

Introduced by: _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 3, CHAPTER 3.24, SECTIONS 3.24.030 (ADMINISTRATIVE JURISDICTION), 3.24.110 (PROHIBITED ACTS IN PARKS AND PUBLIC GROUNDS), AND 3.24.190 (VIOLATION-PENALTY), AND TITLE 9, CHAPTER 9.76, SECTIONS 9.76.020 (WEAPONS AND PROHIBITED EQUIPMENT), AND 9.76.030 (VIOLATIONS-PENALTY) OF THE PASADENA MUNICIPAL CODE TO PROHIBIT ACTIVITIES IN THE LOWER ARROYO ARCHERY RANGE INCONSISTENT WITH RULES PROMULGATED BY THE CITY MANAGER AND TO MAKE VIOLATIONS PUNISHABLE IN AN AMOUNT CONSISTENT WITH OTHER PENALTY PROVISIONS IN THE PASADENA MUNICIPAL CODE AND ACCORDING TO THE GENERAL PENALTY PROVISIONS OF CHAPTER 1.24

The People of the City of Pasadena ordain as follows:

SECTION 1. This ordinance, due to its length and the corresponding cost of publication, will be published by title and summary as permitted by Section 508 of the Pasadena City Charter. The approved summary of this ordinance is as follows:

“Summary”

“Ordinance No. _____ amends Chapter 3.24 (Parks and Public Grounds) and Chapter 9.76 (Weapons-Prohibited Equipment) of the Pasadena Municipal Code to prohibit archery and any other activity within the Lower Arroyo Archery range that is inconsistent with the rules and regulations promulgated by the City Manager or to engage in archery without prominently displaying credentials evidencing previous and satisfactory completion of the city-required safety and training program. Violations of these prohibitions are made punishable in an amount consistent with other penalty provisions in the Pasadena Municipal Code and according to the general penalty provisions of Chapter 1.24 of the Pasadena Municipal Code.

Ordinance No. _____ shall take effect 30 days following its publication by title and summary.”

SECTION 2. Pasadena Municipal Code, Title 3 (Public Peace, Morals and Welfare), Chapter 3.24, Article I (General Provisions), Section 3.24.030 (Administrative jurisdiction) is amended to read:

A. All public parks, the grounds in the Civic Center, the grounds appurtenant to the various branch libraries and other city buildings, Gamble House grounds, Wrigley House grounds, the grounds of the Norton Simon Museum of Art at Pasadena, and that building located at 825 South Raymond Avenue, Pasadena, known as the "Rose Palace," are placed under the administrative jurisdiction of the public works department.

B. All neighborhood centers (Villa Parke, Jackie Robinson Center), recreation centers, (Victory Park, Robinson Park), the Pasadena Senior Center, and municipal swimming pools in Villa Parke and Robinson Park are placed under the administrative jurisdiction of the human services, recreation and neighborhoods department, or other department designated by the city manager in writing. All facilities and structures in parks and open space areas not identified above are under the administrative jurisdiction of the public works and transportation department, or other department designated by the city manager in writing. The Rose Bowl and buildings and structures located on the municipal golf course are intentionally excluded from this subsection.

C. Jog-a-thon, marathon races and similar activities taking place upon public parks and streets of the city shall require a permit from the public works and transportation department and shall be subject to that department's administrative jurisdiction.

D. The director of public works and the director of human services shall, from time to time, submit a schedule of fees and charges to be made for the use of the various facilities and equipment under his jurisdiction, which fees and charges shall be effective upon adoption thereof by resolution of the board of directors of city. Each director shall collect said charges or fees for the director's respective facilities.

E. For purposes of this subsection, the directors of the two departments referenced above shall be the responsible administrative officials, unless otherwise designated by the city manager in writing. The responsible administrative official may allow free use of any facility under that person's jurisdiction where the user is a local

civic or patriotic organization, and no admission will be charged or donation or collection taken by user before, during, or after the event. The city may charge any such user any insurance policy charges pertaining to the use of the premises and for city's expenses in conditioning or reconditioning the facility before or after its use. The city may also charge any user direct city staff costs for opening, closing and/or supervising activities at the facility.

F. The director of public works or the director of human services may exclude from any facility under his jurisdiction any individual whose presence is detrimental to the enjoyment of the facility by others or whose conduct is offensive to the public and a nuisance. Such person may appeal his exclusion to the board of directors.

G. The city manager may permit any facility or a part of any park to be used for events other than those for which the facilities or grounds were designated, upon such terms as he shall determine to be reasonable, and the contract for such use shall state such terms.

H. The city board of directors, by resolution, may adopt a schedule of fees to be charged for the granting of any license by the city authorizing a use or activity on any public property or public right-of-way.

I. The city manager shall determine where archery activity is permitted and promulgate rules and regulations relating to the conduct of individuals using the Lower Arroyo Archery Range.

