



CITY OF ORLAND STAFF REPORT
MEETING DATE: September 17, 2024

TO: Honorable Mayor and Councilmembers

FROM: Greg Einhorn, City Attorney

SUBJECT: **Camping Prohibition** (Discussion/Direction)

BACKGROUND:

Earlier this year the City Council, at the request of Mayor Dobbs, took up consideration of a possible ordinance to prohibit the use of camping equipment in the City, with particular attention to regulating the use of parks during the daytime, and to prohibit camping in the parks. Points were considered including but not limited to the need to protect civil liberties such as the legitimate use of picnic blankets and pop-up shade tents.

Given that a pending SCOTUS decision was expected soon that could impact and inform the legal environment of this discussion, Council directed Staff to table the topic.

ANALYSIS:

The Supreme Court's recent ruling enables municipalities to develop and enforce a no-camping measure, within certain bounds, but without respect to shelter bed space.

The ruling also enables municipalities to develop measures to address what can be termed the "precursors" of camping, including "sit/lie" prohibitions, prohibiting use of public property for storage of personal property, and prohibiting sleeping in vehicles.

Staff is seeking direction from the Council as to the scope of an ordinance ((1) no-camping; (2) "sit/lie," (3) public property storage prohibition; (4) sleeping in vehicles prohibition), continuing the discussion, or concluding the matter.

RECOMMENDATION:

Direct Staff.

FISCAL IMPACT OF RECOMMENDATION: N/A