

ORDINANCE NO. _____

An ordinance amending Sections 57.105.6.5, 57.105.7.1.3, 57.4701.2, 57.4701.3, 57.4701.4 and 57.4701.9 of Article 7, Chapter V of the Los Angeles Municipal Code to require a permit from the Los Fire Department for the temporary use of a building or premise for assembly purposes; and adding Sections 57.4701.11 and 57.4701.12 to require crowd management and medical plans for certain assembly occupancies.

WHEREAS, there are occasions when buildings or premises are temporarily used as a place of assemblage, e.g., for the grand opening of a business, promotion of a product line, or a red carpet event;

WHEREAS, currently, the temporary use of a building or premise as a place of assemblage requires only a permit issued from the Los Angeles Department of Building and Safety (DBS);

WHEREAS, although DBS requires the permit applicant to procure the approval of the Los Angeles Fire Department (LAFD), there is no specific authority or requirement within the Los Angeles Municipal Code (LAMC) for formal LAFD approval; and

WHEREAS, the City desires to establish specific authority within the LAMC for formal LAFD approval for a building or premise not normally approved to be used as a place of assemblage and to require crowd management and medical plans for certain assembly occupancies.

NOW, THEREFORE,

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

Section 1. Section 57.105.6.5 of Article 7, Chapter V of the Los Angeles Municipal Code is amended to read as follows:

An Operational Permit is required to engage in the business of operating a place of assemblage. A place of assemblage is any building or premises having assemblage capacity greater than 49 persons designed for entertainment, instruction, worship, meetings, display, or consumption of food or drinks. It includes the showing of motion pictures when an admission is charged, the premise is open to the public and has a capacity of ten or more persons.

Sec. 2. A new Subsection 8 is added to Section 57.105.7.1.3 of Article 7, Chapter V of the Los Angeles Municipal Code to read as follows:

8. The temporary use of a building or premise as a place of assemblage where there is not an existing Operational Permit under Section 57.105.6.5.

Sec. 3. Section 57.4701.2 of Article 7, Chapter V of the Los Angeles Municipal Code is amended in its entirety to read as follows:

SEC. 57.4701.2. PERMIT REQUIRED.

A permit is required to engage in the business of operating a place of assemblage or to use a building or premise as a place of assemblage.

1. No person may engage in the business of operating a place of assemblage without a valid permit issued from the Chief in accordance with Section 57.105.6.5.

2. No person may use a building or premise as place of assemblage without a valid permit issued from the Chief in accordance with Section 57.105.7.1.3.

3. Pursuant to Section 57.105.5, the failure to comply with any provision of this article may result in the denial, suspension, or revocation of a permit issued under Sections 57.105.6.5 and 57.105.7.1.3.

Sec. 4. Section 57.4701.3 of Article 7, Chapter V of the Los Angeles Municipal Code is amended in its entirety to read as follows:

SEC. 57.4701.3. MANAGEMENT RESPONSIBILITY.

The owner, manager, or person in control of any assembly occupancy shall be responsible for compliance with the fire and life safety provisions of this chapter. Such person shall:

1. Provide to the Department documentation that all fire protective systems within the building or premise have been maintained and are functioning properly;

2. Upon request by the Department, provide the name, address, and telephone number of the owner, manager, representative, or lessee of the building or premise; and

3. Be physically present and provide constant supervision at the building or premise during the time that the assembly occupancy is open to the public.

Pursuant to Section 57.104.18, the Department may require a Fire Safety Officer to be present during the time that the assembly occupancy is open to the public.

Sec. 5. Section 57.4701.4 of Article 7, Chapter V of the Los Angeles Municipal Code is amended to read as follows:

The person in control of any assembly occupancy shall provide and maintain exits, seating arrangements, exit signs, occupant loads, and access facilities in accordance with Sections 57.1001 through 57.1031.

Sec. 6. Section 57.4701.9 of Article 7, Chapter V of the Los Angeles Municipal Code is amended in its entirety to read as follows:

SEC. 57.4701.9. STANDING CONCERT ATTENDANCE INSIDE STRUCTURES.

No person shall conduct, operate, maintain or allow standing concert attendance inside a structure.

EXCEPTION: Assembly occupancies with occupant loads below 1,000 may utilize standing concert attendance under the provisions of a Special Permit from the Chief pursuant to Section 57.105.8 of this article. Such permit shall be issued only if it is demonstrated to the satisfaction of the Chief that the physical layout of the event and the proposed safety measures are adequate to insure that the audience will neither rush the stage nor gather at the stage in such a manner as to create a dangerous level of crowd density. In evaluating the adequacy of such layout and safety, the Chief shall consider the anticipated size, volatility, and behavior of the audience as demonstrated by the past history of like audiences.

Sec. 7. A new Section 57.4701.11 is added to Article 7, Chapter V of the Los Angeles Municipal Code to read as follows:

SEC. 57.4701.11. CROWD MANAGEMENT.

The owner, manager, or person in control of any assembly occupancy with an anticipated attendance of 1,000 or more persons must submit a crowd management plan as part of the permit application. The crowd management plan must be approved by the Chief before the permit is granted and must satisfy all the safety needs of the assembly occupancy, including the safety of the persons in the area surrounding the assembly occupancy. At a minimum, the plan must demonstrate or contain the following elements:

1. The layout of the event is satisfactory for the safe movement of the crowd between different areas of the assembly occupancy;
2. The contingency for entry at the start of the assembly occupancy;

3. The contingency for exiting at the end of the assembly occupancy;
4. The contingency for evacuation and evacuation safe locations;
5. The number and assignments of the crowd management personnel; and
6. Safeguards against the development of dangerous levels of crowd density.

Sec. 8. A new Section 57.4701.12 is added to Article 7, Chapter V of the Los Angeles Municipal Code to read as follows:


SEC. 57.4701.12. MEDICAL PLAN.

Except for assembly occupancies that are classified as Group A or Group E occupancies, the Department has the authority to prescribe or require the development of an approved medical plan for an assembly occupancy if the Department determines that such occupancy may adversely impact the delivery of public safety services (e.g., diminishing access to buildings, structures, fire hydrants, and fire apparatus access roads, etc.). The failure to secure approval for a required medical plan or to implement a medical plan as approved may result in the denial, suspension or revocation of a permit issued under Section 57.105.6.5 or Section 57.105.7.1.3.

Sec. 9. 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 at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By 
LINDA N. NGUYEN
Deputy City Attorney

Date 7/25/18

File No. 18-0235

M:\PGEN\PGEN\LINDA NGUYEN\Ordinances\Temp Use Assembly\Ordinance

I hereby certify that the foregoing ordinance was passed by the Council of the City of Los Angeles.

CITY CLERK

MAYOR

Ordinance Passed _____

Approved _____