

# TIGARD MUNICIPAL CODE

## **Chapter 7.50 AUTHORITY TO RESTRICT ACCESS TO CERTAIN AREAS.**

### **Sections:**

#### **7.50.010 Threat To Health Or Safety.**

#### **7.50.020 Criminal Investigation.**

#### **7.50.030 Restrict Or Deny Access.**

#### **7.50.040 Unlawful To Enter Or To Refuse To Leave.**

#### **7.50.050 News Media.**

#### **7.50.060 Violation--Penalty.**

#### **7.50.010 Threat To Health Or Safety.**

Whenever a threat to the public health or safety is created by any fire, explosion, accident, cave-in, or similar emergency, catastrophe or disaster, or by disturbance, riot, presence of an armed person, hostage being held, or other disturbance, an officer of the police department may restrict or deny access to persons to the area where such threat exists, for the duration of such threat, when the presence of such persons in such area would constitute a danger to themselves, or when such officer reasonably believes that the presence of such persons would substantially interfere with the performance of the police or other emergency services. (Ord. 86-07 §1 (part), 1986).

#### **7.50.020 Criminal Investigation.**

Whenever it appears to be reasonably necessary to investigate, or to preserve or collect evidence of criminal acts, an officer of the police department may restrict or deny access to any room, building or enclosure, or any open area, by cordoning off such area by the use of persons, vehicles, ropes, markers, or any other means. (Ord. 86-07 §1(part), 1986).

#### **7.50.030 Restrict Or Deny Access.**

As used in this chapter, "restrict or deny access" means that the officers of the police department have the authority to regulate or prohibit the presence or movement of persons or vehicles to, from or within any area, to evacuate persons, and to move or remove any property therefrom, until the reason for such restriction or denial of access no longer exists. (Ord. 86-07 §1(part), 1986).

#### **7.50.040 Unlawful To Enter Or To Refuse To Leave.**

It is unlawful for any person to enter or to refuse to leave any area closed or restricted in access pursuant to Section 7.50.010 or Section 7.50.020 above, unless such person has specific statutory authority or the permission of the on-scene ranking officer of the police department to be within such area. (Ord. 86-07 §1(part), 1986).

#### **7.50.050 News Media.**

In accordance with the authority granted by this chapter, and in consideration of the law enforcement and emergency services needs involved, provision shall be made for reasonable access to such areas by members of the media for the purpose of news gathering and reporting. (Ord. 86-07 §1(part), 1986).

#### **7.50.060 Violation--Penalty.**

Violation of this chapter shall be punishable in accordance with Section 7.28.040 of the Tigard Municipal Code. (Ord. 86-07 §1(part), 1986).■