

September 4, 2018 update
Proposed Ordinance Changes – Summary

9.56.050 Public Good Order			
Original Ordinance Language	Proposed Language – March, 2018 City Council Hearing	Proposed Changes – July, 2018 based on Taskforce input (SEE DRAFT ORDINANCE CHANGES)	City Staff Recommendation
No purpose statement	Newly added focus for ordinance related to “excessive consumption of alcohol, use of illicit drugs, or improper use of controlled substances” and the secondary effects that this produces.	<ul style="list-style-type: none"> Change Neighborhood language to Community language to reaffirm that this is city-wide ordinance and not targeted at just certain neighborhoods. 	<ul style="list-style-type: none"> Retain but relocate to Chapter 9.52 as part of a public excessive intoxication ordinance
One subsection related to Public Good Order. Included content on loitering, obstructing, making disturbing noises/gestures, being annoying, and other similar language	Renamed to Public Behavior with Subsections related to: <ul style="list-style-type: none"> Public Good Order – new. 6 paragraphs related to loitering outside, obstructing people, loitering in building, refusing to leave, loud/disturbing/annoying behavior Physical Neighborhood disruption – new. 2 paragraphs related to trash and other objects in yards Public Intoxication – new language 	<ul style="list-style-type: none"> Clarified and simplified language to make more understandable – i.e. deleted archaic language such as “so as to obstruct the same”. Decreased Public Good Order (PGO) language from 6 paragraphs to 4 to simplify. Changed “annoy” to “harass” as group felt this was more clear and addressed concerns that annoy was very subjective. Added “unreasonably disturb” to language related to behavior to clarify that behavior needed to be significant. Deleted language related to inflatables in physical neighborhood disruption as group felt this was targeted and not related to other issues. Changed section title to state Public Excessive Intoxication to clarify that this was about high risk situations and was related only to excessive use. Added language to clarify that intoxication must be excessive, clear, and demonstrable. Clarified language to solidify that this applies only if both excessive intoxication was evident AND behavior that indicated person is or is reasonably likely to cause harm to self/others. Having only one of these would not meet the criteria of this specific ordinance. Added vulnerable to harm as a factor in addition to harm to self/others. Added language related to causing a disturbance to state that it is causing public disturbance to clarify connection to public behavior ordinance. 	<ul style="list-style-type: none"> Remove <u>B. Public Good Order</u> from discussion based on input that this tag line would make all other potential language changes not be supported. Move revised language from Taskforce discussion to other chapters in City Code: <ul style="list-style-type: none"> 9.56.050 <u>D. Public Excessive Intoxication</u> moved to Chapter 9.52 as a stand-alone public excessive intoxication ordinance 9.56.050 <u>C. Physical Neighborhood Disruption</u> moved to Chapter 9.36 as part of public nuisance chapter

		<ul style="list-style-type: none"> • Clarified and reordered the list of factors for determining excessive alcohol and other substance use. Added language that multiple observable factors needed to be present. • Created a definition for substance use in order to address concerns that there were issues not just related to alcohol and there was a community perception that this ordinance was only about alcohol. • Better defined public place so that it was clear. 	
9.79.020 Taxicabs and Motor buses			
Original Ordinance Language	Proposed Language – March, 2018 City Council Hearing	Proposed Changes – July, 2018 based on Taskforce input	
No existing ordinance language related to location and time of stops.	New language related to location and time of stops for motor bus or vehicle for hire dropping off 10 or more passengers in Historic Randall Park and the Third Ward Neighborhood. Included language on time, legally being able to park, and related to request/consent of occupant/owner.	<ul style="list-style-type: none"> • Changed to apply to whole city and not just 2 neighborhoods with concerns raised about this targeting certain neighborhoods and specific business. • Clarified language to reaffirm that if owner/occupant requested or consented to the drop-off that this would be allowable. • Added language to clarify that this does not restrict the picking up of passengers to assure safe rides home to address concerns related to perception that this would not be allowed. • Added language prohibiting the consumption of alcohol on vehicle/bus for hire to address concerns about potential unsafe behavior on bus. • Removed requirement that stops only could happen where legal parking occurred based on concerns expressed related to this being unnecessary. 	<ul style="list-style-type: none"> • Remove this section due to lack of consensus and distraction from primary focus of public excessive intoxication