

ORDINANCE NO. _____

**AN ORDINANCE OF THE BOARD OF SUPERVISORS AMENDING
SECTION 36-6 OF CHAPTER 36, ADDING ADDITIONAL
VIOLATIONS**

The Board of Supervisors of the County of Santa Barbara does hereby ordain as follows:

SECTION 1. Sections 36-6 (a) and (b) are hereby amended to read as follows:

Sec. 36-6. Public nuisance declared.

(a) A social gathering or party shall be deemed to constitute a public nuisance when, by reason of the conduct of persons in attendance, it results in at least three or more of the following violations of local or state law or ordinance and which violations occur at the site of the social gathering, or on adjacent public property within the area bounded by, and including, El Colegio Road, Camino Majorca to Storke Road, Ocean Road to Stadium Road and the Pacific Ocean in the unincorporated area of Isla Vista:

Penal Code 242	Battery
Penal Code 243 (b)	Battery on Peace Officer/Firefighter/EMT
Penal Code 243 (d)	Battery with Serious Injury
Penal Code 243.4	Sexual Battery
Penal Code 245	Assault with a Deadly/Weapon
Penal Code 602.5	Unlawful Entry into Dwelling/Building
Penal Code 602(l)	Trespass
Penal Code 415(1)	Fighting in Public
Penal Code 415 (2)	Disturbing the Peace
Penal Code 422	Criminal Threats
Penal Code 594	Vandalism
Penal Code 451	Arson
Penal Code 455	Attempted Arson
Penal Code 148(a)(1)	Willfully Resisting/Obstructing a Peace Officer
Penal Code 148.2(1)	Willfully Resisting/Obstructing Fire Fighter/Medic
Business & Professions Code 25662(a)	Minor in Possession of Alcohol
Business & Professions Code 25659.5(a)	Keg Registration
Vehicle Code 21954(a)	Obstructing roadway
Vehicle Code 10852	Vandalism to Vehicle
Health & Safety Code 12680(a)	Unlawful Fireworks
Health & Safety Code 41800	Fires
Santa Barbara County Code 24-15	Public Nudity
Santa Barbara County Code 24-34	Urinating in Public

(b) A social gathering or party shall be deemed to constitute a public nuisance when, by reason of the conduct of persons in attendance, it results in the following unsafe behaviors that are likely to cause injury to persons and property and/or provoke a violent from another person:

(1) Throwing objects that may inflict injury or damage, including but not limited to, rocks, bottles, cans and other objects, missiles and projectiles.

(2) Rough body contact or "slamming" in which participants collide their bodies into each other.

(3) Individuals launching themselves from a stage or similar raised platform into a crowd.

(c) A social gathering shall also be deemed to constitute a public nuisance when an open keg of beer is situated so that it is visible to members of the public standing on public streets or sidewalks, or in any other place, including private property, which is open to the public or to which the public has access or over which there is an express or implied license to enter or remain.

(4) Violation of the provisions of Business and Professions Code section 25658 by furnishing alcoholic beverages to minors.

Section 2. Effective Date.

This ordinance, within fifteen (15) days after its passage and adoption, shall be published once in the Santa Barbara News Press and shall be in full force and effect thirty (30) days after its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2007, by the following vote:

AYES:

NOES:

ABSENT:

Chair, Board of Supervisors

ATTEST:

MICHAEL BROWN
CLERK OF THE BOARD

By _____
Deputy