

FLAGSTAFF POLICE DEPARTMENT

911 SAWMILL RD • FLAGSTAFF, ARIZONA 86001 • (928) 779-3646

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Chief of Police
Kevin Treadway

Nuisance Party Ordinance Flagstaff City Code 6-08-001-0005 Effective Date June 18, 2015

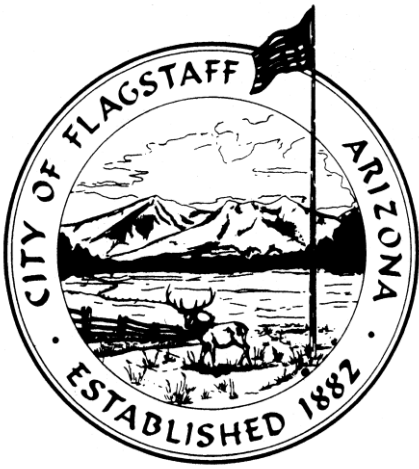
Nuisance Party is defined as a gathering of 5 or more persons on any private property, including property used to conduct business, *in a manner which caused a disturbance of the quiet enjoyment of private or public property by any person or persons*. Such disturbances may include, but are not limited to, excessive noise or traffic, obstruction of public streets by crowds or vehicles, drinking in public, the service of alcohol to minors or consumption of alcohol by minors, fighting, disturbing the peace, and littering.

- The following people CAN be cited for a civil violation if at the party:
 - (1) ANY Persons attending the party *who engage in any conduct that causes the party to be a nuisance* i.e. causing the excessive noise, littering, drinking in public etc. (see definition above)
 - (2) An occupant or tenant
 - (3) Guest of a tenant
 - (4) Any sponsor or host or organizer of the event
 - (5) Any owner of the property who is attending the party

- Civil Penalties for a violation of the statute for the persons listed above are as follows:
 - 1st Offense \$250.00 fee
 - 2nd Offense \$500.00 fee
 - 3rd or more Offense \$1000.00

- If criminal activity is occurring at the nuisance party in addition to the nuisance party itself such as minors in possession of alcohol or consuming alcohol, possession or use of illegal drugs, weapons misconduct or any felony offenses then fines are as follows:
 - 1st Offense \$500.00
 - 2nd Offense \$1000.00
 - 3rd Offense \$2000.00

- Owners of a property who do not have notice of the fact a nuisance party has occurred on their property will not be held civilly liable under the ordinance.



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B. F. Cooper

- Notice there has been a nuisance party will be mailed to the owner of the property at the address shown on the Coconino County Property Tax assessment records via certified mail. Once a return receipt for that certified mail is received the owner can be held civilly liable under this ordinance for any additional Nuisance parties that occur on the property 30 days after receipt of the notice. If a nuisance party occurs any time after the 30 day notice is received Notice of Violation will be sent to the owner via certified mail informing the owner they are now civilly liable under the ordinance and how they can apply to have any fees waived.
- An owner can apply to the Chief of Police within 10 business days of receipt of a Notice of Violation to waive the civil penalty if the owner has taken steps reasonably necessary to prevent other parties, agrees to actively participate in the Flagstaff Police Department's Crime Free Multi-Housing Program, or if over 100 individual units obtains private security on the property.