

Article 9: City Sports Facility

Division 2: Prohibited Activities within City Sports Facilities

(“Prohibited Activities within City Sports Facilities”

added 2-9-2004 by O-19262 N.S.)

§59.0201 Purpose and Intent

This division is enacted for the purpose and intent of protecting the public health, welfare, and safety of the spectators and participants at *events* held in *City sports facilities*.

(“Purpose and Intent” added 2-9-2004 by O-19262 N.S.)

§59.0202 Activities Prohibited within City Sports Facilities

- (a) It is unlawful for any person to do the following within any *City sports facility*:
- (1) Intentionally throw, discharge, launch or spill any solid object (including footballs, baseballs, beach balls, frisbees, or other such devices) or liquid substance or otherwise cause such object or substance to be thrown, discharged, launched, spilled or to become airborne.
 - (2) Explode, set-off, discharge, or otherwise release or cause to be released any smoke bomb, fireworks, stink bomb, or other substance which is physically harmful or otherwise irritating, offensive, repugnant or disgusting to the eyes or sense of smell.
 - (3) Leave the area or areas set aside for spectators and enter any *area not open to the general public*, at any time before, during, or after an *event*.
 - (4) Bring into or possess any can, bottle, thermos, vacuum bottle, canteen, or other similar container, unless expressly authorized in writing by the *QUALCOMM Stadium manager* with regard to *QUALCOMM Stadium*, or the *PETCO Park manager* with regard to *PETCO Park*.
 - (5) Gain or attempt to gain admittance to a *City sports facility* except through an access gate open for public access and by presenting a valid *event ticket* or otherwise paying the posted charge required for admission, or to enter or attempt to enter *City sports facility* during non-*event* days or hours without permission.

- (6) Enter the clearly marked and designated restroom facilities of the opposite sex, except that this section 59.0202(a)(6) does not apply to children under ten years of age accompanied by a parent or guardian.
- (7) Behave in so noisy, boisterous, or rowdy a manner as to disturb spectators or participants at any *event*, or violate any local ordinance or state law. Such person shall be subject to ejection by San Diego Police Department officers, *QUALCOMM Stadium security personnel*, or *PETCO Park security personnel*. It is unlawful for a person to refuse to obey an ejection order made pursuant to enforcement of this section 59.0202(a)(7), or to re-enter the *City sports facilities* during that *event* after such ejection by purchase of another ticket or by any other means.
- (8) Bring into or possess any noise making device including air horns, powered megaphones, bugles, drums, tambourines, or other musical instruments unless expressly authorized by the *QUALCOMM Stadium manager* or by the *PETCO Park manager*.
- (9) Lead, conduct, or otherwise bring or allow to remain in the *City sports facilities* any animal, bird, fish, or reptile, except trained guide, signal, or service animal that is in actual use.
- (10) Remain within a *City sports facility* more than one hour after the conclusion of an *event*. It is unlawful for any person to refuse to obey the lawful order of a police officer, *QUALCOMM Stadium security personnel*, or *PETCO Park security personnel* made pursuant to enforcement of this section 59.0202(a)(10).
- (11) Bring, or cause to be brought, for the purposes of sale or barter, or have for sale, or sell or exchange, or offer for sale, or exchange any food, drink, service, goods, wares, ticket, or merchandise within any portion of *QUALCOMM Stadium*, including the perimeter sidewalk of *QUALCOMM Stadium*, or within any portion of *PETCO Park* without first having obtained a City business license and permit from the *QUALCOMM Stadium manager*, or permission from the *PETCO Park manager*.
- (12) Attach any sticker on any *City sports facility* surface by any means.
- (13) Ride any skateboard, roller blade, roller skate, coaster, scooter, or similar type device.
- (14) *Smoke or vape*, except in posted designated areas for *smoking or vaping* at *PETCO Park*. For purposes of Section 59.0202, the terms *smoke*, *smoking*, *vape*, and *vaping* have the same meanings as in San Diego Municipal Code section 43.1001.

- (15) *Smoke or vape, except in designated areas for smoking or vaping at Qualcomm Stadium (not including the Qualcomm Stadium parking facilities) where patrons may temporarily leave the Qualcomm Stadium to smoke or vape, but remain in a secure perimeter.*
- (b) Sections 59.0202(a)(1) through (a)(13) do not apply to any duly authorized employee, agent, or officer of the *City sports facilities* or the City of San Diego while acting in the course and scope of employment, nor does it apply to any duly authorized participant, performer, official, *Qualcomm Stadium security personnel, PETCO Park security personnel*, or service personnel specifically authorized to perform such an act by the *Stadium manager* or the *PETCO Park manager* while acting in the scope of employment or participation.

(“*Activities Prohibited within City Sports Facilities*” added 2-9-2004 by O-19262 N.S.)

(Amended 9-19-2006 by O-19536 N.S.; effective 10-19-2006.)

(Amended 10-2-2014 by O-20408 N.S.; effective 11-1-2014.)