

## DRIFTWOOD PUBLIC LIBRARY SUPPLEMENTAL RULES OF CONDUCT

The Rules of Conduct set forth in LCMC 12.18.060 are supplemented by the following Supplemental Rules.

Users of the Driftwood Public Library are expected to enjoy the facility and services of the Library in a manner that also allows other users to enjoy the Library. In the interests of protecting the rights and safety of patrons and staff members, and to preserve and protect library materials, facilities, and property, Driftwood Public Library prohibits the following conduct on library property:

- Leaving one or more children under the age of 10, who reasonably appear to be unsupervised or unattended, anywhere on library premises.
- Consuming or ingesting any food, drink, or any other substance, except for prescription drugs, is prohibited on the premises, except that food and drink is permitted in designated areas. Designated areas are posted. Water in a spill-resistant container is permitted through-out the facility.
- Smoking or using tobacco products in the Library and on the Library grounds.
- Entering or remaining in the library building with bare feet or with no shirt.
- Using personal electronic devices in a manner that disturbs others. Headphones must be used with all sound producing equipment. Cell phone ringers must be silenced and cell phones set to vibrate while in the Library.
- Bringing animals inside library buildings (with the exception of service animals or those animals allowed for a library event) or leaving an animal tethered and unattended on library premises.
- Intentionally or recklessly obstructing access to any entrance or exit, including emergency exits.
- Being in the Library while under the influence of alcohol or illegal substances.
- Running in the library, including lobby, hallways, meeting rooms and bathrooms.
- Entering or remaining in areas marked "Employees Only" or "Authorized Personnel Only" is expressly prohibited and will be prosecuted as trespass. Employees and authorized contractors are permitted in such areas as authorized by the Library Director.

- Any other behavior that infringes upon the rights of others to enjoy the Library's principal purpose of education and quiet study; other behaviors include soliciting, petitioning or canvassing patrons or distributing written materials to patrons while patrons are within the Library. Such prohibitions do not apply outside the library wood doors provided ingress and egress is not obstructed, or to groups making pre-arranged use of the library meeting rooms, provided materials are distributed only to attendees in the meeting room.

**12.18.060 Municipal Rules of conduct.**

While on or about city property:

- A. No person shall violate any federal, state, or city of Lincoln City law.
- B. No person shall enter or remain on any city property for purposes other than to conduct legitimate business with the city or to use that property lawfully under the laws and rules that apply.
- C. No person shall enter or attempt to enter any secure portion of any city property that is not open to members of the general public without authorization from the city manager or a designee.
- D. No person shall deface, damage, or destroy city property.
- E. No person shall engage in conduct that degrades the appearance of city property, including but not limited to depositing trash, defacing property, or spitting.
- F. No person shall engage in conduct that disrupts or interferes with operations of the city government, or disturbs city customers or employees, including but not limited to conduct that creates unreasonable noise or consists of loud or boisterous physical behavior.
- G. No person shall engage in conduct that subjects customers or employees of the city government to annoyance or alarm, including but not limited to conduct that involves the use of abusive or threatening language or gestures.
- H. Unless specifically authorized, no person shall use a public place for the purpose of housing or camping, including but not limited to placing objects such as vehicles, bicycles, backpacks, carts, or other items in a manner that interferes with free passage.
- I. No person shall refuse to obey any direction of a city government employee.
- J. No person shall violate any provisions posted on any city parking facility. (Ord. 2012-04 § 2)

**12.18.070 Enforcement and exclusion.**

A. An exclusion issued under the provisions of this chapter shall be for the following timeframes:

1. Thirty days for an exclusion based on an offense not covered by subsection (A)(2) or (A)(3) of this section.
2. Ninety days if the basis for the exclusion is a misdemeanor offense created by state law or city ordinance. In addition, if the person to be excluded has been excluded from any public place at any time within two years before the date of the present exclusion, the exclusion shall also be for 90 days.
3. One hundred eighty days if the basis for the exclusion is a felony or a sex offense as defined by state law. In addition, if the person to be excluded has been excluded from one or more public places on two or more occasions within two years before the date of the present exclusion, the exclusion shall also be for 180 days.
4. Nothing herein precludes a no-contact condition of pretrial release or probation condition which operates to exclude the individual from specified public properties.

B. If a person is issued a subsequent exclusion while a previous exclusion is stayed pending appeal (or pending judicial review, should a court stay the exclusion), the stayed exclusion shall be counted in determining the appropriate length of the subsequent exclusion. If the previous exclusion is set aside, the term of the subsequent exclusion shall be reduced, as if the previous exclusion had not been issued. If multiple exclusions issued to a single person for one public place are simultaneously stayed pending appeal, the effective periods of those which are affirmed shall run consecutively. (Ord. 2013-11 § 1; Ord. 2012-04 § 2)

**12.18.080 Warning – Conduct subject to exclusion.**

Before issuing an exclusion under this chapter, the police officer (or person authorized to enforce rules implementing this chapter) shall first give the person a warning and opportunity to desist from the violation of law or rule. An exclusion shall not be issued if the person promptly complies with the direction and desists from violating the law or rule.

Notwithstanding the provisions of this section, no warning shall be required if the person is to be excluded for engaging in conduct that:

A. Is classified as a felony or as a misdemeanor under the following chapters of the Oregon Revised Statutes, or is an attempt, solicitation or conspiracy to commit any such felony or misdemeanor defined in the ORS:

1. ORS Chapter [162](#), Offenses Against the State and Public Justice;

2. ORS Chapter [163](#), Offenses Against Persons;
  3. ORS Chapter [164](#), Offenses Against Property, except for ORS [164.805](#), Offensive Littering;
  4. ORS Chapter [165](#), Offenses Involving Fraud or Deception;
  5. ORS Chapter [166](#), Offenses Against Public Order; Firearms and Other Weapons; Racketeering;
  6. ORS Chapter [167](#), Offenses Against Public Health, Decency and Animals;
  7. ORS Chapter [475](#), Controlled Substances; Illegal Drug Cleanup; Paraphernalia; Precursors; or
- B. Otherwise involves a controlled substance or alcoholic beverage; or
  - C. Has resulted in injury to any person or damage to any property; or
  - D. Constitutes a violation of any of the following provisions of this code:
    1. Chapter [6.08](#) LCMC, Dogs;
    2. LCMC [6.04.020](#), Dangerous animals;
    3. LCMC [9.08.010](#), Loitering;
    4. LCMC [9.08.020](#), Discharge of weapons;
    5. LCMC [9.08.050](#), Overnight camping on public property;
    6. LCMC [9.08.030](#), Urination or defecation in public places, except if the conduct involves only urination on a permeable surface (such as grass, dirt, mulch or other plant materials) in a park;or
  - E. Is conduct for which the person previously has been warned or excluded for committing in a public place. (Ord. 2012-04 § 2)