

J. MICHAEL CAREY
City Clerk

FRANK T. MARTINEZ
Executive Officer

When making inquiries
relative to this matter
refer to File No.

04-0772

CD 4 & 13

August 30, 2004

Councilmember Garcetti
Councilmember Perry
Councilmember LaBonge
Councilmember Smith
City Attorney

Board of Public Works
Bureau of Street Services
Police Department

RE: PROHIBIT THE POSSESSION, USE, SALE, OR DISTRIBUTION OF A PRODUCT KNOWN AS "SILLY STRING" IN THE LOS ANGELES POLICE DEPARTMENT'S HOLLYWOOD DIVISION ON HALLOWEEN TO ADDRESS PUBLIC SAFETY ISSUES AND ENVIRONMENTAL CONCERNS

At the meeting of the Council held August 17, 2004, the following action was taken:

Attached report adopted.....	_____
Attached motion (Smith - LaBonge) adopted	_____ X _____
Attached resolution adopted.....	_____
FORTHWITH.....	_____
Mayor concurred	_____
To the Mayor FORTHWITH	_____ X _____
Mayor approved	_____ 08/20/04 _____
Motion adopted to approve communication recommendation(s).....	_____
Motion adopted to approve committee report recommendation(s)...	_____
Ordinance adopted.....	_____ 08/18/04 _____
Ordinance number.....	_____ 176176 _____
Effective date.....	_____ 10/06/04 _____
Posted date.....	_____ 08/27/04 _____
Generally Exempt.....	_____ X _____

J. Michael Carey

City Clerk
SOS

steno/040772

CITY OF LOS ANGELES

CALIFORNIA



JAMES K. HAHN
MAYOR

PLACE IN FILES

SEP - 3 2004

DEPUTY

JK

Office of the
CITY CLERK
Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
Council File Information - (213) 978-1043
General Information - (213) 978-1133
Fax: (213) 978-1040

HELEN GINSBURG
Chief, Council and Public Services Division



OFFICE OF THE MA
Mayor RECEIVED
Time Stamp

2004 AUG 19 AM 11:01
CITY OF LOS ANGELES

TIME LIMIT FILE
ORDINANCE

FORTHWITH

City Clerk's Office RECEIVED
CITY CLERK'S OFFICE

DEPUTY
CITY CLERK

2004 AUG 19 AM 10:55

COUNCIL FILE NUMBER 04-0772

COUNCIL DISTRICTS 4 & 13

COUNCIL APPROVAL DATE August 18, 2004

LAST DAY FOR MAYOR TO ACT AUG 30 2004

ORDINANCE TYPE: Ord of Intent Zoning Personnel General

Improvement LAMC LAAC CU or Var Appeals - CPC No. _____

SUBJECT MATTER: ORDINANCE ADDING SECTION 56.02 TO THE LOS ANGELES MUNICIPAL CODE TO PROHIBIT THE POSSESSION, USE, SALE, OR DISTRIBUTION OF A PRODUCT KNOWN AS "SILLY STRING" IN THE LOS ANGELES POLICE DEPARTMENT'S HOLLYWOOD DIVISION ON HALLOWEEN TO ADDRESS PUBLIC SAFETY ISSUES AND ENVIRONMENTAL CONCERNS

APPROVED DISAPPROVED

PLANNING COMMISSION

DIRECTOR OF PLANNING

CHIEF LEGISLATIVE ANALYST

CITY ADMINISTRATIVE OFFICER

CITY ATTORNEY

X _____

RECEIVED
CITY CLERK'S OFFICE
2004 AUG 23 PM 3:19
BY
CITY CLERK
DEPUTY

DATE OF MAYOR APPROVAL, DEEMED APPROVED OR *VETO: AUG 20 2004

*VETOED ORDINANCES MUST BE ACCOMPANIED WITH OBJECTIONS IN WRITING PURSUANT TO CHARTER SEC. 250(b) (c)

(CITY CLERK USE ONLY PLEASE DO NOT WRITE BELOW THIS LINE)

DATE RECEIVED FROM MAYOR AUG 23 2004 ORDINANCE NO. 176176

DATE PUBLISHED _____ DATE POSTED AUG 27 2004 EFFECTIVE DATE OCT 06 2004

ORD OF INTENT: HEARING DATE _____ ASSESSMENT CONFIRMATION _____

ORDINANCE FOR DISTRIBUTION: Yes No

AUG 27 2004

ORDINANCE NO. 176176

An ordinance adding Section 56.02 to the Los Angeles Municipal Code to prohibit the possession, use, sale or distribution of a product commonly known as "Silly String" in the Hollywood Division of the Los Angeles Police Department during Halloween festivities for reasons of public safety and environmental concerns.

WHEREAS, every year, a large quantity of products known as "Silly String" are used and the empty Silly String cans then are discarded in the Hollywood Division of the Los Angeles Police Department during Halloween festivities; and

WHEREAS, Silly String and Silly String cans cause a safety hazard in that they may cause pedestrians and police officers on horseback or motorcycles to slip and fall; the cans may be used as weapons in the event of a melee; and in the past the cans have been thrown at store windows along Hollywood Boulevard; and

WHEREAS, Silly String and Silly String cans cause an environmental hazard in that these products are discarded in large quantities onto the street, clog the storm drains, and ultimately travel to the ocean.

