

April 29, 2024

Breezy Point Councilmembers-

With the council considering an event permit directly resulting from the expansion of disc golf, I would like to make a request.

By way of background, it's important to understand that Cities like Breezy Point adopt ordinances to, among other things, provide for the orderly delivery of city services which promote and protect the health and safety of its residents. In fact, as the City of Breezy Points Comprehensive plan as currently written, has several guiding principles, one of which states, "safe neighborhoods: Residents feel that safe neighborhoods are a fundamental element that makes Breezy Point a strong community". This is an important statement given the purpose of the Comprehensive Plan is to support the City ordinances and policies in place.

The City has ordinances which outline the rules associated with City operations, not the least of which is appropriate conduct in City Parks. As the expansion of the disc golf has been open for use, residents have repeatedly made reports to staff and City Council, of several acts violating City Ordinance. Some of those violations include people smoking tabaco/vaping, drinking alcohol, and trespassing onto private property.

It has been brought before the council several times that the ordinance violations are essentially creating a public nuisance, meaning residents no longer have the free and comfortable use of their private property. As an example, residents have spoken about disc golfers trespassing onto their property or while being on their property hearing profanity repeatedly. City Code Chapter, 153 defines nuisance as "anything that interferes with the use or enjoyment of property, endangers personal health or safety, or is offensive to the senses, such as excessive smoke, odor, noise, heat, vibration, glare, traffic generation, visual impact and other similar interferences or offenses."

Before an event permit is approved, I am requesting the Council consider the following actions:

- 1.) Obtain the City Attorney's Opinion on the Councils duty to enforce City Ordinances, especially violations resulting in a nuisance.
- 2.) Table action on the event permit until Council can consider the City Attorney's Opinion.
- 3.) Not authorize any events to be held that would require a permit until the City Attorney's opinion can be acted on by the City Council.

Taking these steps will allow time for the City Council to understand ramifications of City Ordinance violations constituting a nuisance in not being enforced before having larger groups using the course compounding the current issues at hand.

Respectfully



Brad Scott