

**CITY OF BOULDER  
CITY COUNCIL AGENDA ITEM**

**MEETING DATE: May 4, 2010**

**AGENDA TITLE: Second Reading and Motion to adopt Ordinance No. 7719 amending Section 5-6-10, "Camping or Lodging on Public Property Without Consent ," B.R.C. 1981, by Removing the Authority of the City Manager to Issue Permits for Camping on Public Property**

**PRESENTERS:**

Jane S. Brautigam, City Manager

Paul J. Fetherston, Deputy City Manager

Karen Rahn, Director, Housing and Human Services (HHS)

Carmen Atilano, Community Relations and Human Rights Manager (HHS)

**EXECUTIVE SUMMARY:**

City Council approved the first reading of Ordinance No, 7719 on April 20, 2010.

In event of an emergency, the City Manager can use authority under provisions provided in B.R.C. 1981, Chapter 2-2.5: *Civil Emergencies and Disasters* to issue permits for camping on public property. Toward that end, this chapter provides for *necessary organization, powers and authority to enable a timely and effective use of all available city resources to prepare for, respond to and recover from civil emergencies, emergencies or disasters that are likely to affect the health, security, safety or property of city inhabitants.*

Background information on this issue may be found in council agenda packet for April 20, 2010, [www.bouldercolorado.gov/files/Clerk/Agendas/2010/Apr\\_20/Item\\_5A\\_4.20.10.pdf](http://www.bouldercolorado.gov/files/Clerk/Agendas/2010/Apr_20/Item_5A_4.20.10.pdf)

Staff requests council consideration of this matter and action in the form of the following suggested motion:

**To adopt Ordinance No. 7719 amending Section 5-6-10, "Camping or Lodging on Public Property Without Consent ," B.R.C. 1981, by Removing the Authority of the City Manager to Issue Permits for Camping on Public Property.**

**COMMUNITY SUSTAINABILITY ASSESSMENTS AND IMPACTS:**

- **Economic:** Camping in public spaces may discourage potential shoppers from patronizing stores in business districts by creating a perceived unwelcoming or intimidating environment, thus reducing sales tax revenue.
- **Environmental:** Camping on public property can have a detrimental impact on fragile natural ecosystems and create public health and sanitation issues.
- **Social:** The removal of this authority from the City Manager can help avoid perceptions of discrimination in the granting and denial of permits.

**OTHER IMPACTS:**

- **Fiscal:** Passing of this local ordinance would not, of itself, have a significant immediate impact on the city budget.
- **Staff time:** Staff time is allocated in the annual city work plans.

**PUBLIC AND COUNCIL FEEDBACK:**

There were no questions at first reading of Ordinance No. 7719.

Approved By:

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Jane. S. Brautigam

**ATTACHMENTS:**

A. Ordinance No. 7719