NOW THEREFORE,

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. A new Section 56.02 is added to Article 6 of Chapter V of the Los Angeles Municipal Code to read:

SEC. 56.02. SILLY STRING -- HOLLYWOOD DIVISION DURING HALLOWEEN.

(a) For purposes of this section:

1. "**Silly String**" shall mean any putty-like substance that is shot or expelled in the form of string from an aerosol can or other pressurized device, regardless of whether it is sold under the name "Silly String" or any other name.

2. "**Hollywood Division**" shall mean the area defined by the Los Angeles Police Department as the Hollywood Division, the geographical boundaries of which include all of that portion of Los Angeles City bounded and described as follows: Beginning at the point of intersection of Beverly Boulevard and Normandie Avenue, and proceeding northerly along Normandie Avenue to Franklin Avenue, and proceeding westerly along Franklin Avenue to Western Avenue, and proceeding northerly along Western Avenue to Fern Dell Drive, and

continuing northerly along Fern Dell Drive to its terminus, and proceeding due north through Griffith Park to Forest Lawn Drive at its intersection with Zoo Drive, and proceeding westerly and southwesterly along Forest Lawn Drive to Barham Boulevard, and proceeding southerly along Barham Boulevard to United States Highway 101, and proceeding southeasterly along U.S. Highway 101 to Mulholland Drive, and proceeding westerly along the various curves and courses of Mulholland Drive to the Crest of Ridge, and proceeding southerly following the Los Angeles city line along the eastern border of the Trousdale Estates area of the City of Beverly Hills to the northeast corner of the City of West Hollywood, and proceeding easterly following the Los Angeles city line bordering along its various curves and courses of the northern border of the City of West Hollywood to the eastern border of the City of West Hollywood that is to the east of La Brea Avenue, and proceeding southerly along the Los Angeles city line to Romaine Street, and proceeding westerly following the Los Angeles city line along its various curves and courses to the intersection of Romaine Street and La Cienega Boulevard, and proceeding southerly following the Los Angeles city line along its various curves and courses to Beverly Boulevard, and proceeding easterly along Beverly Boulevard to La Brea Avenue, and proceeding northerly along La Brea Avenue to Willoughby Avenue, and proceeding easterly along Willoughby Avenue to Hudson Avenue, and proceeding southerly along Hudson Avenue to Melrose Avenue, and proceeding easterly along Melrose Avenue to Gower Street, and proceeding southerly along Gower Street to Beverly Boulevard, and proceeding easterly along Beverly Boulevard to Normandie Avenue.

3. "**Halloween**" shall mean the 36-hour period from 12:00 a.m. on October 31st of each year, through 12:00 p.m. on November 1st of each year.

(b) No Person, as defined in Municipal Code Section 11.01(a), shall possess, use, sell or distribute Silly String at, within or upon any public or private property that is either within public view or accessible to the public, including, but not limited to, public or private streets, sidewalks, parking lots, commercial or residential buildings, places of business, or parks within the Hollywood Division during Halloween.

(c) Any violation of this section is a misdemeanor subject to the provisions of Los Angeles Municipal Code Section 11.00 (m).

Sec. 2. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located in the Main Street lobby to the City Hall; one copy on the bulletin board located at the ground level at the Los Angeles Street entrance to the Los Angeles Police Department; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of AUG 18 2004.

J. MICHAEL CAREY, City Clerk

By *Marie Hahn*
Deputy

Approved AUG 20 2004

James Hahn
Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By *Dion Donnell*
for
JANET KARKANEN
Deputy City Attorney

Date AUG 06 2004

File No. C.F. 04-0772

DECLARATION OF POSTING ORDINANCE


I, MARIA C. RICO, state as follows: I am, and was at all times hereinafter mentioned, a resident of the State of California, over the age of eighteen years, and a Deputy City Clerk of the City of Los Angeles, California.

Ordinance No. 176176 - Added 56.02 to Article 6 of the L.A.M.C. to prohibit the possession, use, sale or distribution of a product commonly known as "Silly String" in the Hollywood Division of the L.A.P.D. during Halloween festivities - a copy of which is hereto attached, was finally adopted by the Los Angeles City Council on Aug. 18, 2004, and under the direction of said City Council and the City Clerk, pursuant to Section 251 of the Charter of the City of Los Angeles and Ordinance No. 172959, on August 27, 2004, I posted a true copy of said ordinance at each of three public places located in the City of Los Angeles, California, as follows: 1) One copy on the bulletin board at the Main Street entrance to Los Angeles City Hall; 2) one copy on the bulletin board at the ground level Los Angeles Street entrance to the Los Angeles Police Department; and 3) one copy on the bulletin board at the Temple Street entrance to the Hall of Records of the County of Los Angeles.

Copies of said ordinance were posted conspicuously beginning on August 27, 2004 and will be continuously posted for ten or more days.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 27th day of August 2004 at Los Angeles, California.


