

ORDINANCE NO. 1455

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARCATA AMENDING THE ARCATA MUNICIPAL CODE TO EXEMPT FILMING FOR EDUCATIONAL PURPOSES FROM A PERMIT REQUIREMENT

TITLE X—PUBLIC PROPERTY CHAPTER 1—PARKS AND GROUNDS SECTION 10006

The City Council of the City of Arcata does ordain as follows:

Section 1: Title X—Public Property, Chapter 1—Parks and Grounds, Section 10006(A) of the Arcata Municipal Code is hereby amended as shown by the following with deletions shown as strikethrough and additions as underscore:

SEC. 10006. Regulation of use of public parks, buildings, and grounds.

A. No individual or group may use City parks, buildings or grounds without first obtaining a permit from the City Manager or her/his designee for activities or events which include any of the following:

1. Non-spontaneous large group activities consisting of 50 or more persons;
2. The charging of an admission or entrance fee;
3. The use of City facilities not ordinarily available for public use;
4. Regularly occurring organized team or league use of City sports fields or courts;
5. The sale of merchandise, food or beverages;
6. The setting up of booths, stages, vending carts or stands, kiosks, bleachers or similar structures;
7. The barricading of any City street or other street use that would impede the normal flow of traffic;
8. Amplified music or sound;
9. The need for access to City electricity;
10. The need for garbage collection specific to the activity or event; or
11. The staging or shooting of commercial motion or television pictures or still photography, exempting local businesses, filming for educational purposes, and tourism productions, as further defined by the City Council, when such activities do not otherwise require a City permit.

Section 2: Severability. If any section, subsection, sentence, clause or phrase of this chapter is for any reason held to be invalid or unconstitutional, the decision shall not affect the validity of the remaining portions of the Chapter. The City Council hereby declares that it would have passed this Chapter, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid under law.

Section 3. Limitation of Actions. Any action to challenge the validity or legality of any provision of this ordinance on any grounds shall be brought by court action commenced within thirty (30) days of the date of adoption of this ordinance.

Section 4. CEQA. This ordinance is exempt from the California Environmental Quality Act (CEQA) Guidelines pursuant to Section 15061(b)(3) of the CEQA Guidelines.

Section 5. Effective Date. This ordinance will take effect thirty (30) days after the date of its adoption.

DATED: March 4, 2015

ATTEST:

/s/ Bridget Dory
City Clerk, City of Arcata

APPROVED:

/s/ Michael Winkler
Mayor, City of Arcata

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of **Ordinance No. 1455** passed and adopted at a regular meeting of the City Council of the City of Arcata, County of Humboldt, State of California, held on the 4th day of March, 2015, by the following vote:

AYES: WINKLER, PITINO, ORNELAS, PEREIRA

NOES: NONE

ABSENT: WHEETLEY

ABSTENTIONS: NONE

/s/ Bridget Dory
City Clerk, City of Arcata