

1 [Prohibiting issuance of permits that would limit public access to parks for more than one day.]

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3 **Ordinance amending the San Francisco Park Code by adding Section 7.03-A, to**  
4 **prohibit the Recreation and Park Department from issuing permits for use of park**  
5 **property that would result in the exclusion of the public from the park for more than**  
6 **one calendar day or for a second consecutive day following another permitted event.**

7 Note: Additions are *single-underline italics Times New Roman*;  
8 deletions are *strikethrough italics Times New Roman*.  
9 Board amendment additions are double underlined.  
Board amendment deletions are ~~strikethrough normal~~.

10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. The San Francisco Park Code is hereby amended by adding

12 Section 7.03-A, to read as follows:

13 **SEC. 7.03-A. PERMITS EXCLUDING PUBLIC FROM PARKS.**

14 *(a) The Recreation and Park Department shall not issue any permit provided for under this*  
15 *Article where the particular permit would authorize the permittee to exclude members of the general*  
16 *public from all or a substantial portion of a park for a period of more than one calendar day, including*  
17 *but not limited to permits for events that charge a fee for admission or that restrict access to persons of*  
18 *legal drinking age. In calculating the period of time the public would be excluded under a permit, the*  
19 *Department may exclude such reasonable periods of time as are necessary before or after a permitted*  
20 *event to set up or break down the event.*

21 *(b) Notwithstanding the provisions of subsection (a), the Recreation and Park Department shall*  
22 *not issue a one-day permit for an event which would exclude members of the general public from all or*  
23 *a substantial portion of a park where another permitted event will have been held the previous day in*  
24 *the same park and the previous event will have excluded members of the general public from all or a*  
25 *substantial portion of that park.*

1           (c) The determination that an event will exclude members of the general public from all or a  
2           substantial portion of a park shall not be made solely on the basis that the high number of expected  
3           attendees for a particular event would have the practical effect of preventing other people from using  
4           the park.

5           (d) This section shall not apply to permitted sporting or athletic events, or to other events held  
6           at Golden Gate Park or at the stadium at Candlestick Point.

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8           Section 2. This effective date of this ordinance shall be January 1, 2006.

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APPROVED AS TO FORM:  
DENNIS J. HERRERA, City Attorney

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By: \_\_\_\_\_  
CHRISTIANE HAYASHI  
Deputy City Attorney

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