

ARTICLE 8

POLICE MEASURES

SEC. 8.01 - DIVING WITHIN SAN DIEGO BAY REGULATED

(a) "Underwater diving", as used in this article, shall mean any underwater activity conducted with the aid of any breathing apparatus, faceplate or goggles.

(b) It shall be unlawful for any person to engage or participate in underwater diving or in any other underwater activity in San Diego Bay except to seaward of Ballast Point; and it shall be unlawful for any person to participate in underwater diving or in any other underwater activity in the main ship channel from Ballast Point southward to lighted bell buoy No. 5.

(c) The provisions of this section shall not apply to:

1. Persons actually engaged in the inspection, repair and maintenance of vessels secured to a slip or moored in an established small boat basin.

2. Duly authorized persons diving within the limits of the Bay of San Diego during disasters.

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3. Duly authorized agents or employees of the United States, the State of California, or any political subdivision thereof while actually engaged under supervision in the construction, care or maintenance of the underwater surfaces of vessels or facilities.

4. Persons actually participating in bona fide program training under the supervision and direction of Naval Authorities within that area of South San Diego Bay designated as a "Seaplane Restricted Area". (Code of Federal Regulations, Title 33, Section 207.812), (Coast & Geodetic Survey Chart No. 5107).

5. Persons actually participating in bona fide training exercises conducting ascents from a Diving Bell, under the direction and supervision of Naval Authorities at the 70' deep off the Ballast Point Fuel Annex Pier.

6. Persons actually engaged in the construction, inspection, repair or maintenance of vessels and marine facilities provided that:

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(i) Such persons apply for and receive written permission from the Port Director to conduct such activities; and

(ii) That there shall be an assistant present who shall be on the surface of the water close over the person engaged in underwater activity, able and equipped to make a conspicuous display of the signals prescribed for diving.

(Enacted March 14, 1963 - Ordinance No. 20)