



**MICHAEL N. FEUER**  
CITY ATTORNEY

REPORT NO. R 1 8 - 0 0 0 3  
JAN 1 0 2018

**REPORT RE:**

**REVISED DRAFT ORDINANCE ADDING SECTION 41.58.1 TO THE  
LOS ANGELES MUNICIPAL CODE TO PROHIBIT LOUD OR UNRULY  
GATHERINGS AT RESIDENCES IN THE CITY OF LOS ANGELES**

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. 12-1824-S1

Honorable Members:

Pursuant to the request of the City Council, this Office previously prepared and transmitted a draft ordinance to prohibit loud or unruly gatherings at residences in the City of Los Angeles. On December 12, 2017, the City Council approved the recommendations of the Public Safety Committee and Planning and Land Use Management Committee to revise the draft ordinance to: (1) amend Subsection (d) so that the 30 days posting date restarts if the notice is removed, altered, tampered with or defaced; and (2) amend Subsection (h) to make the administrative fines \$100 for the first violation, \$500 for the second violation, \$1,000 for the third violation, \$2,000 for the fourth violation, \$4,000 for the fifth violation, and \$8,000 for the sixth and subsequent violations.

The revised draft ordinance also specifies the requirements for the posted notice required under Subsection (c) to ensure visibility, and deletes language in Subsection (a)(3) of the original draft ordinance, which provided that Loud or Unruly Conduct does not include constitutionally protected activity. The deleted language was unnecessary because Loud or Unruly Conduct is defined only to include conduct that is unlawful –

unlawful conduct is not constitutionally protected. The revised draft ordinance, consistent with City Council's direction, is enclosed and approved as to form and legality.

Council Rule 38 Referral

A copy of the revised draft ordinance was sent, pursuant to Council Rule 38, to the Los Angeles Police Department, with a request that all comments, if any, be presented directly to the City Council at the time this matter is considered.

If you have any questions, please contact Deputy City Attorney Heather Aubry at (213) 978-8393. She or another member of this Office will be present when you consider this matter to answer questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 

DAVID MICHAELSON  
Chief Assistant City Attorney

DM:HA:pj  
Transmittal