

## COUNTY OF SANTA CLARA CITIES & SOCIAL HOST ORDINANCES

<u>CITY/TOWN</u>	<u>ORDINANCE/MUNI. CODE</u>	<u>SOCIAL HOST ORD.</u>	<u>DATE</u>	<u>EXPLANATION</u>
Campbell	None	No		Criminal codes only
Cupertino	None	No		Criminal codes only
Gilroy	Ord. 2007-14 Sec. 19C	Yes	7/8/2007	
Los Altos	Title 7 , Ord. 7.0.030	Yes	2/25/1989	
Los Altos Hills	County	No		In process with City Manager
Los Gatos	M.C. Sec. 18.30.010	Yes	6/9/2008	
Milpitas	Ord. 280, Ch. 7	Yes	2/16/2010	
Monte Sereno	M.C. 4.16.010	Yes	8/31/1990	Joint police w/Los Gatos
Morgan Hill	M.C. 9.13	Yes	9/2/2009	
Mt. View		No		Criminal codes only
Palo Alto	M.C. 9.04.040	Yes	12/3/2007	
San Jose	Ord. 29088. Ch. 10.30	Yes	5/15/2012	
Santa Clara	Ord. 9.05.020	Yes	11/24/2009	
Saratoga	M.C. 6-15.120	Yes	6/4/2008	
Sunnyvale	Ord. 2327-90/M.C. 9.50.030	Yes	6/8/1990	

**County of Santa Clara** Ch. III, Sec. B13-36 Yes 1/1/2009

The purpose of a social host ordinance is, "To enforce laws prohibiting the consumption of alcoholic beverages by underage persons, as well as to deter the service of alcoholic beverages to and consumption of alcoholic beverages by underage persons at certain gatherings; and to protect public health, safety, general welfare, and quiet enjoyment of property..."

**State of California** Civil Code Sec. 1714 (d) Yes 1/1/2011

In California, laws already exist to address the problem of adults who furnish alcoholic beverages to underage persons. (Cal. Bus. & Prof. Code § 25668(b) and Bus. & Prof. Code § 25658.2) In contrast, social host liability laws hold individuals responsible for underage drinking events on property they own, lease or otherwise control.

**Note: Eleven (11) cities have a Social Host Ordinance and three (3) cities and one (1) town do not.**

**Yes: Gilroy, Los Altos, Los Gatos, Milpitas, Monte Sereno, Morgan Hill, Palo Alto, San Jose, Santa Clara, Saratoga & Sunnyvale**

**No: Campbell, Cupertino, Los Altos Hills & Mt. View**