

ORDINANCE NO. 21-0007

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH
AMENDING MANHATTAN BEACH MUNICIPAL CODE CHAPTER
9.60 REGULATING BANNERS IN THE PUBLIC RIGHT-OF-WAY

THE MANHATTAN BEACH CITY COUNCIL DOES ORDAIN AS FOLLOWS:

SECTION 1. The City Council hereby amends Manhattan Beach Municipal Code Chapter 9.60 by adding a definitions section to read as follows:

“9.60.005 – Definitions.

For the purposes of this Chapter, the following phrases have the following meanings:

- A. “Civic Events”: Events held by the City, City Business Improvement Districts, Manhattan Beach Unified School District, Beach Cities Health District, County of Los Angeles, or other governmental entities.
- B. “City Co-Sponsored Events”: Events that do not qualify as a Civic Event, that the City co-sponsors.
- C. “Public Service Announcements”: Messages that promote programs, activities, or services of government entities, or impart information generally regarded as serving the public interest.”

SECTION 2. The City Council hereby amends Manhattan Beach Municipal Code Section 9.60.010 to read as follows:

“9.60.010 - Permit required to place decorations or banners in the public right-of-way.

It shall be unlawful for any person to hang or suspend any banner, flag, pennant, or decoration (collectively, “banner” or “banners”) over any street or other portion of the public right-of-way, or cause the same to be done, without first obtaining a permit from the City Manager or the City Manager’s designee. The City will issue banner permits only for Public Service Announcements, and Civic Events and City Co-Sponsored Events that are open to the public and free of charge.”

SECTION 3. The City Council hereby amends Manhattan Beach Municipal Code Section 9.60.070 B related to removal of banners to read as follows:

“B. Removal of Banner.

- 1. **Pole Banners.** Within five days of City notification of the termination, suspension, or revocation of a pole banner permit, the permittee shall remove the pole banner from the existing hardware. In the event the

permittee fails to remove the pole banner, the City may remove the banner, and the permittee shall reimburse the City for its costs of removal.

2. **Street Banners.** Not earlier than three days after the City notifies a permittee that a street banner permit has been terminated, suspended, or revoked, the City will remove the banner and any related cables or cable attachments. The permittee shall reimburse the City for its costs of removal.”

SECTION 4. INTERNAL CONSISTENCY. Any provisions of the Municipal Code, or any other resolution or ordinance of the City, to the extent that they are inconsistent with this Ordinance are hereby repealed, and the City Clerk shall make any necessary changes to the Municipal Code for internal consistency.

SECTION 5. SEVERABILITY. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or their application and, to this end, the provisions of this Ordinance are severable.

SECTION 6. CERTIFICATION. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause this Ordinance to be published within 15 days after its passage, in accordance with Section 36933 of the Government Code.

ADOPTED on _____, 2021.

AYES:

NOES:

ABSENT:

ABSTAIN:

SUZANNE HADLEY
Mayor

ATTEST:

LIZA TAMURA
City Clerk