



AGENDA REPORT

Meeting Date: September 1, 2015
Item Number: D-5
To: Honorable Mayor & City Council
From: James Latta, LCSW
Subject: AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO PROHIBIT ADULTS IN PLAYGROUNDS UNLESS ACCOMPANIED BY CHILDREN
Attachments: 1. Ordinance

RECOMMENDATION

Staff recommends that the City Council move to waive the full reading of the ordinance and that the ordinance entitled "AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO PROHIBIT ADULTS IN PLAYGROUNDS UNLESS ACCOMPANIED BY CHILDREN" be introduced and read by title only.

INTRODUCTION

This ordinance amends the code regarding certain behaviors prohibited on public property.

DISCUSSION

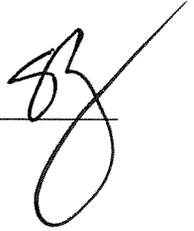
The City of Beverly Hills is committed to a holistic approach in addressing the causes of, as well as deterring, certain conduct on public property. To encourage appropriate use of City park playground equipment, the proposed amendment prohibits adults eighteen and older from being present on a City park playground unless accompanied by a child or children lawfully under his or her custody or control, using such playground.

FISCAL IMPACT

Updating signage at City Playgrounds advising patrons of the new ordinance will be completed at a minimal cost. Adopting the proposed ordinance amendment does not result in a fiscal impact on the city.

Public education about this amendment will be disseminated by the Human Services Division, Police Department, Park Rangers and the Beverly Hills Ambassador Team.

Steven Zoet, Director
Community Services
Approved By

A handwritten signature in black ink, appearing to be 'SZ', written over a horizontal line.

Attachment 1

ORDINANCE NO. 15-O-_____

AN ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO
PROHIBIT ADULTS IN PLAYGROUNDS UNLESS
ACCOMPANIED BY CHILDREN

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS DOES HEREBY
ORDAIN AS FOLLOWS:

Section 1. Paragraph H is hereby added to Section 8-1-4 (“RESTRICTIONS APPLICABLE TO USE OF PARK AND RECREATIONAL FACILITIES”) of Chapter 1 (“PARKS AND RECREATIONAL FACILITIES”) of Title 8 (“PARKS, STREETS, AND OTHER PUBLIC PROPERTY”) of the Beverly Hills Municipal Code to read as follows:

“H. No adult age eighteen or older shall be present in any City owned playground unless the adult is accompanying a child or children age twelve or younger using the playground, and the child or children are lawfully under the adult’s custody or control. For purposes of this paragraph, “playground” shall mean an improved area that is designed and set aside for children’s play, which may include equipment such as swings and slides, and is posted with signs advising of the prohibition set forth in this paragraph. Playground does not include an improved area intended for use as an athletic playing field, athletic court, or skateboarding park.”

Section 3. Severability. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance or the application thereof to any person or place, is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 4. Publication. The City Clerk shall cause this Ordinance to be published at least once in a newspaper of general circulation published and circulated in the city within fifteen (15) days after its passage in accordance with Section 36933 of the Government Code, shall certify to the adoption of this Ordinance and shall cause this Ordinance and the city Clerk’s certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this city.

Section 5. Effective Date. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

Adopted:
Effective:

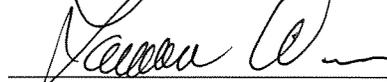
JULIAN A. GOLD, M.D.
Mayor of the City of Beverly Hills,
California

ATTEST:

BYRON POPE
City Clerk

(SEAL)

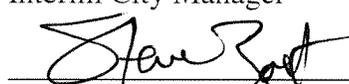
APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

MAHDI ALUZRI
Interim City Manager



STEVE ZOET
Director of Community Services