

CITY OF FOREST GROVE
LEGISLATIVE HEARING SCRIPT

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AGENDA ITEM F. 1.

ORDINANCE NO. 2023-04 AMENDING FOREST GROVE CODE OF ORDINANCES
TITLE IX (GENERAL REGULATIONS) BY ADDING CODE CHAPTER 94, REGULATION OF
CAMPS AND CAMPING ON PUBLIC PROPERTY; REPEALING § 92.15, CAMPING; AND
AMENDING TITLE XIII (GENERAL OFFENSES) §130.06, CONSUMPTION OF
INTOXICANTS ON PUBLIC PROPERTY, PUBLIC RIGHTS-OF-WAY, AND PUBLIC
PREMISES

Instructional Note: Only read text in **blue**.

Public Hearing Continuation Announcement: This is a legislative hearing requiring City Council consideration at two meetings. At the JUNE 12th Council meeting, the Council held first reading concerning **Ordinance 2023-04**.

1. **Staff Report:** **Police Chief Reimann & City Attorney Driscoll** will now brief the City Council on any new information received since the last meeting.
2. **Council Questions of Staff:** Do any Councilors have clarifying questions for staff?
3. **After Staff Report – Public Testimony:** *Any substantive amendment to a proposed ordinance must be read aloud before the Council enacts the ordinance.*

Before proceeding with the Public Hearing on **Ordinance 2023-04**, I will now read aloud **Section 2 of the Ordinance (Definition of Intoxicants and in Exhibit A, Section 95.06.C.13.) as amended:**

Section 2: The City Council hereby amends Forest Grove Code of Ordinances Title XIII (General Offenses) §130.06 as follows:

CONSUMPTION OF ~~ALCOHOLIC BEVERAGES~~ **INTOXICANTS** ON PUBLIC PROPERTY,
PUBLIC RIGHTS-OF-WAY, AND PUBLIC PREMISES.

- (A) No person may consume any ~~alcoholic beverage~~ **intoxicants** or possess an open container of any ~~alcoholic beverage~~ **intoxicants** on any public property, any public rights-of-way, or upon any premises open to the public unless licensed or permitted for that purpose by the State Liquor Control Commission. **“Intoxicants” means liquors, non-legally prescribed controlled substances, inhalants, cannabis, psilocybin, that, when taken into the human body, can impair the person’s mental or physical faculties to a noticeable and perceptible degree.**

95.06.C.13

The consumption of intoxicants, **as defined by Section 130.6**, is prohibited on city property. **as per Section 130.06: Consumption of intoxicants on public property, public rights-of-way and public**

premises.

I will now continue the Public Hearing on **Ordinance 2023-04** for its **SECOND READING**.

1. City Recorder is there anyone via Zoom who would like to comment on the proposed Ordinance? [If so, please use the "Raise Hand" option. Please provide your name and address for the record. Please limit your comments to three minutes.]
 2. Members of the audience who signed-in may now present testimony on the proposed Ordinance. [If you wish to testify, please provide your name and address for the record and limit comments to three minutes]. Call Proponents? Opponents? Others?
 3. Is there anyone else in the audience who did not sign-in but would like to testify? If so, please come forward and please provide your name and address for the record and limit comments to three minutes.
4. **Public Testimony (Council Questions)**: Do any Councilors have clarifying questions regarding the testimony provided?
 5. **Close Public Hearing**: If there are no further questions, I will now close the Public Hearing.
 6. **Motion**: I will now ask for a motion to adopt **Ordinance 2023-04** by title for its SECOND READING.

State The Motion: This motion is... **ORDINANCE 2023-04 AMENDING FOREST GROVE CODE OF ORDINANCES BY ADDING CODE CHAPTER 94, REGULATION OF CAMPS AND CAMPING ON PUBLIC PROPERTY; and REPEALING § 92.15, CAMPING; AND AMENDING TITLE XIII (GENERAL OFFENSES) §130.06, CONSUMPTION OF INTOXICANTS ON PUBLIC PROPERTY, PUBLIC RIGHTS-OF-WAY, AND PUBLIC PREMISES**

Is there a second? **After Seconded**: Do any Councilors wish to comment on the motion?

7. **After Council Deliberations**: City Manager please read the Ordinance by title only for its SECOND READING? City Recorder, please call the roll.

Let the record show the motion passes AND **Ordinance 2023-04** is adopted [*or / the motion fails and the ordinance is not adopted*].

IF THE MOTION FAILS: Is there a motion to modify the ordinance as proposed? Is there a second? Do any Councilors wish to comment on the motion? City Recorder, please call the roll. The motion passes / fails.

Effective Date: Ordinances take effect on the 30th day after enactment, or on a later day provided in the ordinance. An ordinance may take effect as soon as enacted or other date less than 30 days after enactment if the ordinance contains an emergency clause.