

ORDINANCE NO. 351

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HIDDEN HILLS
REGARDING MOTION PICTURE AND TELEVISION PRODUCTIONS AND AMENDING
CHAPTER 9 OF TITLE 2 OF THE HIDDEN HILLS MUNICIPAL CODE

Section 1. Section 2-9-3 (Definitions) of Chapter 9 (Motion Picture and Television Productions) of Title 2 (Municipal Finances) of the Hidden Hills Municipal Code is hereby amended to read as follows:

“2-9-3: DEFINITIONS: As used in this Chapter, the following terms shall be defined as follows:

“City Produced Public Access Films” shall mean motion picture production or television production produced by or in association with the City. No person, directly or indirectly, shall receive a profit from the marketing and production of these films or tapes, or from showing the films or tapes.

“Family Video” shall mean the filming or videotaping of motion pictures solely for private non-commercial use.

“Filming Activity” includes all activities associated with a Motion Picture or Television Production or Reality Film Production regardless of the medium used (including without limitation analog, digital, film, tape, etc.). Such activities include without limitation staging (including preparation and strike work), shooting, producing, video recording, and filming Motion Pictures and Television Productions and/or Reality Film Productions.

“Filming Location” means the actual property or properties used for any Filming Activity.

“Motion Picture and Television Production” shall mean any and all motion pictures, television shows, television programs, videos, online video, or commercials (collectively “programs”), regardless of the method that will be used to disseminate such programs (including without limitation, movie theaters, over-the-air broadcasts, cable television, satellite, internet, direct to disk, closed circuit, limited exhibition, etc.).

“Reality Film Productions” shall mean any unscripted activity filmed by a camera person, as an objective observer, whether for documentary, news or entertainment purposes, that follows a subject(s) in his/her/their normal day-to-day activities and uses no special sets or equipment in the production, regardless of the method that will be used to disseminate such Reality Film Productions (including without limitation, movie theaters, over-the-air broadcasts, cable television, satellite, internet, direct to disk, closed circuit, limited exhibition, etc.).

“Student Films” shall mean a person engaged in Motion Picture and Television Production to satisfy a course or curriculum requirement at an educational institution. The student must supply proof that he/she is currently enrolled.

“Studios” shall mean an established or fixed place of business where filming or videotaping for Motion Picture and Television Production is regularly conducted upon the premises.”

Section 2. Section 2-9-5 (Exemption from Provisions) of Chapter 9 (Motion Picture and Television Productions) of Title 2 (Municipal Finances) of the Hidden Hills Municipal Code is hereby amended to read as follows:

2-9-5: EXEMPTIONS FROM PROVISIONS: The provisions of this Chapter shall not apply to the following:

“A. News Productions: Current news productions, which includes reporters, photographers or cameramen in the employment of a newspaper, news service, broadcasting station or similar entity engaged in the broadcasting of news events.

B. Established Studios: Productions which are conducted within legally established commercial motion picture/television/still photography Studios.

C. Family Video, City Produced Public Access Films, and Student Films.

D. Filming of a single residence or other property for the purpose of making a visual recording to showcase the residence or property for sale to third parties. Filming under this provision shall require the property owner’s consent.”

Section 3. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, or invalid, or ineffective.

PASSED, APPROVED AND ADOPTED this 26th day of January, 2015.

ATTEST:


Deana L. Graybill, CMC, City Clerk


Marvin Landon, Mayor