

1 ORDINANCE NO.
2

3 AN ORDINANCE OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH ADDING CHAPTER 9.31 TO THE
5 LONG BEACH MUNICIPAL CODE RELATING TO LOUD
6 NOISES CAUSED BY PARTIES ON PRIVATE PROPERTY
7

8 The City Council of the City of Long Beach ordains as follows:
9

10 Section 1. The Long Beach Municipal Code is amended by adding
11 Chapter 9.31 as follows:

12 CHAPTER 9.31
13 LOUD PARTIES ON PRIVATE PROPERTY
14

15 9.31.010 Loud Noises Prohibited.

16 No person shall cause or permit loud music or other noises caused
17 by a party, gathering or assemblage of persons on private property to
18 disrupt the public peace. Noise that is audible from a distance of fifty feet
19 or more from the property shall be deemed to disrupt the public peace.
20 Any person who causes or permits any such loud music or other noises is
21 guilty of a public offense punishable under the provisions of Title 1,
22 Chapter 1.32 of this Code.
23

24 9.31.020 Enforcement.

25 When law enforcement personnel at the scene determine that the
26 provisions of this Chapter have been violated, such law enforcement
27 personnel are authorized to take all necessary enforcement actions,
28 including the following:

1 A. Arrest and/or issue a citation to the responsible person. For purposes
2 hereof, the "responsible person" shall be a person or persons owning or
3 occupying the offending property or otherwise authorizing or permitting the loud
4 music or other noises to emanate from the property;

5 B. Direct the responsible person to immediately terminate the activity that
6 is causing the loud noise; and

7 C. Issue a written notice to the responsible person that if within a 30-day
8 period after the initial response law enforcement personnel are again required to
9 respond to the property to address a violation of this Chapter, then the
10 responsible person shall be liable for payment of all costs and expenses incurred
11 by law enforcement personnel during second or subsequent responses in
12 accordance with Section 9.31.030.

13
14 **9.31.030 Second and Subsequent Responses.**

15 If after issuance of the written notice required under this Chapter law
16 enforcement personnel are required to respond to the property to address
17 another violation of this Chapter within a 30-day period after issuance of said
18 notice, then the responsible person or the legal guardian(s) thereof shall be liable
19 for all actual costs and expenses incurred by the City during second or
20 subsequent responses.

21
22 **9.31.040 Collection of Costs.**

23 The expense of a reimbursable response hereunder shall be charged
24 against the person liable for the expense under this Chapter. The charge
25 constitutes a debt of that person to the City, and is collectible by the City in the
26 same manner as in the case of an obligation under a contract, expressed or
27 implied.

28 //

Robert E. Shannon
City Attorney of Long Beach
333 West Ocean Boulevard
Long Beach, California 90802-4664
Telephone (562) 570-2200

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Sec. 2. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of _____, 2005, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

City Clerk

Approved: _____

Mayor