



Legislation Details (With Text)

File #: 131031 **Version:** 0

Type: Ordinance **Status:** Passed

File created: 11/26/2013 **In control:** COMMON COUNCIL

On agenda: **Final action:** 12/17/2013

Effective date:

Title: An ordinance relating to repeated occurrence of nuisance activities.

Sponsors: ALD. BOHL, ALD. DAVIS, ALD. ZIELINSKI

Indexes: NUISANCES

Attachments: 1. Notice Published on 1-8-14

Date	Ver.	Action By	Action	Result	Tally
11/26/2013	0	COMMON COUNCIL	ASSIGNED TO	Fail	
12/2/2013	0	PUBLIC SAFETY COMMITTEE	HEARING NOTICES SENT		
12/5/2013	0	PUBLIC SAFETY COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	4:0
12/5/2013	0	CITY CLERK	Sponsor added		
12/17/2013	0	COMMON COUNCIL	PASSED	Pass	15:0
12/20/2013	0	CITY CLERK	Sponsor added		
12/23/2013	0	MAYOR	SIGNED		
1/8/2014	0	CITY CLERK	PUBLISHED		

131031
ORIGINAL

ALD. BOHL, DAVIS, ZIELINSKI

An ordinance relating to repeated occurrence of nuisance activities.

- 80-10-3-a-1-0 am
- 80-10-6-a-0 am
- 80-10-6-a-2 am

Currently, whenever the chief of police determines that the police department has responded to 3 or more nuisance activities that have occurred at a premises on separate days during a 30-day period or that the police department has responded to 2 or more nuisances of certain types that have occurred at a premises within one year, the chief of police may notify the premises owner or other responsible party in writing that the premises is a nuisance.

Under this ordinance, each separate and distinct incident shall constitute a nuisance activity such that multiple separate and distinct incidents occurring at a premises on a single day will be considered separate nuisance activities.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 80-10-3-a-1-0 of the code is amended to read:

80-10. Chronic Nuisance Activities.

3. PROCEDURE. a. Notices.

a-1. Whenever the chief of police determines that the police department has responded to 3 or more nuisance activities that have occurred at a premises ~~[[on separate days]]~~ during a 30-day period or that the police department has responded to 2 or more nuisances of the types defined in sub. 2-c-1-e, i to L that have occurred at a premises within one year, the chief of police may notify the premises owner or other responsible party in writing that the premises is a nuisance. >>For purposes of this section, each separate and distinct incident shall constitute a nuisance activity, and 2 or more separate and distinct incidents occurring on the same day shall be counted separately.<< This notice shall contain:

Part 2. Section 80-10-6-a-0 is amended to read:

6. CHRONIC NUISANCE PREMISES.

a. Whenever a premises owner or other responsible party has been notified that a nuisance exists at his or her premises and has been billed ~~[[on]]~~ >>for<< 3 or more separate ~~[[dates]]~~ >>nuisance activities<< within a one-year time period for the costs of enforcement, the chief of police may designate the premises as a chronic nuisance premises. Delivery of this notice shall be made as set forth in sub. 3-b. The chronic nuisance premises letter shall contain:

Part 3. Section 80-10-6-a-2 of the code is amended to read:

a-2. A statement that the premises owner or other responsible party has been billed, ~~[[on]]~~ >>for<< 3 or more separate ~~[[dates]]~~ >>nuisance activities<<, for the costs of enforcement within a one-year time period, along with a concise description of the nuisance activities, bills and relevant sections of the code.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

LRB148453-1

TWM:lp:

11/8/2013