



CITY OF ESCONDIDO RECREATION FACILITIES CODE OF CONDUCT

The rules and policies stated in this Recreation Facilities Code of Conduct are intended to promote a safe, courteous, and respectful atmosphere at all City of Escondido (“City”) recreation buildings and facilities. Please be advised that all City recreation facilities are subject to the provisions set forth in Chapter 18 of the Escondido Municipal Code (“EMC”) and any violation of Chapter 18 may result in immediate expulsion from City recreation facilities, fines, and/or administrative citations.

For more information regarding the City’s recreation facilities, including hours of operation and locations, please visit: <https://recreation.escondido.org/facilities>.

STANDARDS OF CONDUCT

All individuals, including facility users, program participants, staff, volunteers, spectators, and visitors, must adhere to the following standards of conduct **at all times** while at City recreation facilities:

1. Comply with all applicable City policies, federal laws, state laws, and local laws, including but not limited to Chapter 18, Article 4, of the EMC.
2. Refrain from any conduct resulting in disturbance or disruption of facility functions, City staff, or other individuals at the facility, including by loud or unusual noise, sounding of an automobile horn, sounding of a noise-making device, the use of profane or obscene gestures, or by the use of abusive or threatening language.¹
3. Refrain from engaging in physical aggression towards City staff or other individuals at the facility, including but not limited to pushing, shoving, striking, or any other non-consensual touching.
4. Treat others with respect and refrain from any disparaging remarks, verbal abuse, and aggressive behavior.
5. Respond to security alarms, emergency alarms, and other emergency situations as instructed by City staff.
6. Leave City buildings and facilities at the designated closing time or as otherwise directed by City staff.
7. Limit use of City buildings and facilities to authorized areas only.
8. Present identification at the request of City staff.
9. Treat City property with respect and make a reasonable effort to clean up all areas of use.
10. Refrain from eating or drinking inside the facility, except in designated areas.
11. Children under the age of 10 must be accompanied by a parent or guardian at all times while at the

¹ EMC Section 18-91.

facility.

12. Patrons must wear appropriate attire at all times while at the facility. Failure to wear a shirt, clothing, or shoes as designed to be worn may result in immediate expulsion from the facility.²
13. Refrain from personnel hygiene offensive to others, including offensive body odor, excessive use of perfumes or fragrances, or uncleanliness that could damage facility resources.
14. Refrain from using City restrooms, fountains, or other water sources for bathing, shaving, washing hair, or laundering clothes.
15. Use of carts, bicycles, roller skates, scooters, skateboards, or other similar wheeled devices is prohibited inside a facility.³
16. Photography, video, or audio recording within the facility shall only be permitted with the City's prior written consent.
17. Personal possessions may not be stored anywhere on facility property, including in or behind bushes, trees, shrubs, or walls. Unattended personal property that poses a danger to facility patrons (including but not limited to blocking aisles, walkways, paths of travel, halls, elevators, stairs, seats, entrances, or exits) may be removed from the facility and disposed of at the discretion of facility staff. Personal possessions may be brought into City facilities subject to the following limitations:
 - a. Personal items may be no larger than 10" x 16" x 24" (standard backpack size);
 - b. A maximum of two items per person are allowed, subject to the combined size limit provided above; and
 - c. Items inappropriate for facility use, including bicycles, tools, and wagons, are not permitted inside City facilities.
18. The following actions are strictly prohibited while on City property:
 - a. Smoking, use of related tobacco products, or e-cigarettes, except in designated areas;
 - b. Unauthorized possession of firearms, weapons, knives, fireworks, or any dangerous items of any kind;
 - c. Unauthorized use of incendiary devices, candles, matches, lighters, or similar items;
 - d. Disturbance of the peace and quiet of a recreational area by any loud or unusual noise, use of profane or obscene gestures, or by the use of abusive or threatening language;
 - e. Unauthorized alcohol consumption or possession; and
 - f. Illicit drug consumption or possession.

DISCIPLINARY PROCESS

A person who violates the rules and standards contained in this Code of Conduct or other posted regulations ("Violator") may receive a verbal or written warning from City staff. The Director of Community Services shall maintain records of any violations and disciplinary actions. If a Violator fails to correct a violation, then the Violator shall be ejected from the facility. If a Violator fails to leave upon request, City staff will contact the Escondido Police Department for appropriate assistance.

Any person who intentionally interferes with facility operations, including ejection of a Violator, or refuses to leave the facility premises after directed to do so by a City staff or a law enforcement, is guilty of a

² Requirements regarding appropriate attire may vary depending on the City facility. For example, a bathing suit, swim trunks, or "board shorts" must be worn while using the City's James Stone Pool.

³ Use of wheeled devices are permitted at the Escondido Sports Center. This standard does not apply to manually-operated or power-driven devices being used by individuals with mobility disabilities for the main purpose of indoor or of both indoor and outdoor locomotion.

misdemeanor. (California Penal Code § 602.1.) An ejection will include, at minimum, a three-business-day suspension of facility access.⁴ Any person who fails to leave or who re-enters the recreational facility in violation of EMC Section 18-70 may be subject to a \$1,000 fine and/or six months in jail.

If a Violator has a subsequent violation of this Code of Conduct within 90 days of a warning or any suspension of access, the Violator may be immediately ejected from the facility as a repeat offender. A warning is not a prerequisite for serious violations of this Code of Conduct. Subsequent or serious violations (e.g., violent acts, threats of violence, menacing, intimidating behavior, inappropriate physical contact) may result in a longer term of suspension from the facility.

The Director of Community Services or the Director's designee may impose increasingly longer-term suspensions when necessary to ensure the quiet peaceful enjoyment of the facility by all members of the community. Longer terms of suspensions are necessary to address repeated, pervasive, or serious violations of the Code of Conduct.

APPEAL PROCESS OF AGGRIEVED PARTY

Any person aggrieved by decisions of City staff may appeal an ejection or suspension of facility access. A person challenging an ejection may ask to immediately speak with a facility supervisor.

For any suspension, the Violator may file a written notice of appeal with the Director of Community Services. A notice of appeal shall include the name, address, and phone number of the Violator and a concise statement addressing the facts and circumstances that resulted in the protested disciplinary action. Upon receipt of a notice of appeal, the Director of Community Services may stay the suspension until the appeal is resolved. For suspensions of seven days or longer, the Violator must file a notice of appeal within five days of the suspension start date.

An aggrieved party may demand a hearing with the Director of Community Services for suspensions of 30 days or more. The hearing shall be informal and the rules of evidence shall not apply. The Director of Community Services shall provide all documents related to the exclusion to the appellant at least five days prior to the hearing and shall promptly schedule the hearing within 15 days after the City receives the notice of appeal. The hearing shall afford an opportunity for the appellant to be present and to present evidence in support of their position. Except for exclusions of 90 days or more, the decision of the Director of Community Services will be final.

For a 90-day or longer suspension, the aggrieved party may appeal a Director of Community Services decision to the City Manager.⁵ In such case, the decision of the City Manager will be final.

⁴ The day of an ejection does not count toward the suspension period.

⁵ The City Manager may designate an individual to hear the appeal.