Maria C. Rico, Deputy City Clerk

Ordinance Effective Date: Oct. 6, 2004

Council File No. 04-0772

17

VERBAL MOTION

I HEREBY MOVE that Council ADOPT the following recommendations of the City Attorney (Item No. 17, CF 04-0772) relative to prohibiting the possession, use, sale or distribution of "Silly String" in the Los Angeles Police Department's Hollywood Division on Halloween, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this project is generally exempt, pursuant to State California Environmental Quality Act (CEQA) Guidelines Section 15060 and the City's CEQA Guidelines Article III, because it will have no environmental effects.
2. PRESENT and ADOPT the accompanying ORDINANCE relative to adding Section 56.02 to the Los Angeles Municipal Code to prohibit the possession, use, sale, or distribution of a product known as "Silly String" in the Los Angeles Police Department's Hollywood Division on Halloween to address public safety issues and environmental concerns.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

(Public Works Committee waived consideration of the above matter)

PRESENTED BY _____
GREIG SMITH
Councilmember, 12th District

SECONDED BY _____
TOM LABONGE
Councilmember, 4th District

Motion

ADOPTED

August 17, 2004

AUG 17 2004

CF 04-0772

LOS ANGELES CITY COUNCIL

OVER ONE WEEK TO September 7, 2004
Cons Ex approved

AUG 18 2004 - *Ordinance Reconsidered*

Ordinance
ADOPTED

AUG 18 2004

LOS ANGELES CITY COUNCIL
TO THE MAYOR FORTHWITH

COUNCIL VOTE

Aug 18, 2004 11:04:23 AM, #4

1, 2, 3, 6, 7, 8, 17 & 55 -

Voting on Item(s): *Ord. Adopted*

Roll Call

CARDENAS	Yes
GARCETTI	Yes
GREUEL	Yes
HAHN	Yes
LABONGE	Yes
LUDLOW	Yes
MISCIKOWSKI	Yes
PARKS	Absent
PERRY	Absent
REYES	Absent
SMITH	Yes
VILLARAIGOSA	Yes
WEISS	Yes
ZINE	Yes
*PADILLA	Yes

Present: 12, Yes: 12 No: 0

COUNCIL VOTE

Aug 18, 2004 11:03:53 AM, #3

1, 2, 3, 6, 7, 8, 17 & 55

Voting on Item(s):

Roll Call *Reconsideration*

CARDENAS	Yes
GARCETTI	Yes
GREUEL	Yes
HAHN	Yes
LABONGE	Yes
LUDLOW	Yes
MISCIKOWSKI	Yes
PARKS	Absent
PERRY	Absent
REYES	Absent
SMITH	Yes
VILLARAIGOSA	Yes
WEISS	Yes
ZINE	Yes
*PADILLA	Yes

Present: 12, Yes: 12 No: 0

COUNCIL VOTE

Aug 17, 2004 10:53:47 AM, #6

ITEM NO. (17)

Voting on Item(s): 17

Roll Call

Motion Adopted

Ord. over to 9-7-04

CARDENAS	Yes
GARCETTI	Yes
GREUEL	Yes
HAHN	Yes
LABONGE	Yes
LUDLOW	Absent
MISCIKOWSKI	Yes
PARKS	Yes
PERRY	Absent
REYES	Absent
SMITH	Yes
VILLARAIGOSA	Yes
WEISS	Absent
ZINE	Absent
*PADILLA	Yes

Present: 10, Yes: 10 No: 0

17
PLEASE SCHEDULE THE FOLLOWING ITEM FOR TUESDAY, AUGUST 17, 2004:

AA

ITEM NO. () - Motion Required

04-0772 Communication from the City Attorney and Ordinance relative to prohibiting the possession,
13, 4 use, sale, or distribution of "Silly String" in the Los Angeles Police Department Hollywood
Division on Halloween.

Recommendation for Council action:

PRESENT and ADOPT the accompanying Ordinance relative to adding Section 56.02 to the Los Angeles Municipal Code to prohibit the possession, use, sale, or distribution of a product known as "Silly String" in the Los Angeles Police Department Hollywood Division on Halloween to address public safety issues and environmental concerns.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

(Public Works Committee waived consideration of the above matter)

AA
08/10/04
CD 13
#040772.ph



OFFICE OF THE CITY ATTORNEY

ROCKARD J. DELGADILLO
CITY ATTORNEY

REPORT NO. R04-0344

AUG 06 2004

REPORT RE:

DRAFT ORDINANCE ADDING SECTION 56.02 TO THE LOS ANGELES MUNICIPAL CODE TO PROHIBIT THE POSSESSION, USE, SALE OR DISTRIBUTION OF A PRODUCT KNOWN AS "SILLY STRING" IN THE LOS ANGELES POLICE DEPARTMENT HOLLYWOOD DIVISION ON HALLOWEEN

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Council File No. 04-0772

Honorable Members:

This office has prepared and now transmits for your action the attached draft ordinance, approved as to form and legality. This ordinance adds a new section to the Los Angeles Municipal Code to prohibit the possession, use, sale or distribution of a product known as "Silly String" in the Los Angeles Police Department Hollywood Division on Halloween to address public safety issues and environmental concerns relative to the large quantity of Silly String that is used and discarded along Hollywood Boulevard each year during Halloween festivities.

Background

In response to a motion introduced on April 20, 2004, Council's Public Works Committee recommended that the City Attorney prepare and present an ordinance banning the use or possession of Silly String on City property and at all public events.

On July 23, 2004, the City Council amended the recommendation to request that the City Attorney prepare and present, in sufficient time for it to be in full force and effect by October 31, 2004, an ordinance banning the use or possession of Silly String only in the LAPD Hollywood Division and only on October 31st of each year.

PUBLIC WORKS

AUG 11 2004

AN EQUAL EMPLOYMENT OPPORTUNITY - AFFIRMATIVE ACTION EMPLOYER

200 NORTH MAIN STREET • LOS ANGELES, CA 90012-4131 • 213.485.6370 • 213.847.8082 TDD

Summary of Ordinance Provisions

This ordinance will prohibit the possession, use, sale or distribution of Silly String on public or private property that is either within public view or accessible to the public in the Los Angeles Police Department Hollywood Division on October 31st of each year.

