

## Hannah Politzer

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**From:** Havel, Curtis <CHavel@marincounty.org>  
**Sent:** Saturday, February 06, 2021 12:16 PM  
**To:** Havel, Curtis  
**Cc:** Brady, Jenna  
**Subject:** RBRA weekly update - Sausalito Tent Encampment

**CAUTION:** External Sender

Greetings,

Last night I attended the Sausalito City Council special meeting to consider actions addressing the tent encampment just south of Dunphy Park ([https://legistarweb-production.s3.amazonaws.com/uploads/attachment/pdf/818767/Staff\\_Report.pdf](https://legistarweb-production.s3.amazonaws.com/uploads/attachment/pdf/818767/Staff_Report.pdf)).

Sausalito's City Attorney, Mary Wagner, asserted that the city could regulate the location and timing of sleeping outdoors, as well as other reasonable regulations consistent with *Martin v. City of Boise*, 920 F.3d 584 (9th Cir. 2019). However, attorney Anthony Prince representing the occupants of the camp cited a recent ruling out of Santa Cruz where the court granted a temporary injunction prohibiting the city from clearing the camp due to pandemic health concerns. City staff made it very clear that this action would move the camp to a location with better services (restrooms, temporary showers and water) and thus be in greater compliance with CDC health requirements.

The Sausalito City Council voted 4 to 1 (Blaustein dissenting) to adopt resolutions relocating the tent encampment from Dunphy Park to Marinship Park (just west of the Army Corps of Engineers Debris Yard). The resolution would allow occupants of the camp to sleep at Marinship Park from sunset to sunrise, but would require them to remove their belongings from the park during daylight hours. A friendly amendment was put forward by Councilmember Susan Cleveland-Knowles that the daily "decampment" would not commence until a storage facility was available for camp occupants to locate their belongings in during daylight hours.

For more information about last night's meeting, please visit <https://www.sausalito.gov/Home/Components/Calendar/Event/10498/366>

Feel free to give me a call if you would like to discuss this matter further.

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The Richardson's Bay Regional Agency (RBRA) is a local government agency serving Belvedere, Mill Valley, Tiburon, and unincorporated Southern Marin. RBRA is dedicated to maintaining and improving the navigational waterways, open waters, and shoreline of Richardson's Bay.

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