



STAFF REPORT ON PROPOSED LEGISLATION

To: Mayor Gavin Buckley

From: David Jarrell, City Manager

Date: November 19, 2020

Subject: R-63-20: Drug-Loitering Free Zone

This resolution designates the area within 500 feet of 111 Clay Street as a drug-loitering free zone as requested by the property owner and due to three or more arrests from drug activity in the area. The designation will remain in effect for 24 months after adoption of the resolution.

This designation allows police officers to order persons meeting any of the following three criteria to move on from the zone. The criteria are as follows:

1. The person is behaving in a manner indicating that the person is remaining at or in a public place located within a drug-loitering free zone for the purpose of engaging in drug-related activity as demonstrated by any of the following acts: repeatedly approaching vehicles or making hand signals associated with drug-related activity to the drivers and/or passengers of vehicles; while in a vehicle, repeatedly calling or making hand signals associated with drug-related activity to individuals outside of the vehicle; distributing small objects to other persons; exchanging currency for small objects; warning others of the arrival or presence of a police officer; concealing himself or herself or any small object from view; or engaging in a pattern of any other conduct normally associated by law enforcement agencies with the illegal distribution, purchase or possession of drugs; or
2. The police officer has received reliable information from a reliable source indicating that the person is engaging in drug-related activity in a drug-loitering free zone; or
3. The person is a known unlawful drug user, possessor, seller or buyer and is currently subject to a judicial order prohibiting his/her presence in a high drug activity geographic area.

Violators are guilty of a misdemeanor, and upon conviction, may be subject to imprisonment or a fine, or both.

Prepared by David Jarrell, City Manager