This office suggests that the effective time of the ordinance be expanded to noon of November 1st, due to the fact that much of the revelry along Hollywood Boulevard occurs after midnight on Halloween extending, into the following day. Any violation of the ordinance may be charged by the City Attorney as either a misdemeanor or an infraction.

Council Rule 38 Referral

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to the Board of Public Works and the Los Angeles Police Department. The Board of Public Works and the Los Angeles Police Department have been asked to provide any comments directly to this committee when it hears the matter.

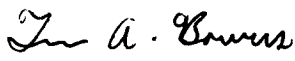
CEQA Findings

In accordance with the California Environmental Quality Act (CEQA), it has been determined that the transaction described in the draft ordinance is exempt from further requirements under the Los Angeles City CEQA Guidelines, Article III, Class 5(4), Categorical Exemption.

If you have any questions, please contact Janet Karkanen at 310.575.8553. This deputy city attorney or another member of this office will be available when you consider this matter to answer any questions you may have.

Sincerely,

ROCKARD J. DELGADILLO, City Attorney

By 
TERREE A. BOWERS
Chief Deputy City Attorney

ORDINANCE NO. _____

An ordinance adding Section 56.02 to the Los Angeles Municipal Code to prohibit the possession, use, sale or distribution of a product commonly known as "Silly String" in the Hollywood Division of the Los Angeles Police Department during Halloween festivities for reasons of public safety and environmental concerns.

WHEREAS, every year, a large quantity of products known as "Silly String" are used and the empty Silly String cans then are discarded in the Hollywood Division of the Los Angeles Police Department during Halloween festivities; and

WHEREAS, Silly String and Silly String cans cause a safety hazard in that they may cause pedestrians and police officers on horseback or motorcycles to slip and fall; the cans may be used as weapons in the event of a melee; and in the past the cans have been thrown at store windows along Hollywood Boulevard; and

WHEREAS, Silly String and Silly String cans cause an environmental hazard in that these products are discarded in large quantities onto the street, clog the storm drains, and ultimately travel to the ocean.

NOW THEREFORE,

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. A new Section 56.02 is added to Article 6 of Chapter V of the Los Angeles Municipal Code to read:

SEC. 56.02. SILLY STRING -- HOLLYWOOD DIVISION DURING HALLOWEEN.

(a) For purposes of this section:

1. "**Silly String**" shall mean any putty-like substance that is shot or expelled in the form of string from an aerosol can or other pressurized device, regardless of whether it is sold under the name "Silly String" or any other name.

2. "**Hollywood Division**" shall mean the area defined by the Los Angeles Police Department as the Hollywood Division, the geographical boundaries of which include all of that portion of Los Angeles City bounded and described as follows: Beginning at the point of intersection of Beverly Boulevard and Normandie Avenue, and proceeding northerly along Normandie Avenue to Franklin Avenue, and proceeding westerly along Franklin Avenue to Western Avenue, and proceeding northerly along Western Avenue to Fern Dell Drive, and

continuing northerly along Fern Dell Drive to its terminus, and proceeding due north through Griffith Park to Forest Lawn Drive at its intersection with Zoo Drive, and proceeding westerly and southwesterly along Forest Lawn Drive to Barham Boulevard, and proceeding southerly along Barham Boulevard to United States Highway 101, and proceeding southeasterly along U.S. Highway 101 to Mulholland Drive, and proceeding westerly along the various curves and courses of Mulholland Drive to the Crest of Ridge, and proceeding southerly following the Los Angeles city line along the eastern border of the Trousdale Estates area of the City of Beverly Hills to the northeast corner of the City of West Hollywood, and proceeding easterly following the Los Angeles city line bordering along its various curves and courses of the northern border of the City of West Hollywood to the eastern border of the City of West Hollywood that is to the east of La Brea Avenue, and proceeding southerly along the Los Angeles city line to Romaine Street, and proceeding westerly following the Los Angeles city line along its various curves and courses to the intersection of Romaine Street and La Cienega Boulevard, and proceeding southerly following the Los Angeles city line along its various curves and courses to Beverly Boulevard, and proceeding easterly along Beverly Boulevard to La Brea Avenue, and proceeding northerly along La Brea Avenue to Willoughby Avenue, and proceeding easterly along Willoughby Avenue to Hudson Avenue, and proceeding southerly along Hudson Avenue to Melrose Avenue, and proceeding easterly along Melrose Avenue to Gower Street, and proceeding southerly along Gower Street to Beverly Boulevard, and proceeding easterly along Beverly Boulevard to Normandie Avenue.

3. **"Halloween"** shall mean the 36-hour period from 12:00 a.m. on October 31st of each year, through 12:00 p.m. on November 1st of each year.

(b) No Person, as defined in Municipal Code Section 11.01(a), shall possess, use, sell or distribute Silly String at, within or upon any public or private property that is either within public view or accessible to the public, including, but not limited to, public or private streets, sidewalks, parking lots, commercial or residential buildings, places of business, or parks within the Hollywood Division during Halloween.

(c) Any violation of this section is a misdemeanor subject to the provisions of Los Angeles Municipal Code Section 11.00 (m).

Sec. 2. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy; either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located in the Main Street lobby to the City Hall; one copy on the bulletin board located at the ground level at the Los Angeles Street entrance to the Los Angeles Police Department; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of _____.

