ORDINANCE NO. 1643

AN ORDINANCE AMENDING CHAPTERS 3 AND 16 OF THE SOLANO COUNTY CODE, RELATING TO AMUSEMENTS AND REGULATION OF CONDUCT ON THE SOLANO COUNTY FAIRGROUNDS

Whereas, Government Code section 23004 empowers the County with the authority to manage its property as the interests of the County's inhabitants require; and

Whereas, the County has the authority to adopt ordinances to regulate conduct on its own property; and

Whereas, the County does not intend to require the Solano County Fair Association or other organization operating the Solano County Fairgrounds as an agent for the County to obtain permits in order to conduct its operations, which are in the public interest; and

Whereas, the County desires to regulate conduct on the Solano County Fairgrounds in order to maintain peace and to further the interests of the County in providing a safe, family-oriented atmosphere for patrons of the Solano County Fair and the Solano County Fairgrounds; and

Whereas, revisions to the Solano County Code to address these issues are necessary.

The Solano County Board of Supervisors ordains as follows:

Section 1. Chapter 3, section 3-13 of the Solano County Code is added to read:

Section 3-13. Exemption - Solano County Fair Association

The Solano County Fair Association or other organization operating the Solano County Fairgrounds as an agent of the County of Solano is exempt from the provisions of this Article.

Section 2. Chapter 3, section 3-25 of the Solano County Code is added to read:

Section 3-25. Exemption – Solano County Fair Association

The Solano County Fair Association or other organization operating the Solano County Fairgrounds as an agent of the County of Solano is exempt from the provisions of this Article.
Section 3. Chapter 3, section 3-39 of the Solano County Code is added to read:

Section 3-39. Exemption – Solano County Fair Association

The Solano County Fair Association or other organization operating the Solano County Fairgrounds as an agent of the County of Solano, is exempt from the provisions of this Article.

Section 4. Chapter 3, Article IV of the Solano County Code is added to read:

ARTICLE IV. MISCELLANEOUS

Section 5. Chapter 3, section 3-400 of the Solano County Code is added to read:

Section 3-400. Evasion of an admission fee

It is unlawful for any person to enter, or attempt to enter, premises for which an admission fee is charged (such as an amusement park, theater, sporting event, dance, fairgrounds, etc.) without paying the admission fee, or without authorization of the person in charge of the premises. Any person who violates this section shall be guilty of an infraction.

Section 6. Chapter 3, section 3-401 of the Solano County Code is added to read:

Section 3-401. Unsafe or disruptive conduct

(a) It shall be unlawful for any person attending a place of amusement open to the public, such as an amusement park, theater, sporting event, dance, fair or other place of entertainment, to do any of the following actions without lawful authority:
(1) Line jumping - stepping, jumping, or pushing into lines ahead of others who are waiting;
(2) Fence jumping - jumping on or climbing over any fence in order to enter or exit any public facility;
(3) Running - running with willful and reckless disregard for the safety of others, including but not limited to:
(A) Running through substantially congested pedestrian areas;
(B) Running into another person;
(C) Running which causes another to abruptly move out of the way to avoid collision;
(4) Throwing or dropping of objects - willful and reckless throwing or dropping of any object which may injure another person or damage the personal property of another person.

(b) Such conduct or actions shall be deemed unsafe or disruptive and considered a threat to public health and safety. Every person who engages in the actions prohibited by this section shall be guilty of an infraction.

Section 7. Chapter 3, section 3-402 of the Solano County Code is added to read:

Section 3-402. Loitering prohibited

No person may delay, linger or idle about any public parking lot or facility without lawful business for being present. Every person who violates this section shall be guilty of an infraction.

Section 8. Chapter 3, section 3-403 of the Solano County Code is added to read:

Section 3-403. Trespassing prohibited

No person may remain on or reenter or come upon any place of amusement, (such as an amusement park, theater, sporting event, dance, fairgrounds, etc.) or any parking lot for a place of amusement, after being asked to leave by a peace officer, private security officer or other person having charge of the place of amusement or facility. Every person who violates this section shall be guilty of a misdemeanor.

