounding Rainbow Marina and Rainbow Harbor.

23 Section 30. Section 16.08.501 of the Long Beach Municipal Code is  
24 hereby added to read as follows:

25 16.08.501 Automobiles on Rainbow Harbor Esplanade.

26 No person shall allow any automobile or other vehicle, unless  
27 authorized by the director, to enter or park upon the Rainbow Harbor  
28 Esplanade .

Section 31. Section 16.08.502 of the Long Beach Municipal Code is hereby added to read as follows:

## 16.08.502 Bicycles on Rainbow Harbor Esplanade.

Bicycle riding on the Rainbow Harbor Esplanade is prohibited in excess of three (3) miles per hour between the hours of 10 a.m. and 10 p.m., except City employees in the performance of their duties.

Section 32. Section 16.08.503 of the Long Beach Municipal Code is hereby added to read as follows:

16.08.503 Roller Skates, Roller Blades and Skate Boards on Rainbow Harbor Esplanade.

The riding of skate boards, roller skates or roller blades is prohibited on the Rainbow Harbor Esplanade.

Section 33. Section 16.08.504 of the Long Beach Municipal Code is hereby added to read as follows:

### 16.08.504 Commercial Activity on Rainbow Harbor Esplanade.

No person is allowed to sell, barter or peddle any good or service on the Rainbow Harbor Esplanade unless permitted by the Director.

Section 34. Section 16.08.260 of the Long Beach Municipal Code is hereby repealed.

Section 35. Section 16.08.262 of the Long Beach Municipal Code is hereby repealed.

Section 36. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three (3) conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the Mayor.

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1 I hereby certify that the foregoing ordinance was adopted by the City  
2 Council of the City of Long Beach at its meeting of \_\_\_\_\_, 2008, by the  
3 following votes:

4 Ayes: Councilmembers: \_\_\_\_\_  
5 \_\_\_\_\_  
6 \_\_\_\_\_  
7 \_\_\_\_\_

8 Noes: Councilmembers: \_\_\_\_\_  
9 \_\_\_\_\_  
10 \_\_\_\_\_  
11 \_\_\_\_\_

12 Absent: Councilmembers: \_\_\_\_\_  
13 \_\_\_\_\_  
14 \_\_\_\_\_  
15 \_\_\_\_\_

City Clerk

16 Approved: \_\_\_\_\_ (Date) \_\_\_\_\_  
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Mayor