

Council Presentation

City Ordinances Pertaining to Camping

December 21, 2022

Definitions

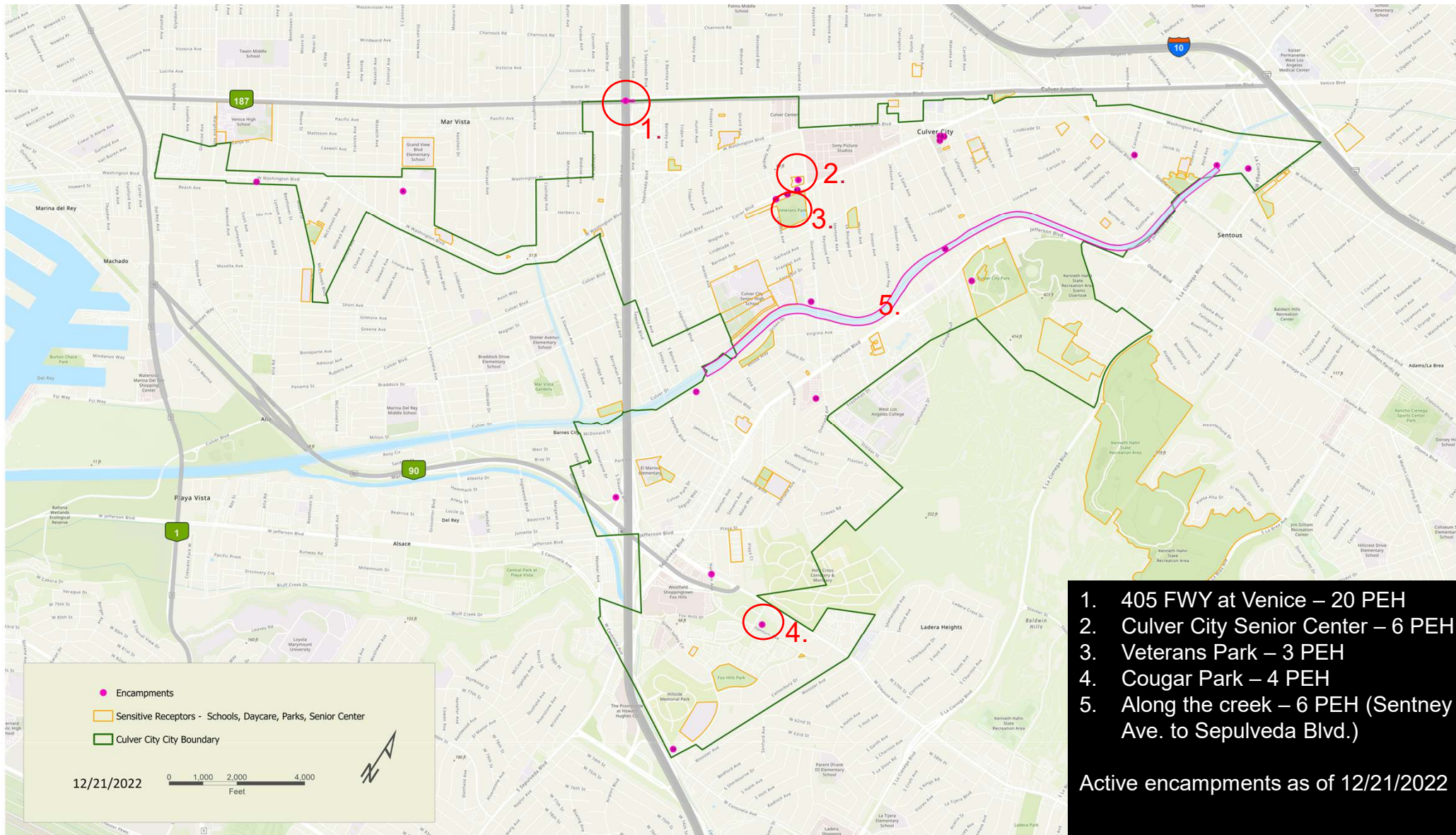
- **Homeless** - Individuals and families who lack a fixed, regular, and adequate nighttime residence, which includes one of the following:
 - Place not meant for human habitation
 - Living in a shelter (Emergency shelter, hotel/motel paid by government or charitable organization)
 - Exiting an institution (where they resided for 90 days or less AND were residing in emergency shelter or place not meant for human habitation immediately before entering institution)
- **PEH** – Person Experiencing Homeless
- **Homeless Encampment** – 2+ People staying in temporary structures or enclosed places that are not intended for long-term continuous occupancy on an ongoing basis

