

Davis Police Department

Notice of Violation

November 29, 2011

To: Occupy Davis - Central Park

The Davis Police Department is pleased you have taken steps to reduce some of the immediate public health and safety issues with the Occupy camp at Central Park. However, as you were previously advised, camping in a park is a violation of the Davis Municipal Code. Continued violation of the local ordinance, after advisement to correct the violation, can result in the issuance of citations. We are asking that you adhere to the local ordinance so that more formal corrective action, such as the issuance of a citation, can be avoided.

While other immediate violations of state and local laws have been largely corrected, we are asking that Occupy Davis continue to follow all applicable state and local laws so that we may avoid any public health, welfare, and safety issues. A list of some of the applicable laws is contained below.

If you have any questions about this notice, or need further clarification, please do not hesitate to contact me at (530) 747-5424.

Captain Darren Pytel
Davis Police Department
2600 Fifth St. Davis, CA
95618

Davis Municipal Code

27.02.160 Camping.

No person shall camp in any park, except in areas as established by the city. Camping is defined as erecting a tent or shelter, or arranging bedding, or both, for the purpose of, or in such a way as will permit remaining overnight.

27.02.140 Dogs and animals.

No person shall:

- (a) Permit or allow a dog in such person's charge to enter upon or remain within any park area reserved for children or to enter any sandbox or play apparatus area;
- (b) Fail to promptly remove from any park to an appropriate receptacle fecal matter deposited thereon by a dog in said person's charge:

27.02.120 Picnic areas and use.

No person using a park shall:

- (a) Picnic, lunch, or loiter in a place which interferes with the use of active recreation areas. The director and city park maintenance or recreation personnel shall have the authority to regulate the activities in such areas when necessary to prevent congestion and to secure the maximum use for the comfort and convenience of all. Visitors shall comply with any directions given to achieve this end. Individual fireplaces or tables and benches shall be used on the basis of first-come, first-serve unless reserved by permit.

27.02.170 Closing sections of park.

Any section or part of the park may be declared closed to the public by the director at any time and for any interval of time, either temporarily or at regular and stated intervals (daily or otherwise) and either entirely or merely to certain uses, as the director shall find reasonably necessary.

27.02.130 Behavior in parks.

- (b) No person using a park shall enter an area posted as "Closed to the Public," nor shall any person use any area in violation of posted notices.

California Fire Code

Tents:

Title 19, Section 315, Flame Resistance Standards - requires all tent fabrics shall be flame resistant.

California Fire Code, 2010 edition Section 105.6.43 An operational permit is required for a temporary membrane structure or tent.

Extension Cords:

California Fire Code, 2010 edition, Section 605.4 Extension Cords. Extension cords shall not be a substitute for permanent wiring.