

ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the amendment of the Los Angeles Municipal Code (LAMC) to restrict the possession or use of non-permitted bulky items and tents in parks, to prohibit the storage of personal property within the limits of any park, and to prohibit erecting barriers against or attaching personal property to park property.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. CONCUR with a recommendation made by the Board of Recreation and Park Commissioners to include clarification in the Ordinance that portable tables and chairs are not considered bulky items.
2. PRESENT and ADOPT the accompanying ORDINANCE, as amended to add the above recommendation.
3. REQUEST that the City Attorney prepare and present to Council a revised Ordinance amending Subsections B and I of Section 63.44 of Chapter VI of the LAMC to restrict the possession or use of non-permitted bulky items and tents, to include clarification that portable tables and chairs are not considered bulky items, and to prohibit the storage of personal property within the limits of any park, including a park consisting of beaches and water recreation areas.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

**(URGENCY CLAUSE - 12 VOTES REQUIRED)**

**Council may recess to closed session pursuant to Government Code Section 54956.9(d)(1) in order to confer with legal counsel in relation to the case entitled, Tony Lavan, et al. v. City of Los Angeles, United States District Court Case No. CV 11-02874 PSG (AJWx), Ninth Circuit Case No. 11-56253. (The pending litigation concerns a preliminary injunction barring the removal and disposal of property from the sidewalks of Skid Row.)**

Summary:

On June 8, 2015, the Arts, Parks, Health, Aging and River Committee considered a City Attorney report and Ordinance relative to the amendment of the LAMC to restrict the possession or use of non-permitted bulky items and tents in parks, to prohibit the storage of personal property within the limits of any park, and to prohibit erecting barriers against or attaching personal property to park property. The Committee recessed to closed session to confer with legal counsel in relation to the case reflected above. Upon reconvening in open session, the City Attorney announced that no action was taken in closed session.

During the discussion of this item in open session, representatives from the Department of Recreation and Parks and the City Attorney responded to several related questions from the Committee members that included but were not limited to an overview of the current process to remove personal items left at parks and how the proposed Ordinance would change that process.

After additional discussion and providing an opportunity for public comment, the Committee recommended that Council adopt the Ordinance, with an amendment to reflect the recommendation of the Board of Recreation and Park Commissioners to clarify that portable chairs and portable tables are not considered bulky items. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE



<b>MEMBER</b>	<b>VOTE</b>
O'FARRELL:	YES
LABONGE:	YES
BUSCAINO:	YES
CEDILLO:	NO
PRICE:	YES

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**-NOT OFFICIAL UNTIL COUNCIL ACTS-**