

**CITY OF FAIRFIELD**

**ORDINANCE NO. 2020 - 11**

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAIRFIELD ADDING A NEW SECTION 12.21 TO CHAPTER 12 (OFFENSES - MISCELLANEOUS) OF THE FAIRFIELD MUNICIPAL CODE TO PROHIBIT SITTING OR LYING IN DOORWAYS IN DOWNTOWN FAIRFIELD BETWEEN ELEVEN P.M. AND SEVEN A.M.**

**THE CITY COUNCIL OF THE CITY OF FAIRFIELD DOES ORDAIN AS FOLLOWS:**

SECTION 1. A new Section 12.21 is hereby added to Article I (In General) of Chapter 12 (Offenses - Miscellaneous) of the Fairfield Municipal Code, to read as follows:

**“12.21 Prohibition against sitting or lying in Downtown Fairfield doorways at night.**

- (a) No person shall sit or lie down in an entrance to a building in Downtown Fairfield between the hours of 11 p.m. and 7 a.m. if that entrance is posted with a sign giving notice that such conduct is prohibited. The sign must have letters not less than one half (1/2) inch in height, refer this Section 12.21 of the Fairfield Municipal Code, and be in a form approved by the City.
- (b) For purposes of this section, “Downtown Fairfield” means the area bounded by and including the west side of Pennsylvania Avenue, the south side of Missouri Street, the east side of Jefferson Street, and the north side of Empire Street. “Entrance” means the entire area between the outer edge of the entryway to the building and an exterior door and includes the doorway.
- (c) The prohibition in this section shall not apply to any person sitting or lying down in any entrance to a building due to a medical emergency.
- (d) A violation of this section shall be deemed an infraction for the first three offenses occurring within a 12-month period from the first offense. Any violation beyond the third offense within the same 12-month period shall be charged as a misdemeanor, unless reduced to an infraction at the discretion of the city attorney or district attorney.”

SECTION 2. This ordinance shall be effective 30 days following its adoption by the City Council. A summary of this ordinance shall, within fifteen (15) days after passage, be published in accordance with Section 36933 of the Government Code of the State of California with the names of the City Councilmembers voting for and against it.

**INTRODUCED** at a regular meeting of the City Council of the City of Fairfield on the 7<sup>th</sup> day of July, 2020; and

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2020, by the following vote:

AYES: Councilmembers: PRICE / BERTANI / MOY / TIMM /VACCARO

NOES: Councilmembers: \_\_\_\_\_

ABSENT: Councilmembers: \_\_\_\_\_

ABSTAIN: Councilmembers: \_\_\_\_\_

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK