

ADOPTED BY THE
MAYOR AND COUNCIL

March 17, 2015

ORDINANCE 11250

RELATING TO PUBLIC SAFETY; AMENDING CHAPTER 25, STREETS AND SIDEWALKS, OF THE TUCSON CODE BY CREATING A NEW ARTICLE VI, SECTION 25-93, "CROWD MANAGEMENT EVENT"; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TUCSON, ARIZONA, AS FOLLOWS:

SECTION 1. Chapter 25 of the Tucson Code is amended by creating a new Article VI, Crowd Management Event and adding a new Section 25-93 to read as follows:

Sec. 25-93. Crowd Management Event.

(a) *Definition.* A Crowd Management Event ("Event") means a gathering of 100 or more persons, planned or unplanned, that requires for its safe execution, the provision and coordination of law enforcement services to a degree above the level that the city normally provides and that poses, or is likely to pose, a direct threat to public and private property, the possibility of physical injury to those present within the Event, or both.

(b) *Determination of Crowd Management Event.* The determination of an Event shall be made by the Chief of Police in consultation with the Director of the Transportation Department. The Chief shall designate the geographical boundaries of the Event area. Within those boundaries, the Chief or the Chief's designee may utilize any sign, barricade, property, equipment, or traffic control device necessary to define the boundaries of the Event; and may issue an order prohibiting entry into the Event if the order is necessary to maintain public safety.

(c) *Prohibited Activities.* The following activities are prohibited within the boundaries of the Event:

(1) Entry, whether vehicular or pedestrian, by any person into the boundaries of the Event if the Chief of Police or the Chief's designee has issued an order to prohibit such entry based upon a determination that the order is necessary to maintain public safety within the boundaries of the Event.

(2) Throwing or propelling any object.

(3) Operating a drone or other unmanned aerial vehicle above the boundaries of the Event.

(4) Damaging, destroying, or defacing any public or private property.

(5) Possessing any deployed agent, device, or other equipment utilized by a peace officer for the purpose of crowd management or control.

(6) Wearing a gas mask, helmet, or other protective clothing that allows a person to avoid the effects of any deployed agent, device, or other equipment utilized by a peace officer for the purpose of crowd management or control.

(7) Wearing a mask or taking other measures to hide one's identity.

(8) Walking, running, or otherwise moving through a police line or otherwise obstruct peace officers in the discharge of their duties.

(9) Refusing or failing to leave the Event area after an order to do so is given by a peace officer.

(10) Assaulting, obstructing, resisting, or hindering any peace officer or firefighter in the discharge of their duties.

(11) Removing, displacing, or interfering with any lawfully placed sign, barricade, property, equipment, or other traffic control device used in connection with a spontaneous special event.

(d) A violation of this Section is a misdemeanor.

SECTION 2. The various City officers and employees are hereby authorized and directed to perform all acts necessary and desirable to give effect to this Ordinance.

SECTION 3. WHEREAS, it is necessary for the preservation of the peace, health, and safety of the City of Tucson that this Ordinance become immediately effective, an emergency is hereby declared to exist, and this Ordinance shall be effective immediately upon its passage and adoption.


PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Tucson, Arizona March 17, 2015.

MAYOR

ATTEST:

APPROVED AS TO FORM:

REVIEWED BY:



CITY ATTORNEY

CITY MANAGER

DD/dg
3/9/2015