

**ORDINANCE NO. 3418 C.S.**

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF MONTEREY AMENDING MCC SECTION 23-12, PERMITS REQUIRED FOR GROUP AND OTHER ACTIVITIES, ADDING PROHIBITED ACTIVITIES**

THE COUNCIL OF THE CITY OF MONTEREY DOES ORDAIN, as follows:

SECTION 1: Monterey City Code, Chapter 23-12 is hereby amended read as follows:

Sec. 23-12. Permits Required for Group and Other Activities; Prohibited Activities.

(a) The Director shall, as a condition of the following listed uses of any City park and recreation area or facility, require the proposed user of such facility to apply for a permit. Such uses are specifically prohibited in all park and recreation areas unless a permit has been issued by the Director. In determining whether to issue a permit, the Director shall consider such factors as the size and configuration of the area where the proposed use is to occur, the condition of the turf, whether or not such use is likely to cause damage to the turf and/or adjacent trees and plants, whether or not adequate safety measures will be taken to protect the health and welfare of the participants and/or other park users, and whether the proposed use will interfere with use and enjoyment of the area by other users. The Director may, in granting permits, attach such reasonable conditions as may be necessary to coordinate the use of the facility with other users, i.e., days and hours of use and payment of fees. The uses requiring such a permit shall include, but are not limited to, the following:

1. Group Use. "Group use" is defined as use of any park or recreation area by any formal or informal group, league or similar organization.
2. Adult Soccer Games. "Adult soccer" is defined as any game of soccer involving six or more players, when at least two of the players are over the age of 18.
3. Inflatable Playhouses and Hot Air Balloons.

The Director may revoke any permit for violation of the conditions or may refuse to issue permits to groups who have previously violated the conditions of permits granted to them.

(b) The following activities shall be prohibited at the locations specified below and no permits may be issued therefor:

1. Adult soccer, as defined in subsection (a)2 above, shall be prohibited at Montecito Park.

SECTION 2: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: This ordinance shall be in full force and effect thirty (30) days from and after its final passage and adoption.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF MONTEREY this 2nd day of December, 2008, by the following vote:

AYES: 5 COUNCILMEMBERS: Della Sala, Downey, Haferman, Selfridge, Sollecito

NOES: 0 COUNCILMEMBERS: None

ABSENT: 0 COUNCILMEMBERS: None

APPROVED:



Mayor of said City

ATTEST:

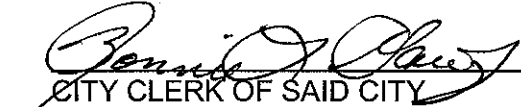
  
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City Clerk thereof

STATE OF CALIFORNIA  
COUNTY OF MONTEREY  
CITY OF MONTEREY

I, Bonnie L. Gawf, CITY CLERK OF THE CITY OF MONTEREY, AND EX-OFFICIO CLERK OF THE COUNCIL THEREOF, HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS DULY PASSED TO PRINT IN THE OFFICIAL NEWSPAPER OF SAID CITY BY THE COUNCIL THEREOF ON THE 18th DAY OF NOVEMBER BY THE FOLLOWING VOTE:

AYES:	4	COUNCILMEMBERS:	Della Sala, Downey, Selfridge, Sollecito
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	1	COUNCILMEMBERS:	Haferman

PUBLICATION November 22, 2008

  
CITY CLERK OF SAID CITY