

ORDINANCE NO. 520

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH,
CALIFORNIA, RELATING TO RESTRICTED LIGHTING.

The City Council of the City of Manhattan Beach, California, does ordain as follows:

SECTION 1. J. L. DeWitt, Lieutenant General, U. S. Army, Commanding Western Defense Command and Fourth Army, by virtue of the authority vested in him by the President of the United States and Executive Order No. 9066, dated February 19, 1942, and pursuant to Public Law 503-77th Congress, approved March 21, 1942, and by virtue of his powers and prerogatives as Commanding General of the Western Defense Command, has issued Public Proclamation No. 10, dated August 5, 1942, and effective August 20, 1942, which as amended by Public Proclamation No. 12, dated October 10, 1942, and issued by virtue of the same authority, reads as follows:

"HEADQUARTERS WESTERN DEFENSE COMMAND

AND FOURTH ARMY

Presidio of San Francisco, California

PUBLIC PROCLAMATION NO. 10

August 5, 1942

TO: The people within the States of Washington, Oregon and California, and to the Public Generally:

WHEREAS, by Public Proclamation No. 1, dated March 2, 1942, this Headquarters, there were designated and established Military Areas Nos. 1 and 2; and

1 WHEREAS, the armed forces of the enemy have made attacks upon
2 vessels of the United States traveling along the Pacific Coastal
3 waters and upon land installations within said Military Areas, and
4 it is expected that such attacks will continue; and

5 WHEREAS, it is necessary to provide maximum protection for
6 war utilities, war materials and war premises located within the
7 States of Washington, Oregon and California against enemy attacks
8 by sea and by air;

9 NOW, THEREFORE, I. J. L. DE WITT, Lieutenant General, U. S.
10 Army, by virtue of the authority vested in me by the President of
11 the United States and by the Secretary of War and my powers and
12 prerogatives as Commanding General of the Western Defense Command,
13 do hereby declare that:

14 1. The present situation requires as a matter of military
15 necessity that a Zone of Restricted Lighting be established within
16 Military Areas Nos. 1 and 2, and that illumination within said
17 Zone of Restricted Lighting be extinguished or controlled in such
18 manner and to such extent as may be necessary to prevent such
19 illumination from aiding the operations of the enemy.

20 2. Pursuant to the determination and statement of military
21 necessity in Paragraph 1 hereof, a Zone of Restricted Lighting,
22 as particularly described in Exhibit A hereof, and as generally
23 shown on the map made a part hereof and marked Exhibit B, is hereby
24 designated and established. Illumination within the entire area
25 of said Zone of Restricted Lighting shall be extinguished or con-
26 trolled at all times at night from sunset to sunrise, as follows:

27 (a) Signs, Floodlighting, Display and Interior Lighting.
28 Illuminated signs and ornamental lighting of every description
29 which are located out-of-doors, and floodlighting which illuminates
30 buildings or signs (including but not limited to all exterior ad-
31 vertising signs, billboards, display lighting, theatre marquee
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1 signs, illuminated poster panels, and building outline lighting),
2 and all interior light sources (as hereinafter defined) which emit
3 direct rays above the horizontal out-of-doors, shall be extinguished.
4 The words, "light sources," as used herein are intended and shall
5 be construed to mean and include any light generating elements and
6 the bright portion of any reflector, lens, luminaire, transparency,
7 or other equipment associated herewith for the control or diffusion
8 of light. This Section 2 (a) shall not apply to illumination for
9 industrial or protective purposes except to the extent provided for
10 in Section 2 (b) hereof.

11 (b) Illumination of Outdoor Areas; Street and Highway Lights.
12 Illumination of outdoor areas and industrial and protective illumi-
13 nation, shall be controlled as follows:

- 14 (1) ~~Except~~ as provided in Section 2 (b) (2) hereof, illumina-
15 tion on all outdoor areas (including but not limited to
16 automobile service station yards, outdoor parking areas,
17 recreation areas and outdoor structures and roofs) shall
18 not exceed one foot candle at any point when measured on
19 a horizontal plane at any level of such outdoor areas,
20 and all outdoor light sources shall be shielded so that
21 no direct rays from the light source are emitted above the
22 horizontal. All interior lighting of every description
23 shall be reduced or controlled so that it does not con-
24 tribute more than one foot candle of illumination upon any
25 outdoor area. All street and highway lights shall also be
26 shielded so that each light source emits no more than ten
27 per cent of its total lamp lumens at angles above the
28 horizontal. Provided the foregoing requirements are met,
29 any further reduction or extinguishment of street or high-
30 way illumination which would unnecessarily aggravate
31 traffic hazards is not required.
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1 (2) Variations from the foregoing requirements shall be per-
2 mitted in the case of illumination for industrial and pro-
3 tective purposes, and from industrial processes, whether
4 interior or exterior, but not including street or highway
5 lights, only when and to the extent that it is necessary
6 to vary from such requirements in order to achieve and
7 maintain maximum efficiency; but only with the written
8 approval of the Ninth Regional Civilian Defense Board,
9 obtained in advance.