Section 9. Chapter 3, section 3-404 of the Solano County Code is added to read:

Section 3-404. Bicycles, Motorized Bicycles, Skateboards and Roller Skates – Solano County Fairgrounds

The use of motorized bicycles, skateboards, roller skates or similar devices on the Solano County Fairgrounds is prohibited, unless such use is related to a specific event focused on the use of such items. Every person who violates this section shall be guilty of an infraction.
Section 10. Chapter 3, section 3-405 of the Solano County Code is added to read:

Section 3-405. Parking on Solano County Fairgrounds in Designated Areas

No person shall drive any vehicle, nor shall any person stop, park or leave standing any vehicle, whether attended or unattended, upon the driveways, paths, parking facilities or grounds of the Solano County Fairgrounds, except in designated areas established by the management of the Solano County Fair Association. Every person who violates this section shall be guilty of an infraction.

Section 11. Chapter 3, section 3-406 of the Solano County Code is added to read:

Section 3-406. Unattended Animals – Solano County Fairgrounds

No person shall leave any animal unattended upon the driveways, paths, or parking facilities of the Solano County Fairgrounds. Any person who violates this section shall be guilty of an infraction.

Section 12. Chapter 3, section 3-407 of the Solano County Code is added to read:

Section 3-407. Weapons – Solano County Fairgrounds

It shall be unlawful to bring on to the Solano County Fairgrounds, or to cause to be brought on to the Solano County Fairgrounds, any weapon as set forth in California Penal Code section 171b, or any knife, sharp object or other instrument that can be used as a weapon, except within areas and as specific times designated by the Solano County Fair Association, or when carried by law enforcement personnel. Any person who violates this section shall be guilty of a misdemeanor.

Section 13. Chapter 3, section 3-408 of the Solano County Code is added to read:

Section 3-408. Prohibited Items – Solano County Fairgrounds

It shall be unlawful for any person to cause to be brought on to the Solano County Fairgrounds, either by smuggling or passing over the fence, any item which is prohibited pursuant to the regulations established by the Solano County Fair Association. The Solano County Fair Association shall post notice of all prohibited items at the gate of the Solano County
Fairgrounds. Any person who violates this section shall be guilty of an infraction, except as provided in section 3-407.

Section 14. Chapter 3, section 3-409 of the Solano County Code shall be added to read:

Section 3-409. Solano County Fair Association – Code of Conduct During Solano County Fair

It shall be unlawful for any person to violate the Code of Conduct established by the Board of Directors of the Solano County Fair Association for the annual Solano County Fair. Every person who violates this section shall be guilty of an infraction.

Section 15. Chapter 16, section 16-10 of the Solano County Code is amended to read:

Section 16-10. Curfew – Persons under eighteen years of age

No person under the age of eighteen years shall loiter in or about any public street or other public place or any place open to the public in the unincorporated territory of the county, or on property owned by the county, between the hour of 10:00 p.m. and the time of sunrise of the following day when not accompanied by the minor’s parent, guardian or other adult person having the legal care, custody and control of such person, or spouse of such person over twenty-one years of age. Any person who violates this section shall be guilty of an infraction.

Section 16. If any provision, section, subsection, phrase, clause, sentence or word of this ordinance is held by any court or by any federal or state agency of competent jurisdiction to be invalid, unlawful, unenforceable or in conflict with any federal or state law, rule or regulation, now or later in effect, the remainder of this ordinance shall remain in full force and effect.

Section 17. This ordinance will be effective thirty (30) days after its adoption.

Section 18. A summary of this ordinance will be published within fifteen (15) days after its adoption, in the Fairfield Daily Republic, a newspaper of general circulation in Solano County.
Passed and adopted by the Solano County Board of Supervisors at its regular meeting on April 27, 2004 by the following vote:

AYES: Supervisors Forney, Kondylis, Vasquez, and Chairman Silva

NOES: Supervisors None

EXCUSED: Supervisors Kromm

ATTEST:
Michael D. Johnson, Clerk
Board of Supervisors

By: Myrna Ariola, Deputy Clerk

Introduced: April 13, 2004
Adopted: April 27, 2004
Effective: May 28, 2004