

# EUGENE CITY COUNCIL

## AGENDA ITEM SUMMARY



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### Public Hearing: An Ordinance Concerning Prohibited Acts in the Downtown Activity Zone and Amending Section 4.872 of the Eugene Code, 1971

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Meeting Date: May 27, 2014  
Department: Police  
[www.eugene-or.gov](http://www.eugene-or.gov)

Agenda Item Number: 4  
Staff Contact: Lt. Eric Klinko  
Contact Telephone Number: 541-682-5851

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#### **ISSUE STATEMENT**

In 1972, the City adopted the Downtown Activity Zone to “renew, preserve and enhance the economic and aesthetic value of the city’s central business district” EC 4.870. This proposed ordinance adds two offenses to the list of prohibited activities, to address changing conditions in the downtown core. Those changes are the prohibition of unlicensed dogs, and the closure of Broadway Plaza from 11 p.m. to 6 a.m.

#### **BACKGROUND**

The Downtown Activity Zone was established by the City Council by Ordinance 16614 in 1972. It governs the behavior of people in the downtown core, and includes activities such as blocking sidewalks, leaving dogs unattended, and setting up temporary structures.

For purposes of this tool, the Downtown Activity Zone includes the area between 6<sup>th</sup> and 11<sup>th</sup>, and High and Lincoln.

Two provisions are being added to this existing tool to address current behaviors that are not “conducive to a harmonious blend of civil, social, cultural, residential and economic pursuits,” as the purpose of the Downtown Activity Zone outlines in EC 4.870. The proposal prohibits unlicensed dogs in the Downtown Activity Zone.

The second provision effectively closes Broadway Plaza from 11 p.m. to 6 a.m., except for through-traffic or other activities permitted by the City. Violations of this provision are to be enforced in the same manner as the Parks and Open Space Rules, including the issuance of a notice of restriction of use.

Penalty for violating this section is a fine not to exceed \$500. Any subsequent violation of the same prohibited conduct is punishable by a fine not to exceed \$1,000, or confinement in jail not to exceed one year. (EC 4.990) Actual penalties are established by the Municipal Court.

**RELATED CITY POLICIES**

Council goal – A community where all people are safe, valued and welcome.

**COUNCIL OPTIONS**

1. Subsequent to the hearing, the council may direct staff to amend the ordinance.
2. Subsequent to the hearing, the council may direct staff to schedule this ordinance for action.

**CITY MANAGER'S RECOMMENDATION**

No recommendation is needed to hold a public hearing on the proposed code revisions.

**SUGGESTED MOTION**

No motion is needed to hold a public hearing on the proposed code revisions.

**ATTACHMENTS**

- A. Proposed Ordinance

**FOR MORE INFORMATION**

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