

## **RESOLUTION 2023-38**

### **Resolution establishing a City-designated overnight camping area pursuant to Forest Grove City Code Section 94.05**

**WHEREAS**, in June 2023 the Forest Grove City Council adopted Ordinance 2023-04, adding Chapter 94, Regulation of Camps and Camping on Public Property, to the City's Code; and

**WHEREAS**, Chapter 94 complies with ORS 195.530 and federal case law regarding local jurisdictions' regulation of camping on public property by individuals experiencing homelessness; and

**WHEREAS**, Chapter 94 establishes reasonable time, place and manner regulations for camping on public property when shelter is not available for persons experiencing homelessness; and

**WHEREAS**, as part of those regulations, section 94.05 authorizes the City Council to identify a "City-designated camping area"; and

**WHEREAS**, when the Council designates such an area, and there is space available in the area, camping is prohibited on all other City property; and

**WHEREAS**, individuals camping in the City-designated camping area remain subject to the time (7pm to 7am) and manner regulations established in Chapter 94; and

**WHEREAS**, the City Council evaluated five City-owned locations throughout the City to determine an appropriate location to use as a City-designated camping area; and

**WHEREAS**, the criteria used to evaluate the potential locations included proximity and access to services, transit, employment, and community resources; impacts to the neighborhood; enforceability; and geographic and demographic distribution; and

**WHEREAS**, the City Council wishes to designate a portion of the southeast City Hall parking lot as the City-designated camping area;

**NOW THEREFORE, THE CITY OF FOREST GROVE RESOLVES AS FOLLOWS:**

**Section 1:** Forest Grove City Code Chapter 94.05 authorizes the City Council to designate an overnight camping area for use when shelter is not otherwise available for a person experiencing homelessness.

**Section 2.** Pursuant to the authority in Section 94.05 the City Council designates the southeast portion of the City Hall parking lot, located between Council Street and Ash Street and as depicted in Exhibit A, as the City-designated overnight camping area.

**Section 3:** After the effective date of this Resolution City staff will hold “good neighbor” meetings to receive feedback from the community about the City-designated camping area and to address any concerns they may have pertaining to its establishment and operation.

**Section 4:** City staff will brief City Council within six months and report on usage, neighborhood comments, cleanliness, and funding.

**Section 5:** After the effective date of this Resolution, persons experiencing homelessness without access to available shelter must use the City-designated camping area to camp within the City of Forest Grove, if space is available, subject to the time, place and manner regulations in Chapter 94.

This resolution is effective October 1, 2023.

**PRESENTED AND PASSED** this 28<sup>th</sup> day of August, 2023.

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Jaime Zaik, Acting City Recorder

**APPROVED** by the Mayor this 28<sup>th</sup> day of August, 2023.

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Malynda Wenzl, Mayor