

ORDINANCE NO. 1160
AN ORDINANCE PROHIBITING CAMPING IN CERTAIN PLACES

The people of the City of Prineville ordain as follows:

1. The following definitions apply in this Ordinance

- A. To camp means to set up, or to remain in or at, a campsite.
- B. Campsite means any place where any bedding, sleeping bag, or other sleeping matter, or any stove or fire, is placed, established, or maintained, whether or not such place incorporates the use of any tent, lean-to, shack, or any other structure, or any vehicle or part thereof.
- C. Personal property means items which are reasonably recognizable as belonging to individual persons and which have apparent utility.
- D. Junk means items that have no apparent utility or are in an unsanitary condition.
- E. City means the City of Prineville.
- F. Chief of Police shall mean the City of Prineville Chief of Police.

2. Camping Prohibited in Certain Places

It is unlawful for any person to camp in or upon any sidewalk, street, alley, lane, public right of way, park, or parking lot, or any other place to which the general public has access, or under any bridgeway. Nothing in this Ordinance shall prohibit the use of designated picnic areas on public property for cooking, or prohibit camping by permit authorized by the city manager or designee.

3. Scheduling and Notice of Campsite Cleanup

- A. Cleanup of illegal campsites will be scheduled on an as-needed basis by the chief of police or designee.
- B. Permanent signs may be posted advising that camping is prohibited. Whether or not a permanent sign is posted, a specific dated and timed notice will be posted and distributed in the area of a scheduled cleanup at least 24 hours before the cleanup.
- C. Notwithstanding subsections A. and B. of this Section 3, cleanup of campsites may occur immediately and without notice if the chief of police or designee determine that either of the following conditions exist:

- 1. An exceptional emergency such as possible site contamination by hazardous materials or where there is an immediate danger to human life or safety;
 - 2. Illegal activity other than camping.

D. At the time of the cleanup, written notice will be posted and distributed announcing the telephone number where information on picking up the stored personal property can be obtained during normal business hours.

4. Removal, Storage and Retrieval of Personal Property

A. Personal property will be separated from junk during cleanups. Junk will be immediately discarded. Items of personal property will be turned over to the police department and stored. The personal property shall be stored for no less than 30 days, during which time it will be reasonably available to persons claiming ownership of the personal property.

B. The police department shall arrange in advance for a location to store personal property. The storage facility should be reasonably secure.

C. Any personal property that remains unclaimed for 30 days after the cleanup may be disposed of, sold, donated, used, or transferred as unclaimed personal property.

D. Weapons, drug paraphernalia, and items which reasonably appear to be either stolen or evidence of a crime may be retained by the police department.

5. Penalty

Violation of this Ordinance is a nuisance and is subject to a maximum fine of \$500.

6. Nonexclusive Remedy

The remedies described in this Ordinance shall not be the exclusive remedies of the City for violations of this Ordinance.

Passed this _____ day of _____, 2008.

Signed by the Mayor this ____ day of _____, 2008.

Mike Wendel, Mayor

ATTEST:

Wayne Van Matre, Interim City Manager