2020, 2021, AND 2022 CULVER CITY HOMELESS COUNT COMPARISON MATRIX

	2022 - LAHSA Homeless Count Adjusted Numbers	2022 - Culver City Homeless Count Raw Data	2021 - Culver City Internal Count LAHSA Adjusted Numbers	2021 - Culver City Internal Homeless Count Raw Data	2020 - LAHSA Homeless Count Adjusted Numbers	2020 - Culver City Homeless Count Raw Data
Culver City Raw Data Total		229		240		177
LAHSA Adjusted Total	350		291		215	
County-wide Total	69,144	69,144	Unknown	Unknown	66,436	66,436
SPA 5 Total	4,604	4,604	Unknown	Unknown	6,009	6,009
PERSONS						
Individuals	68	68	99	99	62	62
Unaccompanied Minors	0	0	1	1	0	0
Families	0	0	0	0	0	0
SIGHTED VEHICLES, TENTS AND MAKESHIFT SHELTERS						
Cars	51.6	42	54	36	24	17
Vans	21.9	13	5	3	28	16
RV's/Campers	27.7	10	22	14	24	15
Tents	83.7	58	46	31	13	9
Makeshift Shelters	59.7	38	20	12	15	9
UPWARD BOUND HOUSE						
Sheltered Persons	37	37	44	44	49	49

Notes

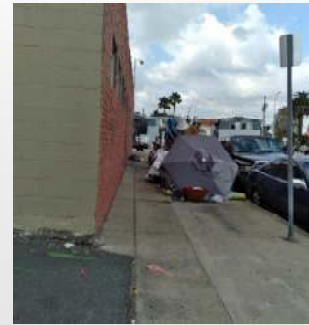
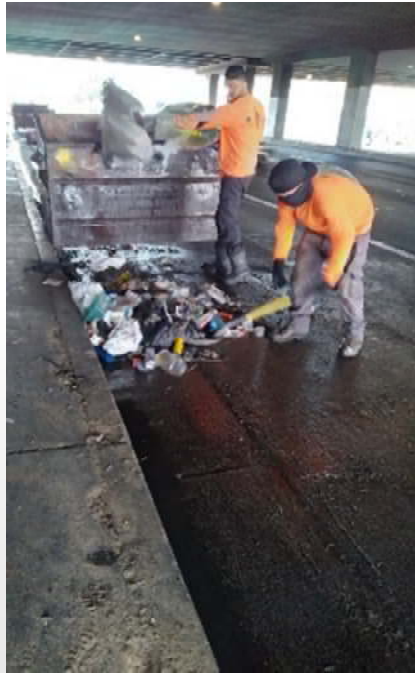
1. LAHSA did not conduct a 2021 Homeless Count, due to COVID
2. Culver City conducted an internal 2021 Homeless Count in the absence of a 2021 LAHSA Homeless Count
3. LAHSA's Adjusted Homeless Count Numbers are based off an algorithm created by USC.



TUESDAY TRASH REMOVAL AND OUTREACH AT CITYWIDE ENCAMPMENTS

- **Step 1:** City staff verifies encampment
- **Step 2:** Dispatch SJC Outreach
- **Step 3:** Determine ADA violation
- **Step 4:** Post notice minimum 72 hrs.
- **Step 5:** Removal Day

Since July 1, 2022, the City has conducted 25 trash removal days. 245,200 lbs. of trash has been collected. 71 3yd dumpsters, 10 roll-off 40 CY containers. 6 keep bins currently at City facility.





RELEVANT EXISTING MUNICIPAL CODE SECTIONS

- **CCMC § 9.10.055.E** makes it unlawful *within the limits of any public park* to “camp, occupy camp facilities, or use camp paraphernalia” without a permit (issued in connection to a special event). Additionally, “no person shall store personal property, including camp facilities and camp paraphernalia, within any public park or upon any public property.” For purposes of this Subsection, the following definitions apply:
 - **CAMP.** To pitch or occupy camp facilities or to use camp paraphernalia;
 - **CAMP FACILITIES.** Include, but are not limited to, tents, huts or temporary shelters;
 - **CAMP PARAPHERNALIA.** Includes, but is not limited to, tarpaulins, cots, beds, sleeping bags, hammocks, cooking facilities and similar equipment. **CAMP PARAPHERNALIA** shall not include City-designated cooking facilities or equipment;
 - **STORE.** To put aside or accumulate for use when needed, to put for safekeeping, or to place or leave in a location.
- **CCMC §9.10.005** defines **PUBLIC PARK** to include
 - Any park, playground, recreational field, civic center, including the parking lot or parking area;
 - Any area where public buildings or structures are located.

