

**§ 207-26. Disorderly houses.**

[Amended 5-19-2003 by Ord. No. 51]

**A.**

Definitions. "Disorderly house" shall mean any dwelling to which the police have responded eight or more times in any thirty-day period, involving the conduct of the owner, tenant(s), or tenants' co-habitees, guest or invitees, which would unreasonably disturb the community, the neighborhood or an individual, including, but not limited to: loud music; boisterous parties; sounds emanating from within the structure which are audible outside the dwelling; loud noise or fights involving tenants of the dwelling or their invitees; tenants or invitees of tenants being under the influence of drugs or intoxicating liquor; the arrest and conviction of tenants or their invitees for activities which constitute either a crime or civil infraction under either state or local law; and other similar activities. "Dwelling" is defined as any single- or multifamily residence or part thereof, including garages, outbuildings, exterior grounds and separate apartments. This section applies to all such conduct occurring at or within 300 feet of the dwelling.

**B.**

Notice of disorderly house.

**(1)**

Whenever a dwelling has been visited by the police four times, but fewer than eight times, in any thirty-day period, in relation to incidents which meet the above definition, the Police Department, or any other agent designated by the City Manager, may notify the owner of the circumstances involving the police responses.

**(2)**

Whenever a dwelling has been identified as a disorderly house by the City, the City shall provide written notification of the events which form the basis for the designation to the owner.

**(3)**

The notice shall require the owner or the owner's designated agent to meet with representatives of the City within five business days, or such time as is agreed upon by both parties. The intent of such meeting is to discuss the issues surrounding the circumstances involving the police responses to the disorderly house. At the meeting, the parties shall make a good-faith effort to reach a written agreement which will require the owner to make reasonable efforts to resolve the problems which have required police intervention.

**C.**

Violations.

**(1)**

The following shall be considered violations of this section:

**(a)**

Failure to attend the meeting with the City.

**(b)**

Failure to make a good-faith effort to reach an agreement.

**(c)**

Failure to comply with the agreement.

**(2)**

The first violation of this section will result in a fine of \$100 being imposed against the owner. The second and all subsequent violations will result in a maximum fine of \$500. If the City is

required to bring an action in court to enforce this section, it may seek injunctive relief and will be entitled to its reasonable attorney's fees.