

PROPOSED PILOT PROGRAM
FOR AMENDED NOISE ORDINANCE

In the year Two Thousand Nine.....
Resolved by the City Council of the City of Burlington, as follows:

That WHEREAS, the Burlington City Council has adopted new ordinances to provide civil redress for nuisance behaviors (disorderly conduct, unlawful mischief and unlawful trespass) which have traditionally been addressed by the criminal justice system; and

WHEREAS, Mayor Bob Kiss endorsed the adoption of those new civil ordinances as an 18 month pilot project for purposes of exploring whether the quality of life concerns raised by the behaviors which these ordinances address can be better accomplished through a combination of civil fines and restorative justice programming; and

WHEREAS, amending the Noise Ordinance to more fully incorporate these pilot program methodologies is a logical next step in addressing public nuisance behaviors in the community; and

WHEREAS, implementing these pilot programs does not come without its cost as evidenced by the need to create a new part-time temporary position at the Community Justice Center for administration of offenders of these ordinances as well as requiring the Burlington Police Department and the City Attorney's Office to assume additional responsibilities; and

WHEREAS, the hope for the program is that it will successfully address community concerns in a manner that does not create an undue financial burden for the City of Burlington;

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NOW, THEREFORE, BE IT RESOLVED that as a part of this pilot program, joint reports from the Community Justice Center, the Burlington Police Department and the City Attorney's Office, as the joint sponsors of the pilot program shall be submitted to the City Council on or before June 1, 2010 and December 1, 2010, updating City Council on the status of the program; and

BE IT FURTHER RESOLVED that a final update report from the joint sponsors of the program shall be submitted to City Council on or before June 1, 2011, whereupon the City Council shall conduct a review of the program after receipt of the third report but not later than July 1, 2011 for purposes of examining whether the ordinances need to be modified, terminated or continued on as is.