

INTRODUCED BY COUNCILMAN \_\_\_\_\_

*Theodore R. Soley*

CITY ATTORNEY

ORDINANCE No. 10342 C.M.S.

Dm

ORDINANCE AUTHORIZING THE ADDITION OF CERTAIN SECTIONS TO ARTICLE 13, CHAPTER 3 OF THE OAKLAND MUNICIPAL CODE PROVIDING FOR THE REGULATION OF TRESPASSING UPON AND LOITERING ABOUT CERTAIN CLASSES OF PROPERTY WITHIN THE CITY OF OAKLAND

WHEREAS, the Council of the City of Oakland finds that the loitering of persons in or about property of the Housing Authority of the City of Oakland without lawful business constitutes a risk of impairing the health and safety of Housing Authority tenants and their guests.

The Council of the City of Oakland does ordain as follows:

SECTION 1. Section 3-13.10. LOITERING ABOUT PROPERTY OWNED BY THE HOUSING AUTHORITY OF THE CITY OF OAKLAND. Every person who loiters, prowls, wanders or is present without lawful business on the property of the Housing Authority of the City of Oakland and who fails to leave upon request of a peace officer or authorized agent of the Housing Authority of the City of Oakland or returns within 72 hours, after being asked to leave by a peace officer or authorized agent of the Housing Authority of the City of Oakland, is guilty of a misdemeanor, and is punishable by a fine of not exceeding five hundred dollars (\$500.00) or by imprisonment in the county jail for not exceeding six months, or by both such fine and imprisonment.

As used in this section, "loiter" means to delay, to linger, or to idle about any such Housing Authority of the City of Oakland property without a lawful purpose for being present.

Section 2. This amendment to the Oakland Municipal Code shall become effective June 1, 1983.

IN COUNCIL, OAKLAND, CALIF., MAY 10 1983, 19\_\_\_\_

## PASSED BY THE FOLLOWING VOTE:

AYES — ENG, GIBSON, ~~GILMORE~~, MOORE, OGAWA, RILES, SPEES, ~~WILSON~~ CANNON  
AND PRESIDENT WILSON -8

NOES — NONE

ABSENT — COUNCILMEMBER GILMORE -1

ABSTENTION — NONE

ATTEST:

*Arrece Jameson*  
ARRECE JAMESON  
City Clerk and Clerk of the Council  
of the City of Oakland, California

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1400  
1338