J. MICHAEL CAREY, City Clerk

By _____ Deputy

Approved _____

Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By  for

JANET KARKANEN
Deputy City Attorney

Date AUG 06 2004

File No. C.F. 04-0772

CITY OF LOS ANGELES
CALIFORNIA



JAMES K. HAHN
MAYOR

Office of the
CITY CLERK
Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
Council File Information - (213) 978-1043
General Information - (213) 978-1133
Fax: (213) 978-1040

HELEN GINSBURG
Chief, Council and Public Services Division

J. MICHAEL CAREY
City Clerk

FRANK T. MARTINEZ
Executive Officer

When making inquiries
relative to this matter
refer to File No.

04-0772

July 26, 2004

PLACE IN FILES

AUG 03 2004

DEPUTY *VM*

City Attorney (with blue sheet)
Councilmember Garcetti
Councilmember Perry
Councilmember LaBonge

Bureau of Street Services
Police Department
Councilmember Miscikowski

RE: PROHIBITING THE USE OR POSSESSION OF "SILLY STRING" ON CITY PROPERTY
AND AT ALL PUBLIC EVENTS

At the meeting of the Council held July 23, 2004, the following
action was taken:

Attached report adopted, as amended.....	<u> X </u>
Attached amending motion (LaBonge - Miscikowski) adopted.....	<u> X </u>
Attached resolution adopted().....	<u> </u>
Motion adopted to approve attached report.....	<u> </u>
Motion adopted to approve attached communication.....	<u> </u>
FORTHWITH.....	<u> X </u>
Findings adopted.....	<u> </u>
Negative Declaration adopted.....	<u> </u>
Categorically exempt.....	<u> </u>
Generally exempt.....	<u> </u>

J. Michael Carey

City Clerk
et

steno\040772

13/04

SEID
FF

33

TO THE COUNCIL OF THE CITY OF LOS ANGELES

Your

PUBLIC WORKS

Committee

reports as follows:

Public Comments: Yes No
XXX

PUBLIC WORKS COMMITTEE REPORT relative to prohibiting the use or possession of "silly string" on City property and at all public events.

Recommendation for Council action, as initiated by Motion (Garcetti - Perry):

REQUEST the City Attorney to Prepare and Present an Ordinance banning the use or possession of "silly string" on City property and at all public events.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

SUMMARY

On April 20, 2004, Council referred Motion (Garcetti - Perry), relative to prohibiting the sale of "silly string" during parades and special events, to the Public Works Committee for consideration. The subject Motion reports that there has recently been a problem with vendors selling what is commonly known as "silly string" at various major holidays and events such as the Hollywood parade as well as the Chinese New Year parade. "Silly string" is a product which when used emits a string-like or streamer-like substance that is shot or expelled from a pressurized container.

The Motion further reports that this product creates a great nuisance, significantly adds to the trash problem, and can also raise security issues at mass gatherings. Several cities throughout the nation, including New Orleans have enacted ordinances to ban the sale of "silly string" along designated parade routes.

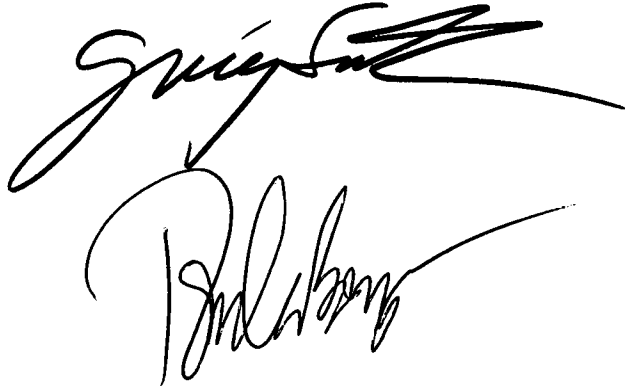
The Motion recommends that Council request the City Attorney to prepare and present an ordinance which would prohibit the sale of "silly string" during parades and other special events, inasmuch as this product can create potential health, safety, and welfare concerns for members of the public who attend parades and other similar events.

At its regular meeting held July 9, 2004, the Public Works Committee discussed this matter with City staff and received testimony in support of the proposed ordinance from the Los Angeles Police Department, the Los Angeles County Sheriff's Department, the Hollywood Entertainment District Property Owners Association (HED), and the Hollywood United Neighborhood Council. Further, the HED advocated for a more stringent ordinance which also prohibits the possession of "silly string" at parades and special events, not just the sale of it.

The Public Works Committee concluded its consideration of this matter and recommended that Council request the City Attorney to prepare and present an ordinance which would ban the use or possession of "silly string" on City property and at all public events. This matter is now submitted to Council for its consideration.

Respectfully submitted,

PUBLIC WORKS COMMITTEE

Two handwritten signatures in black ink. The top signature is a cursive name, likely "Gregory". The bottom signature is also cursive, likely "D. Labonge".

