

**ORDINANCE NO. 998**

**AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ADDING SECTIONS 9.06.050, 9.06.060 AND 9.06.070 TO THE MUNICIPAL CODE REGULATING CONDUCT WITHIN PUBLIC EVENT AREAS OF THE CITY**

**THE CITY COUNCIL OF THE CITY OF HOLLISTER ORDAINS AS FOLLOWS:**

**Section 1. Sections 9.06.050, 9.06.060 and 9.06.070 added.** Sections 9.06.050, 9.06.060 and 9.06.070 are added to the Municipal Code to read as follows:

**“9.06.050 Objects prohibited in event area.**

No person other than authorized law enforcement personnel shall possess on his or her person in an event area the following tools, weapons or devices:

1. Any tool, weapon or device capable of cutting, stabbing, bludgeoning or otherwise inflicting grievous bodily harm;
2. Any bar, shaft, rod, cable, wire or other such length of metal, plastic, wood, or other hard or synthetic material.
3. Any tear gas weapon, stun gun, taser, electronic immobilizer or other similar device.

9.06.060 Inspection of containers. All containers belonging to or used by vendors, their employees or agents, for the transportation or storage of items in the event area are subject to inspection by law enforcement, fire department or health department personnel.”

9.06.070 Authority of chief of police. The chief of police is authorized to adopt and enforce any rules or procedures for the conduct of public assemblies and events that the chief determines to be necessary for the protection of the public health, safety and welfare.”

**Section 2. Urgency.** This ordinance is an urgency measure necessary for the immediate protection of the public health, safety and welfare, and shall become effective immediately upon its adoption. The facts justifying the urgency are as follows: The next public assembly in the City of Hollister is scheduled to take place during the July 4 weekend. It is anticipated that over 100,000 visitors will attend the event. Based on oral and written testimony presented at the council meeting on this date, the city council finds and determines that it is in the public interest to adopt the regulations set forth herein as an urgency measure to take effect immediately upon adoption.

**Section 3. Severability.** If any part of this ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council declares that it would have passed this ordinance, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more of same be declared invalid.

**Section 4. Effective date.** This ordinance shall take effect and be in force immediately upon its adoption.

**Section 5. Publication.** Within fifteen (15) days after passage, the City Clerk shall cause this ordinance to be published one time in The Free Lance, a newspaper of general circulation.

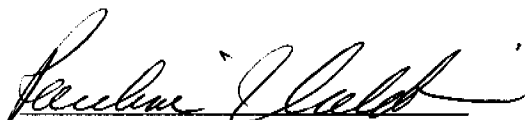
INTRODUCED, PASSED AND ADOPTED at a regular meeting of the City Council of the City of Hollister duly held on the 20th day of June 2005, by the following vote:

AYES: Council Members Pike, Emerson, Scattini, Johnson and Mayor Valdivia

NOES: None

ABSENT: None


ABSTAIN: None

  
Pauline Valdivia, Mayor

ATTEST:

  
Gen Johnson, City Clerk

APPROVED AS TO FORM:

  
Elaine M. Cass, City Attorney