

## **CHRONIC NUISANCE PREMISES ORDINANCE IN A NUTSHELL**

- 1. Nuisance activities which meet the threshold in a ninety (90) day period.**
  - a. Three (3) Enforcement actions on three (3) separate days;
  - b. Search warrant establishing PC that manufacture, distribution or delivery of controlled substance has occurred on or in association with the premises within 30 days prior to the date of search warrant application; or
  - c. One (1) Enforcement Action associated with the Premises resulting from the manufacture, delivery or distribution of a controlled substance.
- 2. Notice of Chronic Nuisance Premises sent to Premises owner.**
- 3. Premises owner meets with MPD and ACA Zilavy and submits, or works with MPD and ACA Zilavy to develop, an abatement plan.**
  - a. Owner can respond with appeal.
  - b. If owner fails to respond in 10 days, \$1,000 forfeiture
- 4. If property not owner-occupied, must attend landlord training within 30 days of Notice.**
  - a. Failure to attend = \$250 forfeiture.
- 5. Owner implements abatement plan and is working with MPD and making good faith effort to abate.**
  - a. Further enforcement suspended
- 6. Owner fails to implement plan, is not working with MPD or not making good faith effort.**
  - a. If after 15 days after Notice, there is additional Enforcement Action for Nuisance Activities, owner subject to forfeiture of not less than \$1,000 nor more than \$5,000 plus court costs and fees for each instance of Enforcement Action *and* subject to cost for police services and administrative cost of \$100.
- 7. Nuisance abated if no Enforcement Action for Nuisance Activities occurs for a period of six (6) months from the date stated on the Notice declaring the Premises a CPN.**
  - a. If nuisance not abated and owner not working with MPD or not making good faith effort to abate, use cost recovery provision of ordinance and/or evaluate for drug nuisance or public nuisance in circuit court.