

ORDINANCE NO. 2021-2

AN ORDINANCE AMENDING THE LYONS MUNICIPAL CODE TO ADD A NEW  
CHAPTER REGULATING CAMPING ON PUBLIC PROPERTY

WHEREAS, the City Council has recently become aware of negative impacts to the public health, safety, and welfare caused by camping on public property; and

WHEREAS, the City Council desires to amend the Lyons Municipal Code (LMC) to include a new Chapter that regulates camping on public property.

NOW, THEREFORE,

THE CITY OF LYONS ORDAINS AS FOLLOWS:

Section 1. Amendment. The LMC is hereby amended to add the following language as Chapter 8.20:

**Prohibited camping.**

A. As used in this section:

1. "Camp" means to set up or to remain in or at a campsite.
2. "Campsite" means any place established or maintained for the purpose of maintaining a temporary place to live, incorporating the use of any stove, fire pit, tent, temporary shelter, lean-to, shack, or any other structure, or any vehicle or part thereof.

B. No person shall camp in or upon any sidewalk, street, alley, lane, public right-of-way, park, or other publicly owned property, unless otherwise specifically authorized by this code or by declaration of the mayor in emergency circumstances. Activities otherwise prohibited by this subsection are permitted with specific written authorization from the city council or its duly authorized designee, upon a finding that such activity is in the public interest and consistent with council goals and policies. The written authorization shall specify the period of time and location where such activity is permitted.

C. A violation of this section is a violation punishable by a fine not to exceed \$30.00. For a second or subsequent violation of this section within any consecutive 12-month period, the violation is punishable by a fine not to exceed \$60.00.

When a person has been convicted of violating this section, and a fine has been imposed for such conviction, the city council may permit such person to work off such fine by performing community service under the direction of the city council or the city council's designee. Nothing

herein shall be construed to limit other sentencing options available under this chapter or state statute, including community service programs.

**Section 2. Savings.** All unamended LMC provisions shall remain in full force and effect. Notwithstanding these amendments, the LMC provisions in existence at the time any criminal or civil enforcement actions were commenced shall remain valid and in full force and effect for purposes of all cases filed or commenced during the times said provision(s) or portions thereof were operative.

**Section 3. Codification.** Provisions of this Ordinance shall be incorporated into the LMC, and the words "ordinance" or "section" may be changed to "code," "article," "chapter," "division," or another word, and the sections of this Ordinance may be renumbered or re-lettered, provided however, that any recital clause and boilerplate provisions of this Ordinance (i.e., Section Nos. 2 and 3) need not be codified, and the City Manager is authorized to correct any cross-references and any typographical errors.

**Section 4. Effective Date.** This ordinance will go into full force and effect on the 30<sup>th</sup> day after City Council enactment.

Passed by the Council this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

Approved: 

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Lloyd Valentine  
Mayor of the City of Lyons, Oregon

Date: \_\_\_\_\_

ATTEST:

By: 

COPY
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Micki Valentine  
City Manager of the City of Lyons, Oregon

Date: \_\_\_\_\_

	Aye	Nay
Mayor Valentine	_____	_____
ProTem Ritchie	_____	_____
Councilor Donohue	_____	_____
Councilor Wagner	_____	_____
Councilor Hyde	_____	_____