

1 **Ordinance 2011-01**

2 **AN ORDINANCE OF THE ALBANY CITY COUNCIL TO PROVIDE REGULATIONS**
3 **FOR THE HOURS OF OPERATION SHALL BE AMENDED TO READ AS FOLLOWS:**

4
5 **WHEREAS**, The Parks and Recreation Commission has recommended that Albany
6 Municipal Code Section 8-4.3 Hours of Operation, be amended;

7 **WHEREAS**, The City Council considered the recommendations and adopted Resolution
8 2011-8, setting forth hours for Ocean View Park and Jewel's Terrace Park; and

9 **WHEREAS**, The City Council wishes to amend Albany Municipal Code Section 8-4.3 to
10 provide that hours of operations in Albany parks may be modified by a Resolution adopted by
11 the City Council.

12 **NOW THEREFORE, BE IT ORDAINED** by the Albany City Council as follows:
13 Section 1. ALBANY MUNICIPAL CODE SECTION 8-4.3 is hereby amended to read as
14 follows:

15 a. No person shall use, remain in or enter upon any waterfront and Albany Hill area
16 between 10:00 p.m. and 5:30 a.m., other than duly authorized City employees, persons
17 participating in City sponsored activities or other activities which the City has provided prior
18 written permission to utilize the waterfront area beyond the closing time. The hours of operation
19 of specific facilities within any waterfront area may also be specified by the Director of the
20 Recreation and Community Services Department.

21 b. No person shall use, remain in or enter into Memorial Park between 11:00 p.m.
22 and 5:00 a.m., other than duly authorized City employees, persons participating in City
23 sponsored activities or other activities which the City has provided prior written permission to
24 utilize Memorial Park beyond the closing time. The Director of the Recreation and Community
25 Services Department is authorized to modify the hours of operation for specific facilities within
26 Memorial Park.

27 c. The City Council, by resolution or ordinance, may set hours of operations at other
28 City parks or recreational areas.

29 Section 2: Publication: This ordinance shall be published in a newspaper of general
30 circulation in the City of Albany, which said newspaper is designated for that purpose, or it shall be
31 posted in three locations.

32 Section 3: Severability: If any section, subsection, sentence, clause, or phrase of this
33 ordinance is for any reason held to be invalid, such decision shall not affect the validity of the
34 remaining portions of the ordinance, and each section, subsection, sentence, clause, or phrase
35 thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or
36 phrases be declared invalid.

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Section 4: Effective Date: This ordinance shall become effective 30 days after its passage and adoption by the City Council, or March __, 2011, whichever is the later date.

Mayor Farid Javandel