

State of California
Department of Parks and Recreation
San Diego Coast District
Carlsbad State Beach

ORDER NO. 935-612-001

June 9, 2023

The following lands and facilities of Carlsbad State Beach (a.k.a. Frazee State Beach), San Diego Coast District of the Department of Parks and Recreation are hereby subject to the following provisions:

1. A closure shall be in effect for all public use, entry or occupancy from 2300 hours to 0600 hours daily. [CCR 4326 (a), CCR 4358]
Exception:
 - a. Parking lots and restroom facilities are closed to the public from 2200 hours to 0700 hours daily.
2. Dogs are prohibited. [CCR 4312(f)(1)]
Exception:
 - a. Dogs permitted adjacent to Carlsbad Blvd. and east of the bluff line fence between Cherry Street and Tamarack Avenue.
3. The consumption of alcoholic beverages is prohibited. [CCR 4326 (a)]
Exception:
 - a. Special Event Permits with indication of alcohol distribution, possession, or consumption may be permitted in limited and designated areas and only when the permittee has demonstrated ability to regulate distribution, possession or consumption of alcoholic beverages.
4. Glass containers are prohibited on the beach. [CCR 4333]
5. All fires are prohibited. "Fire" is defined as the burning of any substance including but not limited to: wood, wood pallets, kerosene, oil, chemically treated wood, charcoal briquettes, fire logs, coffee based logs, fire starters, newspaper, books, and trees. [CCR 4311 (a)]
Exception:
 - a. The use of propane or butane burners are permitted on the beach if the device is self-standing and has a minimum clearance of 6" between the ground and bottom of the stove.
6. No person shall launch or beach a vessel or weigh anchor or cast off. [CCR 4657]
Exception:
 - a. Manually-propelled vessels, such as rafts and kayaks are allowed, except in areas where surf-riding is prohibited.
7. Surf-riding is prohibited where designated by signs/flags. [CCR 4654]
8. Rockhounding is permitted within the wave action zone. [CCR 4301 (v), CCR 4611]
Refer to CCR 4611 for conditions.

9. The Department may close all or portions of Department land, including campsites, parking lots, roadways, day use areas, buildings, and/or beach, to visitors entirely, seasonally, or to specific activities or uses, or may limit the number of visitors entering an area, due to Special Events, maintenance, resource management activities, or natural occurrences, in order to protect resources, remove hazards, and/or ensure public safety. During such closures, all persons, vehicles, bicycles and other transportation implements shall not enter or remain therein. [CCR 4326 (a)]
10. Feeding of wild and/or feral animals is prohibited. [CCR 4305 (e)]
11. Scavenging in trash and recycling bins is prohibited [CCR 4310, PRC 5003]
 - a. No person shall import or export any litter, domestic, agricultural, or commercial garbage or refuse, for the express purpose of disposing of such material in the State Park trash cans or dumpsters.
 - b. No person shall climb on or into trash containers, dumpsters, nor remove, separate, or dislodge the contents inside in total or in part.
 - c. No person shall place petroleum waste products, batteries or toxic substances in trash containers/dumpsters.
 - d. No person shall place ignited or smoldering materials or coals inside any trash container/ dumpster.
12. Vehicle maintenance, service, repair or modifications are prohibited. No vehicle may be left standing or parked within the park unit for the purpose of maintenance, service, repair, modifications or similar operation except in an emergency. This prohibition includes changing oil, greasing, engine repair, drivetrain repair, brake repair, painting, etc. as well as washing or polishing a vehicle.