10 (c) Traffic Signs and Signals. Illuminated signs and signals
11 which are authorized or maintained by governmental authority for
12 the purpose of controlling or directing street or highway traffic
13 shall be shielded so that no direct rays from the light source are
14 emitted above the horizontal in respect to lights mounted ten feet
15 or more above the ground, or above an angle of more than six de-
16 grees above the horizontal in respect to lights mounted less than
17 ten but more than three feet above the ground, or above an angle of
18 more than twelve degrees above the horizontal in respect to lights
19 mounted less than three feet above the ground. Relative variations
20 in the upward limit of light are permissible to compensate for
21 grades.

22 (d) Navigation and Railroad Lights. Authorized lights neces-
23 sary to facilitate air or water navigation, authorized railroad
24 signal lights, and headlights of railroad locomotives when in
25 motion, are hereby excepted from all the provisions of this Proc-
26 lamation.

27 3. In addition to the restrictions hereinbefore imposed,
28 illumination within that part of the Zone of Restricted Lighting
29 which is visible from the sea, as hereinafter defined, shall be
30 further diminished or obscured at all times at night from sunset to
31 sunrise, as follows:

32 (a) Street, Highway and Traffic Lights. Street and highway

1 lights, and illuminated signs (but not signals) which are author-
2 ized or maintained by governmental authority for the purpose of
3 controlling or directing street or highway traffic and which are
4 visible from the sea, shall be so shielded that they are not
5 visible from the sea at night and so that no direct rays from the
6 light source are emitted above the horizontal.

7 (b) Residential, Commercial and Industrial Windows. No light-
8 ing shall be permitted behind windows or glazed doors visible from
9 the sea unless they are covered by drapes or shades.

10 (c) Street and Highway Traffic. Within areas visible from
11 the sea, but subject to the exceptions hereinafter stated, vehicles
12 shall operate at night with no more than two lighted driving lamps,
13 regardless of the direction of travel, and each such lamp shall
14 provide a maximum of not more than 250 beam candlepower. Normal
15 rear lights, license plate lights and clearance lights (where re-
16 quired by law) are permitted. Vehicles which are classified as
17 authorized emergency vehicles under the applicable Federal, State
18 or local law, when operated by authorized personnel, and when dis-
19 playing an illuminated red spotlight, and when responding to a fire
20 alarm, or when in the immediate pursuit of an actual or suspected
21 violator of the law, or when going to or transporting a person who
22 is in apparent need of immediate emergency medical or surgical care,
23 or when responding to some other emergency involving the protection
24 of life or property, shall be excepted from the foregoing provision.

25 (d) Industrial and Protective Illumination. Light sources for
26 industrial purposes and light from industrial processes within areas
27 visible from the sea, shall comply with the requirements of Section
28 2(b) hereof, and shall also be shielded so that they are not visible
29 from the sea at night; provided, that variations from these require-
30 ments may be permitted in the case of illumination for industrial
31 and protective purposes, and from industrial processes, whether in-
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1 terior or exterior (but not including street or highway lights),
2 only when and to the extent that it is necessary to vary from such
3 requirements in order to achieve and maintain maximum efficiency;
4 but only with the written approval of the Ninth Regional Civilian
5 Defense Board, obtained in advance.

6 (e) Other Illumination. Except as hereinabove provided in
7 this Section 3, all other lights visible from the sea are prohibited
8 at night, including but not limited to light from fires, bonfires,
9 parked cars, flashlights and lanterns.

10 (f) Definition of "Visible From the Sea." The phrase "visible
11 from the sea," as used herein, is intended and shall be construed
12 to mean and include the following:

13 Visible at any time from the waters of the Pacific Ocean, or
14 from the waters of the Straits of Juan de Fuca lying south of a line
15 extending due east from the most southerly point of Vancouver Island
16 and west of a line running due north and south through the eastern-
17 most point of the easterly boundary line of the City of Port Town-
18 send, Washington, or visible from any of those bodies of water
19 located on the shoreline of the State of California generally known
20 and described as follows:

21 Santa Monica Bay;

22 Santa Barbara Channel;

23 San Luis Obispo Bay;

24 Estero Bay; and

25 Monterey Bay;

26 Provided, however, that the waters of San Francisco Bay, lying
27 easterly of a line extending from Point Bonita through Mile Rock,
28 is not intended and shall not be construed to be a part of the sea;
29 and solely for the purposes of Section 3(c) hereof, concerning
30 street and highway traffic, the phrase, "areas visible from the
31 sea," is also intended and shall be construed to mean and include
32 that portion of streets or highways which may not in fact be visible

1 from the sea but which is within areas generally visible from the
2 sea.

