TOWN OF PARADISE VALLEY

Unruly Gatherings Ordinance Update

Town Code, Chapter 10 Offenses, Section 10-13-2, Section 10-13-3, Unruly Gatherings, Section 10-13-7, Penalties, and Chapter 1, Article 1-9, Penalty, Section 1-9-3, Civil Penalty Prescribed

Town Council
September 10, 2020

BACKGROUND

- At is June 10, 2020 meeting, Council asked staff to research & provide improvements to the Unruly Gathering ordinance during the summer break

- Staff has prepared draft ordinances to expand the scope of the responsibility of Owners of properties where an Unruly Gathering occurs (whether it is a short term rental, long term rental or otherwise) and to increase the penalties for Owners where possible

UNRULY GATHERINGS

- Ordinance No. 2020-10 amends Sections 10-13-2, 10-13-3 and 10-13-7 of Chapter 10 of the Town Code so as to provide greater penalties (criminal charges) for Owners who are not present at an Unruly Gathering that occurs on their property but who:
  - were aware of the social activity on their property that led to an Unruly Gathering; or
  - had been notified that an Unruly Gathering had occurred on their property within 180 days of a subsequent Unruly Gathering
- Greater civil penalties, up to $2,500, may now be assessed to an Owner who was not present and not aware of the occurrence of the social activity that led to an Unruly Gathering citation on their property but had been notified that an Unruly Gathering had previously occurred on the property within one hundred eighty (180) days prior
- Allows for increased penalties for civil violations

CHAPTER 1, CIVIL PENALTIES

Ordinance No. 2020-11 changes Article 1-9 Penalty, and is amending outdated Section 1-9-3 of the Town Code to remove the cap of $750 for civil code violations and updating it to “the maximum permitted by law,” which is currently $2,500 per violation

WAIVER

Section VIII b) 2) of the Council Rules of Procedure regarding the adoption of ordinances will be waived for these two Ordinances and they may be adopted immediately

QUESTIONS?

Does the Council desire to adopt Ordinance No. 2020-10 and Ordinance No. 2020-11?