Exception:

 - a. An owner or operator of a vehicle or a mechanic may service or repair any vehicle which is temporarily disabled due to the extent that it is impossible to avoid stopping the vehicle within the park unit. Necessary repairs may be made in order to enable the vehicle to be safely moved or removed from the park so it can be fully repaired at a later time.
13. The following groups will be subject to Special Event and/or Concession permitting [CCR 4300] and are prohibited from utilizing state lands without first acquiring the required permit.
 - a. Any group categorized by CCR 4301(j)
 - b. Any group in excess of 25 persons
 - c. Any organized group using state lands for their meeting place.
 - d. Any persons filming or photographing state lands for monetary gain.
 - e. Any persons meeting on state lands for the express purpose of training or teaching others.
14. All vehicles must be parked in parking lots on the pavement and within the marked lines of a single parking space. Day use vehicles (singular or in combination) over 25 feet in length or 9 feet in width are prohibited at all parking lots within the unit (Tamarack and Offshore). [CCR 4358]

15. "Tailgating" is prohibited in all parking lots. No awnings or slide outs may be erected or utilized. No chairs, tables, barbeques or other recreational equipment may be used in parking lots. [CCR 4323(a)]
16. Parking spaces marked as AUTHORIZED VEHICLES ONLY either through signage, curb markings, and/or pavement markings are reserved for marked DPR vehicles or privately owned employee vehicles displaying a current employee vehicle parking pass. All other vehicles may be cited under VC 21113(a).
17. A closure shall be in effect for all persons on the grounds and facilities at 2680 Carlsbad Blvd, Carlsbad, CA 92008. [CCR 4326(a)]
 - a. Exception:
 - b. Public access is granted during business hours, provided you are conducting business at the public office, unless posted otherwise.
18. No person shall ride or possess any skateboard, bicycle, rollerblades, or scooter on the Carlsbad Seawall between Pine Street and Tamarack Avenue. [CCR 4319]
 - a. Exception:
 - b. Those persons who are in transit (actively walking) between Carlsbad State Beach and Carlsbad Boulevard.
19. No unauthorized person shall be present on a lifeguard tower at any time. [CCR 4319]
20. No person shall launch, land, or operate a powered unmanned vehicle or aircraft, Unmanned Aircraft Systems (UAS) [drone], or other remote controlled aerial device.
 - a. Exception:
 - b. Commercial filming with applicable FAA Certification of Authorization (COA), appropriate park unit permits, and California Film Commission approval.
 - c. Non-commercial use upon completion of the park unit's special use permit application and applicable FAA registration.
 - d. Scientific research with appropriate FAA registration and park unit permits.
 - e. Use by law enforcement under exigent circumstances with direct permission of the District Superintendent.
21. Authorized emergency personnel and vehicles as defined by Section 165 of the California Vehicle Code are exempt from this Order. Department of Parks and Recreation personnel while on duty, vehicles and equipment are also exempt from this order.
22. Exemptions to any of the above may be granted under a Special Event Permit and/or by the District Superintendent or designee, San Diego Coast District, 4477 Pacific Highway, San Diego, CA 92110.
23. Nothing herein shall affect any existing private, contractual, or property rights.
24. Nothing herein shall be construed in derogation of other provisions of law.

So Ordered.

Nicole Van Doren

6/9/2023

Nicole Van Doren, Acting District Superintendent – San Diego Coast District

Date:

Authority: California Public Resources Code Division 5, Chapter 1, Article 1, Section 5003 and 5008. California Code of Regulations, Title 14, Division 3, Sections 4301, 4305, and 4326.

Copies of this order have been posted with the Chief, Coastal Division (Sacramento), at the San Diego Coast District Office as well as other locations as needed in accordance with the State of California, Public Resources Code, Title 14, Section 4301 (i).

DECLARATION OF POSTING

DISTRICT SUPERINTENDENT'S ORDER NO. 935-612-001

I hereby declare that on June 9, 2023, the District Superintendent's Order No. 935-612-001, hereto attached, was posted at the offices of the District and Park where it is to be in effect, and with the office of the Chief, Southern Division, as well as at other locations which were determined necessary by the Superintendent of the San Diego Coast District.

I declare under penalty of perjury that the foregoing is true and correct.

Signed: Nicole Van Doren
Nicole Van Doren
Acting District Superintendent

Dated: 6/9/2023