<u>MEMBER</u>	<u>VOTE</u>
SMITH:	YES
LABONGE:	YES
PERRY:	ABSENT

AA
07/09/04
#040772

Rpt
ADOPTED
As Amended
JUL 23 2004

LOS ANGELES CITY COUNCIL
FORTHWITH
See Amending MO

MOTION

I MOVE that the matter of the Public Works Committee Report relative to prohibiting the use or possession of "silly string" on City property and at all public events, as initiated by Motion (Garcetti - Perry) BE AMENDED to adopt the following recommendation in lieu of the recommendation contained in the Report:

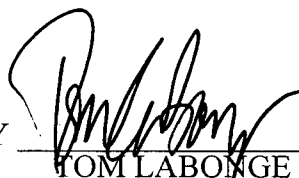
REQUEST the City Attorney to prepare and present, in sufficient time for it to be in full force and effect by October 31, 2004, an ordinance banning the use or possession of "silly string" in any portion of the City covered by the LAPD Hollywood Division on October 31 of each year.

Amending MO
ADOPTED

JUL 23 2004

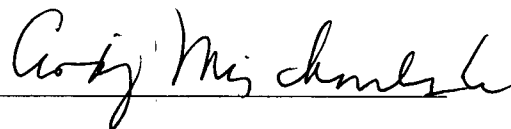
**LOS ANGELES CITY COUNCIL
FORTHWITH**

PRESENTED BY



TOM LABONGE
Councilmember 4th District

SECONDED BY



July 23, 2004

ak



CITY OF LOS ANGELES SPEAKER BOARD

Date 7-23-04

Council File No., Agenda Item, or Case No. #33 - silly string

I wish to speak before the Los Angeles City Council
Name of City Agency, Department, Committee or Council

Do you wish to provide general public comment, or to speak for or against a proposal on the agenda?
Name: RERRY MORRISON
() For proposal
() Against proposal
() General comments

Business or Organization Affiliation: Hollywood Entertainment District POA

Address: 1680 N Vine St #216 LA CA 90028
Street City State Zip

Business phone: 323 463 6767 Representing: BID

CHECK HERE IF YOU ARE A PAID SPEAKER AND PROVIDE CLIENT INFORMATION BELOW: []

Client Name: Phone #:

Client Address: Street City State Zip

Please see reverse of card for important information and submit this entire card to the presiding officer or chairperson.

COUNCIL VOTE

Jul 23, 2004 12:13:49 PM, #3

Items for Which Public Hearings Have Been Held - Items 11-38

Voting on Item(s): 11-17,19-30,32-33,35-38

Roll Call

CARDENAS	Yes
GARCETTI	Absent
GREUEL	Yes
HAHN	Yes
LABONGE	Yes
LUDLOW	Yes
MISCIKOWSKI	Yes
PARKS	Yes
PERRY	Absent
REYES	Yes
SMITH	Yes
VILLARAIGOSA	Yes
WEISS	Yes
ZINE	Yes
*PADILLA	Yes

Present: 13, Yes: 13 No: 0

PUBLIC WORKS COMMITTEE

SUGGESTED NOTIFICATION OF COUNCIL ACTION

Council File No. 04-0772

Council Member(s) 13, 9, 4, 12

Petitioner/Communicant _____

Board of Public Works (Mail Stop 465) _____

Bureau of Accounting (Mail Stop 470) _____

Bureau of Contract Administration (Mail Stop 480) _____

Bureau of Engineering (Mail Stop 901) Land Development/Real Estate Div

Bureau of Street Services (Mail Stop 550) _____

Bureau of Street Lighting (Mail Stop 545) _____

Fire Department _____

Police Department _____

Controller _____

Mayor (with/without file) _____

Chief Legislative Analyst _____

City Administrative Officer _____

City Attorney with blue sheet _____

City Clerk _____

DOT (Mail Stop 725) _____

CITY OF LOS ANGELES SPEAKER CARD

Date

7-9-04

Council File No., Agenda Item, or Case No.

23

I wish to speak before the

~~LAPD~~ Public Works

Name of City Agency, Department, Committee or Council

Do you wish to provide general public comment, or to speak for or against a proposal on the agenda? For proposal

- Against proposal
- General comments

Name:

Michael Downing

Business or Organization Affiliation:

LAPD Hollywood Division

Address:

1358 N. Wilcox LA.

Street

City

State

Zip

Business phone:

213 485-4301

Representing:

LAPD

CHECK HERE IF YOU ARE A PAID SPEAKER AND PROVIDE CLIENT INFORMATION BELOW:

Client Name:

Phone #:

Client Address:

Street

City

State

Zip

Please see reverse of card for important information and submit this entire card to the presiding officer or chairperson.

CITY OF LOS ANGELES SPEAKER CARD

Date

07-09-04

Council File No., Agenda Item, or Case No.

3

I wish to speak before the PUBLIC WORKS
Name of City Agency, Department, Committee or Council

Do you wish to provide general public comment, or to speak for or against a proposal on the agenda? () For proposal
() Against proposal
Name: LIEUTENANT MIKE PARKER () General comments

Business or Organization Affiliation: LOS ANGELES COUNTY SHERIFF'S DEPT.

Address: TRANSIT SERVICES BUREAU - RED LINE SUBWAY
Street City State Zip

Business phone: 323-563-5000 Representing: SILLY STRING ISSUE

CHECK HERE IF YOU ARE A PAID SPEAKER AND PROVIDE CLIENT INFORMATION BELOW:

Client Name: _____ Phone #: _____

Client Address: _____
Street City State Zip

Please see reverse of card for important information and submit this entire card to the presiding officer or chairperson.