SECTION 3. Pasadena Municipal code, Title 3 (Civic Events and Facilities), Chapter 3.24 (Parks and Public Grounds), Article III (Use Restrictions), Section 3.24.110 (Prohibited acts), is amended to read:

“A. No person shall do any of the acts hereinafter specified within the limits of any of the public parks of the city, the Civic Center, or the grounds of the branch libraries or other municipal buildings:

1. To lead or let loose any cattle, horse, mule, goat, sheep, swine, dog or fowl of any kind; provided, that the prohibitions of this section shall not apply to dogs when

securely confined by a strong cord, chain or leash not exceeding 6 feet, securely and continuously held by a competent person owning, having an interest in, harboring or having charge, care, control, custody or possession of such dog, to saddle horses held by hand, to animals which may be brought into any park or upon the grounds above specified for use in the taking of motion pictures when a special permit therefor has first been secured from the director of public works, or to any dog during obedience training at times and in areas designated by the recreation department, or while performing or being exhibited in a city-permitted bench show or other exhibition or in an off-leash dog area established by ordinance and posted in accord with Section 6.12.011 of this code;

2. To carry or bring therein any firearms, firecrackers, rockets, torpedoes or any other fireworks, without the written consent of the director of public works, which consent shall be given only to adult persons who give the director of public works satisfactory assurance that such prohibited articles will be handled in a safe and prudent manner;

3. To make campfires in any other places than in stoves or pits provided by the public works department; provided however, that the director of public works may issue special permits for fires in the places or locations as may be deemed safe or which do not interfere with the public welfare;

4. To cut or remove any wood, turf, grass, rock, flowers, trees, shrubs, sand or gravel, except by permit from the director of public works;

5. To remove, damage or destroy any athletic equipment or paraphernalia, provided therefor by the city, reasonable wear thereto excepted;

6. To wound, kill or catch or attempt to wound, kill or catch any bird;

7. To swim, bathe, wade in or pollute the waters of any fountain, stream or pool;

8. To camp or lodge in any park or upon the grounds above-specified, except in places designated for such purposes;

9. To ride or bring any horse or other animal on any footpath or elsewhere than on bridle paths, roads or drives provided for such purpose;

10. To drive or have any dray, truck, wagon, cart or other traffic vehicle carrying or regularly used or employed in carrying goods, merchandise, lumber, machinery, oil, manure, dirt, sand, soil or any article of trade or commerce or any offensive article or material whatsoever upon any road or drive in any park or upon any part of such road or drive when the road or drive or part thereof is reserved from such use by order of the city manager or director of public works. Any road or drive or part thereof so reserved shall be designated by signs posted in conspicuous places upon or along the road or drive;

11. To drink any spirituous, vinous, malt or mixed liquors;

12. To sell or offer for sale any goods, merchandise, article or thing whatsoever without the written consent of the city manager, who shall give such consent only upon a satisfactory showing that the conduct is justified in the interest of the public convenience or comfort; except that pushcart vending is permitted in public parks in accord with the provisions of Section 8.16.020(G);

13. To practice, carry on, conduct or solicit for any trade, occupation, business or profession without the written consent of the city manager, who shall give such consent only upon a satisfactory showing that such conduct is justified in the interest of the public convenience or comfort;

14. a. To drive or park any automobile or other vehicle in violation of signs restricting or prohibiting driving or parking which are posted pursuant to Section 10.40.180. Illegally parked vehicles are subject to being towed away as provided in Section 10.40.180,

b. To leave any automobile or other vehicle with the engine running,

c. To operate, or cause or suffer to be operated within any park or any public off-street parking area serving such park, including the Rose Bowl parking area, any racing vehicle, miniature or model vehicle or airplane propelled or driven by an internal

combustion engine. For the purpose of this chapter, racing vehicles shall include, but not be limited to, so-called go-carts, midget automobile racers and conventional racing automobiles. Specifically exempted from this provision are duly authorized, off-road vehicle racing events which take place within the Rose Bowl;

15. To drive or operate any vehicle, cycle or automobile on any bridle path, footpath or elsewhere than on roads, drives or in parking areas provided for such purpose;

16. To play or engage in any game or contest excepting at such places as shall be especially provided or designated for that purpose;

17. To throw or deposit any bottles, tin cans, broken glass, paper, clothes, sheet iron, rubbish, soil, tree trimmings, refuse, garbage or debris of any kind except in places and receptacles provided therefor;

18. To remove from any park equipment any sign indicating that such equipment is reserved;

19. To bring or cause or permit to be brought into any public park any ice cream freezer of any variety other than that known as the dry pack type;

20. To hold, conduct or participate in any celebration, parade, service or exercise without first obtaining permission so to do from the director of public works, who shall give such permission only upon a satisfactory showing that the event is sponsored by a responsible person, organization, firm or corporation;

21. To use any park facility for which a charge is now or hereafter may be made by any ordinance of the city without first having paid the fee required therefor and having received the required permit;

22. For any male person over 8 years of age to enter or use any toilet or water closet designated "For Women," or for any female person over 8 years of age to enter or use any toilet or water closet designated "For Men";

