

MEETING DATE 01/09/06
AGENDA ITEM Adoption of an Ordinance Amending Various Provisions of
Sections 9 10 055 and 9 10 200 of the Culver City Municipal
Code Relating to Park Regulations for the Purpose of
Mitigating Nuisance Activity and Clarifying Existing
Regulations

ATTACHMENTS

		<u>Pages</u>
1	Proposed Ordinance	1-5

ATTACHMENT 1

ORDINANCE NO 2006-_____

AN ORDINANCE OF THE CITY OF CULVER CITY
CALIFORNIA AMENDING VARIOUS PROVISIONS OF
SECTIONS 9 10 055 AND 9 10 200 OF THE CULVER CITY
MUNICIPAL CODE RELATING TO PARK REGULATIONS,
FOR THE PURPOSE OF MITIGATING NUISANCE ACTIVITY
AND CLARIFYING EXISTING REGULATIONS

WHEREAS over the past several years, as the number of people using the
City s parks has grown, clarification and enforcement of park regulations have become
increasingly important to the community's use and enjoyment of the parks, and

WHEREAS, park-related issues have arisen concerning nuisance activity
occurring in the City s parks including, but not limited to interference with park
maintenance staff, vandalism, littering, abandoned property and persons using the park
when it is closed, and

WHEREAS, on July 26, 2004, the City Council took a number of actions
pertaining to these issues, including directing staff to review various provisions of the City's
Municipal Code to determine whether certain sections should be amended in order to
improve enforceability of park regulations, address nuisance activity, and better secure the
City s parks

NOW THEREFORE, the City Council of the City of Culver City, California,
DOES HEREBY ORDAIN as follows

SECTION 1 Section 9 10 055 (C) of the Culver City Municipal Code is
hereby amended to read as follows

C To swim, bathe, wade in or pollute the water of any fountain or pond

1 **SECTION 2** Section 9 10 055 (D) of the Culver City Municipal Code is
2 hereby amended to read as follows

3 D To make kindle or use a fire, barbecue, portable stove or
4 burning charcoal except in designated areas provided by the City for such purpose
5 or in such areas and under such regulations as may be designated by the Parks,
6 Recreation and Community Services Director No person shall drop, throw or
7 otherwise scatter lighted matches burning cigarettes or cigars, tobacco paper or
8 other flammable material, within any park area or upon any public property, highway,
9 road or street abutting or contiguous thereto

10
11 **SECTION 3** Section 9 10 055 (E) of the Culver City Municipal Code is
12 hereby amended to read as follows

13 E To camp occupy camp facilities or use camp paraphernalia,
14 provided however, that the Parks, Recreation and Community Services Director
15 may issue a temporary permit to allow camping in connection with a special event
16 No person shall store personal property, including camp facilities and camp
17 paraphernalia, within any public park or upon any public property For purposes of
18 this subsection, the following definitions shall apply

19
20 1 *Camp* means to pitch or occupy camp facilities or to use
21 camp paraphernalia,

22 2 *Camp facilities* include, but are not limited to, tents, huts
23 or temporary shelters

24 3 *Camp paraphernalia* includes, but is not limited to,
25 tarpaulins, cots beds, sleeping bags hammocks cooking facilities and similar
26
27
28

1 equipment Camp paraphernalia shall not include City-designated cooking facilities
2 or equipment

3 4 Store means to put aside or accumulate for use when
4 needed, to put for safekeeping, or to place or leave in a location

5 **SECTION 4** Section 9 10 055 (H) of the Culver City Municipal Code is
6 hereby amended to read as follows

7 H To sleep or lay on tables seats, benches, playground
8 equipment or any other areas not intended for such use or purpose

9 **SECTION 5** Section 9 10 055 (N) of the Culver City Municipal Code is
10 hereby amended to read as follows

11 N To deposit any paper, food, rubbish, debris, or any waste
12 material of any kind, except in City-designated receptacles

13 **SECTION 6** Section 9 10 055 (O) of the Culver City Municipal Code is
14 hereby repealed and replaced with the following new Section 9 10 055 (O)

15 O To fight or challenge another person to fight maliciously or
16 willfully disturb another person by loud and unreasonable noise or use offensive
17 words which are inherently likely to provoke an immediate violent reaction from
18 another person

19 **SECTION 7** Section 9 10 055 (P) of the Culver City Municipal Code is
20 hereby repealed and replaced with the following new Section 9 10 055 (P)

21 P To interfere with or hinder any employee, agent or volunteer of
22 the City engaged in maintenance or repair of any park or park facility

23 **SECTION 8** Section 9 10 055 (Q) of the Culver City Municipal Code is
24 hereby amended to read as follows

1 Q To enter, use or abet the use of any area in violation of posted
2 notices

3 **SECTION 9** Section 9 10 055 (S) of the Culver City Municipal Code is
4 hereby amended to read as follows

5 S To maliciously, willfully or unreasonably disturb or interfere with
6 any person or party occupying any area, or participating in any activity, under the
7 authority of a permit

8
9 **SECTION 10** Section 9 10 055 (T) of the Culver City Municipal Code is
10 hereby added as follows

11 T To enter any park park area or park facility which is barricaded
12 or fenced for maintenance, repair or construction, without the authorization of the
13 Parks, Recreation and Community Services Director

14 **SECTION 11** Section 9 10 200 (D) of the Culver City Municipal Code is
15 hereby amended to read as follows

16 D Deposit any paper, food, rubbish, debris or any waste material of any
17 kind in any public restroom, except in City-designated receptacles No person over
18 the age of ten years shall use the restrooms and washrooms designated for the
19 opposite sex

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21 **SECTION 12** Pursuant to Section 512 of the City Charter this Ordinance
22 shall take effect thirty (30) days after the date of its adoption Pursuant to Sections 514 and
23 517 of the City Charter prior to the expiration of fifteen (15) days after the adoption, the
24 City Clerk shall cause this Ordinance, or a summary thereof, to be published in the *Culver*
25 *City News* and shall post this Ordinance or a summary thereof in at least three places
26 within the City

1 **SECTION 13** The City Council hereby declares that if any provision
2 section, subsection, paragraph, sentence, phrase or word of this ordinance is rendered or
3 declared invalid or unconstitutional by any final action in a court of competent jurisdiction or
4 by reason of any preemptive legislation, then the City Council would have independently
5 adopted the remaining provisions sections, subsections paragraphs, sentences, phrases
6 or words of this ordinance and as such they shall remain in full force and effect
7

8 APPROVED AND ADOPTED this _____ day of _____, 2006
9

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11 _____
12 ALBERT M VERA, Mayor
 City of Culver City, California

13 ATTEST

APPROVED AS TO FORM

14
15 _____
16 CHRISTOPHER ARMENTA, City Clerk

17 _____
18 CAROL A SCHWAB, City Attorney
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