CITY : LOS ANGELES SPEAKER BOARD

Date
7/9/04

Council File No., Agenda Item, or Case No.
3

I wish to speak before the Public Works CTR - 04-0772
Name of City Agency, Department, Committee or Council

Do you wish to provide general public comment, or to speak for or against a proposal on the agenda? For proposal
Name: J. M. Fisher Against proposal
 General comments

Business or Organization Affiliation: Hollywood United Neighborhood Council

Address: _____
Street City State Zip

Business phone: 818-429-6770 Representing: _____

CHECK HERE IF YOU ARE A PAID SPEAKER AND PROVIDE CLIENT INFORMATION BELOW:

Client Name: _____ Phone #: _____

Client Address: _____
Street City State Zip

Please see reverse of card for important information and submit this entire card to the presiding officer or chairperson.

CITY OF LOS ANGELES SPEAKER CARD

Date

July 9, 2004

Council File No., Agenda Item, or Case No.

3

I wish to speak before the

Public Works Comtee

Name of City Agency, Department, Committee or Council

Do you wish to provide general public comment, or to speak for or against a proposal on the agenda? For proposal

- Against proposal
 General comments

Name:

KEVIN MORRISON

Business or Organization Affiliation:

Hollywood Ent. District

Address:

1680 N. Vine St. #216

Street

City

State

Zip

Business phone:

323 4636767

Representing:

BID

CHECK HERE IF YOU ARE A PAID SPEAKER AND PROVIDE CLIENT INFORMATION BELOW:

Client Name:

Phone #:

Client Address:

Street

City

State

Zip

Please see reverse of card for important information and submit this entire card to the presiding officer or chairperson.

CITY OF LOS ANGELES SPEAKER CARD

Date 7/9/04

Council File No., Agenda Item, or Case No. 3

I wish to speak before the PUBLIC WORKS
Name of City Agency, Department, Committee or Council

Do you wish to provide general public comment, or to speak for or against a proposal on the agenda? For proposal
 Against proposal
Name: GLEN DAKE General comments

Business or Organization Affiliation: CD-13

Address: _____
Street City State Zip

Business phone: _____ Representing: _____

CHECK HERE IF YOU ARE A PAID SPEAKER AND PROVIDE CLIENT INFORMATION BELOW:

Client Name: _____ Phone #: _____

Client Address: _____
Street City State Zip

Please see reverse of card for important information and submit this entire card to the presiding officer or chairperson.



Hollywood Entertainment District
Property Owners Association
1680 N. Vine Street, Suite 216
Hollywood, CA 90028
phone 323 463 6767 fax 323 463 1839

HED Property
Owners
Association
Directors

★★★

John Tronson
President
Tronson Investment
Group

Joel Fisher
Vice President
The Avalon

Tej Sundher
Secretary
Hollywood
Guinness/Wax
Museums

Rick Beltz
Treasurer
M + S Management

Chris Bonbright
Whitley Court Partners

Lynda Bybec
MTA

Donelle Dadigan
Max Factor Bldg.

David Gajda
Hollywood Software

William Hertz
Mann Theatres

Nathan Korman
1723 Wilcox

Ron Radachy
Oasis of Hollywood

Alan Sieroty
Sieroty Company

Robert Victor
Vanowen Realty
Corporation

Monica Yamada
CIM Group LLC

★★★

Kerry Morrison
Executive Director

July 9, 2004

TO: Members of the Public Works Committee
Los Angeles City Council
Honorable Greig Smith
Honorable Tom LaBonge
Honorable Jan Perry

FROM: Kerry Morrison, Executive Director 
Hollywood Entertainment District Property Owners Association

SUBJECT: Prohibition on Sales and Possession of Silly String on Halloween
Council File 04-0772
Public Works Committee, 7/9/04, Item 3

Thank you for your consideration of an ordinance to ban POSSESSION and SALES of silly string in the Hollywood Entertainment District on Halloween. Though the City Council may consider an extension of this ban to other parts of the city, in Hollywood, our problems currently occur on one night of the year.

Background

Each Halloween, Hollywood Boulevard plays the unwitting host to a "spontaneous combustion" of people who arrive on the Boulevard in search of an event. We are informed that this tradition preceeds the formation of the business improvement district (BID) in late 1996, but since that time, the tradition has continued, and the evening's antics have taken on a more sinister tone.

Official estimates have placed the crowd at 50,000 to 100,000, and with the exception of last year, the LAPD and DOT have had to close down the Boulevard from LaBrea to Vine to accommodate the crush of people. (1)

(1) The Boulevard remained open last year as pedestrian activity was lighter than normal owing to a combination of a heavy downpour and the MTA strike.

Received in Cite on 7-9-04 by AA

Most of the people who come to Hollywood Boulevard on Halloween are from the surrounding neighborhoods, and many families come with children dressed in costume and walk up and down the street. Unfortunately, few stores remain open, and the night has come to be known at Hollywood's biggest "non-event event."

An ominous "tradition" has taken hold which has become the activity of choice for many people. Silly string vendors materialize early in the evening, and sell silly string out of backpacks, baby strollers and shopping carts. As the night progresses, the use of silly string becomes more intense and assaultive. People run through the crowd shooting silly string at children, passersby, police officers and horses. Cans are discarded into the street, and accumulate in the curbs and storm drains.

By the end of the evening, tens of thousands of empty silly string cans line the roadbed, curbs and sidewalks. The Boulevard is covered in a veritable carpet of silly string, and string drips from tree branches and from the sides of buildings.

Action

The Hollywood Entertainment District Property Owners Association (HEDPOA) has asked for assistance from Councilmember Eric Garcetti to bring this tradition to a halt. We are gravely concerned that the wanton and brazen use of silly string is a disaster waiting to happen, first and foremost. We applaud his introduction of a motion to bring this issue to the attention of the Council's Public Works Committee.