RELEVANT EXISTING MUNICIPAL CODE SECTIONS, CONTINUED

- **CCMC §9.08.010(C)** prohibits any structure, building or obstacle upon any sidewalk that interferes with the free passage of pedestrians.
- **CCMC §5.05.025(B)** prohibits refuse, rubbish, garbage, abandoned objects, articles or accumulations on any street, alley, sidewalk if it may become a pollutant.
- Note—CCMC chapter 9.04 pertaining to public nuisances, including **§9.04.015.A.31** declares it a public nuisance for any person to cause, allow, create or maintain any real property in such a manner that public property, including sidewalks, are obstructed or encroached upon. The intent of this section, when read as a whole with the definitions, is that it applies to maintenance of real property in the city by property owners, and does not apply to persons encamped on city property.



NEIGHBORING CITIES

City of Los Angeles

Ordinance No. 187, 127, Amended 9/18/22
SEC. 41.18.



- (a) No person shall obstruct a street, sidewalk, or other public right-a-way
- (b) No person shall obstruct any portion of any street or other public right-of-way open to use by motor vehicles, or any portion of a bike lane, bike path, or other public right-of-way open to use by bicycles, by sitting, lying, or sleeping, or by storing, using, maintaining, or placing personal property, anywhere within the street, bike lane, bike path, or other public right-of-way, as specified.
- (c) Except as limited by Subsection (d), no person shall:
 - (1) sit, lie, sleep, or store, use, maintain, or place personal property, in or upon any street, sidewalk, or other public right-of-way within the distance stated on the posted signage (up to a maximum of 500 feet) of a property designated as a sensitive use. For a property to be designated as a "sensitive use", the property must be a Public Park, or Public Library, as those terms are defined in Section 105.01 of this Code; (Amended by Ord. No. 187,586, Eff. 9/18/22.)
 - (2) sit, lie, sleep, or store, use, maintain, or place personal property, in or upon any street, sidewalk, or other public right-of-way within the distance stated on the posted signage (up to a maximum of 500 feet) of a designated overpass, underpass, freeway ramp, tunnel, bridge, pedestrian bridge, subway, wash, spreading ground, or active railway, where the City Council determines, in the designating resolution, that the public health, safety, or welfare is served by the prohibition, including, without limitation, by finding that sleeping or lodging within the stated proximity to the designated area is unhealthy, unsafe, or incompatible with safe passage;
- (e) No person shall sit, lie, sleep, or store, use, maintain, or place personal property, in or upon any street, sidewalk, or other public property within 500 feet of a School or Day Care Center as those terms are defined in Section 105.01 of this Code. A violation of this subsection is governed by Section 41.18(f) of this Code. (Added by Ord. No. 187,586, Eff. 9/18/22).

NEIGHBORING CITIES

City Of Santa Monica
Ordinance No. 2728CCS, Revisited 11/15/2022
SEC. 4.08.095



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- (a) No person shall camp in a prohibited public place.
 - (b) For the purpose of this Section:
 - (1) "Camp" means to erect, maintain or occupy a camp facility for the purpose of living accommodations.
 - (2) "Camp facility" means the use of, settling, fixing in place, setting up, storing, locating, or leaving behind in a prohibited public place any or a combination of the following: tents, huts, other temporary physical shelters, cots, beds, or hammocks.
 - (3) "Prohibited public place" means any of the following: the public parks listed in Section 4.55.020, public beaches, the Santa Monica Municipal Pier, public streets, public alleyways, public parking lots, public passageways, public rights-of way, publicly-owned landscaped areas or greenbelts, public educational institutions including properties owned by the Santa Monica-Malibu Unified School District or Santa Monica College, or other government-owned properties located within the City of Santa Monica.
 - (c) The City Council may, by majority vote, establish one or more specified camping areas. Such camping areas, if any, may be located in prohibited public places, except that such camping areas shall not be located within public parks.
 - (d) This ordinance does not prohibit those who are homeless from using sleeping bags, blankets, pillows, and/or bedrolls while sleeping.

NEIGHBORING CITIES

City of Beverly Hills

Article No. 15



5-6-1502: UNLAWFUL CAMPING:

No person shall camp, occupy camp facilities or use camp paraphernalia in the following areas:

- A. Any park.
- B. Any street.
- C. Any city owned parking structure.
- D. Any other city owned or operated property. (Ord. 07-O-2538, eff. 12-21-2007)

5-6-1503: UNLAWFUL STORAGE OF PERSONAL PROPERTY:

No person shall store personal property, including, without limitation, camp facilities and camp paraphernalia, in the following areas:

- A. Any park.
- B. Any street.
- C. Any city owned parking structure.
- D. Any other city owned or operated property.

If property is placed in a location for such a length of time as to cause visible damage to grass or other landscaping, or to interfere with regular maintenance activities, then such damage or interference shall be evidence that the property has been stored in violation of this section. (Ord. 07-O-2538, eff. 12-21-2007)

THANK YOU