23. To loiter or remain in the Lower Arroyo, as depicted on Drawing No. 3575 on file in the department of public works, or in the Hahamongna Watershed Park as depicted on Drawing No. 4787 on file in the department of public works, or in Viña Vieja Park as depicted on Drawing No. 5435 on file in the department of public works, at any time from dusk to dawn. To loiter or remain in any other public park at any time between 10:00 p.m. and 6:00 a.m. the following morning;

24. To offer gratuitously any money, gift, bribe or favor to any park employee;

25. To move or remove from one location to another location another player's golf ball or player's equipment of any description;

26. To park or drive any automobile or motor vehicle on fairways, tees or greens except upon occasions when general permission so to do may be given by the director of public works;

27. To move or remove from one location to another any part or parts of field equipment;

28. To move or remove from one location to another or destroy any equipment used by the greenskeeper of the municipal golf course, or such other equipment, tools or implements as are used for the upkeep of the park or grounds;

29. To open or close any valves pertaining to the water mains in the parks or grounds;

30. To play upon any tennis court wearing shoes other than those having vulcanized rubber soles and heels;

31. When any tennis court is in use for singles play and other players are waiting, to refuse to open the court for doubles play at the end of the set then being played;

32. When all tennis courts in any park are in use for doubles play and other players are waiting, to refuse to leave any tennis court upon playing off the set then

being played; except that in the case of deuce sets, 1 game shall be allowed to finish the set;

33. For any person under the age of 16 years to use any tennis court on Saturday afternoon, Sunday or any holiday, or after 5 p.m. of any other day, when players over that age desire to play;

34. To use any tennis court or courts for tennis tournaments or other special events of any kind unless a permit is first obtained from the department of public works;

35. To enter, to attempt to enter or to assist any other person to enter any seat, box, space, enclosure, room, theater, grandstand, runway, stadium, bathhouse, the Rose Bowl, Brookside Plunge, or any other place in the public parks, Civic Center or main or branch library grounds of the city to which an admission or permit fee or charge is made without first paying such fee or charge or without permission of the person in charge of any such place or to enter or attempt to enter or assist any person in entering any such place, during the hours when the same are not open to the public, without permission express or implied of the person in charge of and such place;

36. To use any park facility which has been reserved or which is indicated by a sign to have been reserved without first having received permission from the director of public works;

37. To do any act which unnecessarily disturbs or interferes with spectators at any event conducted in any park or to enter any area provided for or occupied by spectators at any such event for the purpose of doing any such act.

38. To engage in any activity, archery or otherwise, within the boundaries of the Lower Arroyo Archery Range, as depicted on Drawing No. 6348 on file in the department of public works, which violates any rules and/or regulations promulgated by the city manager of the city.

39. To use the Lower Arroyo Archery Range, at any time, without prominently displaying the credentials evidencing previous and satisfactory completion of the city-approved safety and training program.

B. Nothing contained in this section shall apply to any person entering any of the places named herein who shall do so by reason of and by the consent or permission of the person or persons in charge of any such place.”

SECTION 4. Pasadena Municipal code, Title 3 (Civic Events and Facilities), Chapter 3.24 (Parks and Public Grounds), Article V (Refunds-Penalties), Section 3.24.190 (Violation-Penalty), is amended to read:

“Any person, firm or corporation violating any of the provisions of this chapter shall be punishable under the general penalty provisions set forth in Chapter 1.24 of this code.”

SECTION 5. Pasadena Municipal Code, Title 9 (Public Peace, Morals and Welfare), Chapter 9.76, Article VIII (Weapons), Section 9.76.020 (Air guns and archery equipment) is amended to read:

“A. Air guns. No person shall carry any air guns in the city, except when going to or from a place particularly designed for such use; nor shall said equipment be discharged except in places particularly designed for said use and approved by the police department of the city.

“B. Archery equipment. No person shall carry any bows and arrows or other type of archery equipment in the city, except when going to or from a place particularly designed and designated for such use; nor shall said equipment be discharged except in places particularly designed and designated for said use and approved by the city manager of the city.”

SECTION 6. Pasadena Municipal Code, Title 9 (Public Peace, Morals and Welfare), Chapter 9.76, Article VIII (Weapons), Section 9.76.030 (Violations-Penalty) is amended to read:

“Any person, firm or corporation violating any of the provisions of this chapter shall be punishable under the general penalty provisions set forth in Chapter 1.24 of this code.”

SECTION 7. The City Clerk shall certify the adoption of this ordinance and shall cause this ordinance to be published by title and summary.

SECTION 8. This ordinance shall take effect 30 days following its publication by title and summary.

Signed and approved this _____ day of _____, 2015.

Terry Tornek
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council of the City of Pasadena at its meeting held this _____ day of _____ 2015, by the following vote:

AYES:

NOES:

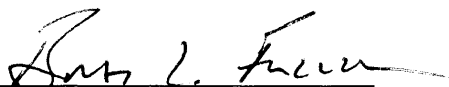
ABSENT:

ABSTAIN:

Date Published:

Mark Jomsky
City Clerk

Approved as to form:



Brad L. Fuller
Assistant City Attorney