We request the city's adoption of an ordinance to ban possession and sale of silly string, particularly within the Hollywood Entertainment District on Halloween night. An effective ordinance was adopted by the city of New Orleans because of similar problems experienced during Mardi Gras. (In fact, similar bans exist in at least a dozen cities across the U.S.) We can provide a copy of the New Orleans ordinance if necessary.

The reasons why such an ordinance is needed are several-fold:

(1) The aggressive use of silly string by Halloween revelers represents an assault on citizens' safety and well-being on Halloween night. Near riots have occurred when there are silly string "battles," and as the night progresses, the behavior becomes more brazen and dangerous.

(2) The ability of LAPD to maneuver through the streets and sidewalks, in the event of a major incident, is compromised by the littering of the streets with tens of thousands of silly string cans. Horses, motorcycles and

officers on foot will find the streets and sidewalks littered with obstacles, slippery and unsafe as a result. Further, in the event of a melee, silly string cans could be used as weapons.

(3) The resulting clean up after Halloween night requires a battalion of street sweepers and crews to sweep up cans and silly string debris from the roadbed, curbs and sidewalks.

(4) Thousand of empty cans end up the in the storm drains and end up in the Bay. The city's Watershed Protection Division of the Bureau of Sanitation has gone on record approving a ban on silly string because of the impact on the 81 catch basins along the Boulevard. They have indicated that in addition to cans in the ocean, "particles of silly string will potentially harm and kill marine life that mistake these items for food."

(5) Property and business owners end up cleaning up snippets of string from their door-fronts, facades and trees for weeks.

(6) An internet search reveals that the Consumer Product Safety Commission recalled a brand of silly string in 1999 owing to flammability concerns.

(7) Festival event planners are discouraged from considering an organized event on Halloween night because of the unabashed use of silly string. Stores choose to close down because of fears related to a crowd that grows more unruly as the night progresses. The continuation of this "tradition" runs counter to the community's efforts to revitalize the Hollywood Entertainment District.

(8) Finally, the sales of tens of thousands of cans of silly string are illegal, resulting in non-taxed or regulated sales in the public-right-of-way.

Thank you for your consideration of this ordinance. We look forward to working with city staff on the development of an ordinance that will be enforceable and promote public safety for Halloween night.

cc: HEDPOA Board of Directors

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WATERSHED PROTECTION DIVISION
850 South Spring St., Suite 700
Los Angeles, CA 90014-1911

(213) 647-8350
FAX: (213) 647-5443

October 23, 2001

Honorable Eric Garcetti
Councilmember
200 N. Spring Street
Room 470, City Hall
Los Angeles, CA 90012

Dear Councilmember Garcetti:

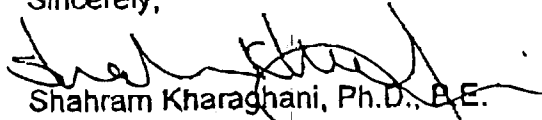
STORM DRAIN POLLUTION OF HOLLYWOOD BOULEVARD ON HALLOWEEN NIGHT

On behalf of City of Los Angeles' Watershed Protection Program (Bureau of Sanitation), we would encourage you to consider any attempts by the Hollywood Business Improvement District to reduce the amount of trash entering the City's storm drains during Halloween night festivities on Hollywood Boulevard.

Sara McPherson (Hollywood BID) contacted us regarding the problem of silly-string material and spent containers entering the storm drains each Halloween night. Her business group has taken steps in reducing these pollutants entering the storm drains. Hundreds of empty canisters of silly-string are thrown onto the street and 81 catch basins along Hollywood Boulevard, and silly-string is impacted into the asphalt. These items are flushed into the storm drain system where they eventually make their way to Santa Monica Bay. Once in the ocean, particles of silly-string will potentially harm and kill marine life that mistake these items for food.

Therefore, we support any efforts that are taken to reduce amounts of this trash entering the storm drain system along Hollywood Boulevard during Halloween night, and encourage you to do the same.

Sincerely,


Shahram Kharaghani, Ph.D., P.E.
Program Manager

SK/JHD:ema
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PUBLIC WORKS

MOTION


APR 20 2004

Recently there has been a problem with vendors selling what is commonly known as 'silly string' at various major holidays and events such as the Hollywood parade as well as the Chinese New Year parade. 'Silly string' is a product which when used emits a string-like or streamer-like substance that is shot or expelled from a pressurized container.

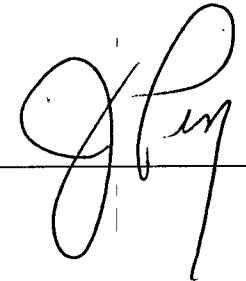
This product creates a great nuisance, significantly adds to the trash problem and can also raise security issues at these mass gatherings. Several cities throughout the nation, including New Orleans have enacted ordinances to ban the sale of 'silly string' along designated parade routes.

I THEREFORE MOVE that the City Attorney be requested to prepare and present an ordinance which would prohibit the sale of 'silly string' during parades and other special events, inasmuch as this product can create potential health, safety and welfare concerns for members of the public who attend parades and other similar events.

PRESENTED BY:


ERIC GARCETTI
Councilman, 13th District

SECONDED BY:



PUBLIC WORKS

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 APR 20 2004