

## **LEGISLATIVE DIGEST**

[Administrative Code - Restrictions on Use of City Property]

**Ordinance amending the Administrative Code to prohibit the use of City property without the City's authorization, except for uses traditionally available to the public without authorization; prohibit any City official or employee from authorizing the use of City property if that use would disrupt City operations or discourage access to City services, unless the use furthers a City purpose; stating that civil immigration enforcement is not a City purpose; and authorizing the City Attorney to bring a cause of action against anyone that uses City property for an unlawful or unauthorized purpose.**

### **Existing Law**

Existing law prohibits the use of City real and personal property unless the use advances or promotes public programs or other purposes authorized by the appropriate public agency.

### **Amendments to Current Law**

The ordinance would prohibit any City official or employee from authorizing the use of City property if the use would disrupt City operations or discourage access to City services, unless the use furthers a City purpose. The ordinance would state that enforcement of immigration law is not a City purpose. The ordinance would define the right to occupy or use the property, as the right to use the property exclusively and would exclude from the definition non-exclusive access or use of the City's property traditionally open and available to the public where that access or use is on the same terms as members of the public and does not disrupt City operations. The ordinance would state that it is not intended to interfere with existing agreements to use property, First Amendment use or access, or any use or access required by law. Finally, the ordinance would authorize the City Attorney to bring a cause of action against any person or entity that used City property for an unlawful or unauthorized purpose.

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