

ORDINANCE NO. 359

AN ORDINANCE OF THE CITY OF MOORPARK, CALIFORNIA, AMENDING SECTIONS 12.16.010 AND 12.16.140 OF CHAPTER 12.16, PARKS, OF TITLE 12, STREETS, SIDEWALKS AND PUBLIC PLACES, OF THE MOORPARK MUNICIPAL CODE

WHEREAS, Chapter 12.16 of Title 12 of the Moorpark Municipal Code sets forth the requirements for City Parks; and

WHEREAS, the City Council determined that Section 12.16.010 (Hours of operation) and Section 12.16.140 (Requirement and enforcement of park rental permits) should be amended to further clarify the Municipal Code.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MOORPARK DOES ORDAIN AS FOLLOWS:

SECTION 1. The City of Moorpark Municipal Code, Section 12.16.010, Chapter 12.16, Parks, Title 12, Streets, Sidewalks and Public Places, shall be amended in its entirety to read as follows:

12.16.010 Hours of operation.

No person shall enter or remain in any public park, public open space or public recreation grounds from dusk to six (6:00) a.m.

The City of Moorpark Municipal Code, Section 12.16.1.40, Chapter 12.16, Parks, Title 12, Streets, Sidewalks and Public Places, shall be amended in its entirety to read as follows:

12.16.140 Requirement and enforcement of park rental permits.

The city rents portions of its parks and park facilities. The city has the ability to issue and enforce park and facility rental permits. No person shall interfere with an authorized permitted rental of a city park or park facility. No person or group shall hold a gathering at a city park which exceeds fifty (50) people in attendance without first obtaining a permit for such gathering from the City. No person or entity shall engage in any for-profit activity or filming of any kind, with the exception of filming by an individual when such activities are not for commercial purposes and are for personal use, in any City Park without first obtaining a permit from the City, regardless of the size of the activities or number of participants.

SECTION 2. If any section, subsection, sentence, clause, phrase, part of portion of this Ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction such decision shall not affect the validity of the remaining portions of this Ordinance. The City council declares that it would have adopted this

Ordinance and each section, subsection, sentence, clauses, phases, part of portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, parts or portions be declared invalid or unconstitutional.

SECTION 3. The Ordinance shall become effective thirty (30) days after its passage and adoption.

SECTION 4. The City Clerk shall certify to the passage and adoption of this ordinance, shall enter this ordinance in the book of original ordinances of the City of Moorpark, shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council at which the same is passed and adopted, and shall, within fifteen (15) days after passage and adoption thereof, cause the same to be published once in the Moorpark Star, a daily newspaper of the general circulation, as defined in Section 6008 of the Government Code, for the City of Moorpark, and which is hereby designed for the purpose.

PASSED AND ADOPTED the 3rd day of October, 2007.

Patrick Hunter, Mayor

ATTEST:

Deborah S. Traffenstedt, City Clerk