3 4. Any person violating any of the provisions of this Pro-
4 clamamation, or orders issued pursuant thereto, is subject to immed-
5 iate exclusion from the territory of the Western Defense Command,
6 and to the criminal penalties provided in Public Law No. 503, 77th
7 Congress, approved March 21, 1942, entitled "An Act to provide a
8 penalty for the violation of restrictions or orders with respect
9 to persons entering, remaining in, leaving, or committing any act
10 in military areas or zones."

11 5. The Ninth Regional Civilian Defense Board is hereby desig-
12 nated as the primary agency to aid in the enforcement of the fore-
13 going provisions. It is requested that the civil law enforcement
14 agencies and State and local governmental bodies within the areas
15 affected by this Proclamation assist the Ninth Regional Civilian
16 Defense Board in the enforcement hereof.

17 6. This Proclamation shall become effective August 20, 1942."

18 SECTION 2. Said Public Proclamation No. 12, in addition
19 to amending Public Proclamation No. 10 as hereinabove set forth,
20 contains the following paragraphs:

21 "B. This proclamation shall become effective October 25,
22 1942, except those provisions of Subsection 2(b) (1) hereof, con-
23 cerning street and highway lights, which shall become effective
24 November 12, 1942.

25 C. The recitals set forth in the first three paragraphs
26 of said Public Proclamation No. 10 are hereby reaffirmed. Except
27 as hereinbefore expressly amended, all the provisions and deter-
28 minations expressed in said Public Proclamation No. 10 shall remain
29 in full force and effect."

30 SECTION 3. The City of Manhattan Beach, California,
31 hereby recognizes the civil and military necessity for the con-
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1 current enforcement of the provisions of Public Proclamation No.
2 10, as amended as aforesaid, by the City of Manhattan Beach, Cali-
3 fornia, and the Federal Government.

4 SECTION 4. The City of Manhattan Beach, California, is
5 within the Zone of Restricted Lighting, designated and established
6 by Section 2 of said Public Proclamation No. 10 as amended as
7 aforesaid.

8 SECTION 5. Whoever on or after October 25, 1942, shall
9 commit any act in the City of Manhattan Beach, California, contrary
10 to the provisions of Sections 2 or 3 of Public Proclamation No. 10
11 as amended as aforesaid, which amended proclamation is hereinabove
12 set forth in full, shall be guilty of a violation of this ordinance
13 which violation shall constitute a misdemeanor and upon conviction
14 thereof shall be punishable by a fine of not to exceed \$300.00 or
15 by imprisonment for not to exceed three months, or by both such
16 fine and imprisonment.

17 SECTION 6. This ordinance is required for the immediate
18 preservation of the public peace, health and safety, and shall take
19 effect immediately. The following is the statement of facts con-
20 stituting such urgency: The United States is at war and this city
21 by the provisions of Public Proclamation No. 10 as amended by Public
22 Proclamation No. 12 is located in a military zone of restricted
23 lighting established as a matter of military necessity in order to
24 minimize the danger of enemy attack and to provide maximum protec-
25 tion for war utilities, war materials and war premises. By reason
26 of the immediate threat of enemy attack compliance with the provi-
27 sions of Public Proclamation No. 10 as amended by Public Proclama-
28 tion No. 12 is essential for the protection of the lives and proper-
29 ty of the people of the City of Manhattan Beach, California.

30 SECTION 7. The City Clerk shall certify to the passage
31 and adoption of this ordinance; shall cause the same to be entered
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1 in the book of original ordinances of said city; shall make a
2 minute of the passage and adoption thereof in the records of the
3 meeting at which the same is passed and adopted; and shall, within
4 fifteen days after the passage and adoption thereof, cause the same
5 to be published once in the Manhattan Beach News, a weekly news-
6 paper of general circulation, published and circulated within said
7 City of Manhattan Beach, and which is hereby designated for that
8 purpose.

9 PASSED, APPROVED AND ADOPTED, this 29th day of October
10 1942.

11
12 Charles Black
13 Mayor of the City of Manhattan
14 Beach, California

15 ATTEST:

16 [Signature]
17 City Clerk of the City of
18 Manhattan Beach, California

19 (SEAL)
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