

ATTACHMENT 1

ORDINANCE O2026-XX

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANTECA, STATE OF CALIFORNIA, AMENDING CHAPTER 12.12 "PARKS AND RECREATION FACILITY USE" OF THE MANTECA MUNICIPAL CODE TO ALTER PARK HOURS

WHEREAS, the Manteca Municipal Code (MMC), Chapter 12.12 "Parks and Recreation Facility Use" regulates the use of parks, playgrounds, and recreation facilities throughout the City of Manteca ("City"); and

WHEREAS, Section 12.12.100 of Chapter 12.12 sets forth the general use regulations for public parks within the City; and

WHEREAS, Section 12.12.100, subsection (E) prohibits remaining, staying, or loitering in a public park between the hours of 11:00 PM and 6:00 AM the following day; and

WHEREAS, the proposed amendment will close public parks from dusk to dawn in order to create consistency of park hours throughout the entire City, and to provide for clearer enforcement and consistent application of the MMC.

THE CITY COUNCIL OF THE CITY OF MANTECA DOES ORDAIN AS
FOLLOWS:

SECTION 1: Chapter 12.12, "Parks and Recreation Facility Use", Section 12.12.020 "Definitions" and Section 12.12.100 "General use regulations", subsection E are hereby amended as follows:

§ 12.12.020 **Definitions.**

The following words and phrases whenever used in this chapter shall be construed as defined in this section:

"Alcoholic beverages" means spirits, liquor, beer, wine and other liquid which contains one-half of one percent or more alcohol by volume.

"Amplified music, sound or speech" means music, sound or speech projected and transmitted by electronic equipment including amplifiers; the total output shall not exceed that shown in Tables I and II, Article 20, Section 20-301 of the Zoning Ordinance No. 537.

"Camping" means the occupation of any campers, trailers or other vehicles equipped for human habitation, or the erection of any tent, or other shelter, or the arrangement of sleeping bags or bedding for the purpose of, or which will permit, remaining overnight.

ATTACHMENT 1

"Children's playground area" includes areas containing the playground apparatus or tot lots.

"City manager" means the city manager, assistant city manager, or designee.

"Dawn" means the time each day when the sun's upper edge first appears above the horizon. Official times may be determined from any reputable published source, including government or meteorological agencies.

"Director" means the department head of the city's parks and recreation department or designee.

"Dusk" means the time each day when the sun's upper edge disappears below the horizon. Official times may be determined from any reputable published source, including government or meteorological agencies.

"Parks" includes all parks, parkways, greenbelts, and any other property owner by the city, including structures thereon, and used, operated or maintained for recreational purposes, whether passive or active. "Owned" includes any property interest under which the department of parks and recreation operates, maintains or controls the property. The term shall include any property owned and maintained as open space, including undeveloped sites for future parks.

"Picnic area" means the special area set aside with tables for the purpose of picnicking.

"Picnicking" means the consumption of food and beverage.

"Trash" means garbage, refuse, litter, paper, vegetable matter and rubbish.

"Vehicle" includes gasoline, electric or other fuel powered devices by which any person or object may be propelled, moved or drawn including go-carts, dirt bikes, minibikes, model cars, boats and planes.

§ 12.12.100 General use regulations.

The following acts or activities are prohibited:

E. Being at any park between dusk to dawn of the following day, or as may otherwise be designated by minute order or resolution of the city council;

SECTION 2: Severability. If any section, sub-section, subdivision, paragraph, clause or phrase in this Ordinance, or any part thereof, is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, sub- section, subdivision, paragraph, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more sections,

ATTACHMENT 1

subsections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

SECTION 3: Effective Date. This Ordinance shall become effective thirty (30) days following adoption.

City of Manteca, a municipal corporation

MAYOR: _____

GARY SINGH

ATTEST: _____

CASSANDRA CANDINI-TILTON
CITY CLERK

STATE OF CALIFORNIA }
COUNTY OF SAN JOAQUIN }
CITY OF MANTECA } SS:

I, Cassandra Candini-Tilton, City Clerk of the City of Manteca, do hereby certify that the foregoing Ordinance had its first reading and was introduced during the public meeting of the City Council on the ____ day of _____, 2026, and had its second reading and was adopted and passed during the public meeting of the City Council on the ____ day of _____, 2026, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____

CASSANDRA CANDINI-TILTON
City Clerk