

PUBLIC SAFETY COMMITTEE

May 10, 2018

The Public Safety Committee of the City of Mesa met in the lower level meeting room of the Council Chambers, 57 East 1st Street, on May 10, 2018 at 10:29 a.m.

COMMITTEE PRESENT

Christopher Glover, Chairman
Mark Freeman
Kevin Thompson

COMMITTEE ABSENT

None

STAFF PRESENT

Dee Ann Mickelsen
John Pombier
MaryGrace McNear

1. Items from citizens present.

There were no items from citizens present.

2-a. Hear a presentation and discuss an update on the City's efforts to combat human exploitation and trafficking.

Commander Dan Butler introduced Assistant Chief Sharon Burlingame and Sergeant Nicholas Lien, who displayed a PowerPoint presentation. **(See Attachment 1)** He defined human trafficking and explained the role the Mesa Police Department Human Exploitation and Trafficking Squad (HEat) plays in combating the issue in the community.

Commander Butler identified the non-profit organizations that partner with the HEat unit. He stated the Hickey Family Foundation (HFF) plays a vital role in the success of the HEat unit and explained the HFF contributed \$300,000 to support the team's operations. He added the staff reports back to the HFF on how the funds are being utilized and the results of their efforts. He stated the Operation Underground Railroad organization is also a significant contributor to the HEat unit and recently facilitated the purchase of a new computer forensic vehicle and earmarked \$230,000 for the equipment that will be placed in the new vehicle. He commented that the vehicle will be used to help with human trafficking and child pornography cases. He reported the Valley Against Sex Trafficking organization facilitated a tuition grant for advanced training for one of the detectives within the HEat unit. (See Page 3 of Attachment 1)

In response to a question posed by Committeemember Thompson, Commander Butler advised cases are prioritized and some cases are not worked when members of the HEat Unit are out sick or on vacation and this is due to the limited staffing and resources the Mesa Police Department (MPD) is experiencing.

In response to a question posed by Committeemember Thompson, Assistant Chief Burlingame stated officers that are placed on light duty will assist the HEat unit. She added this transition can be difficult at times due to the amount of training needed to be a vital contributor to the team and some officers are only on light duty for a limited time.

Commander Butler commented that an ASU student that is interested in law enforcement will be interning this summer with the MPD and assisting the HEat unit with investigations.

In response to a question posed by Committeemember Freeman, Assistant City Manager John Pombier commented that additional officers are needed on patrol, therefore some specialty divisions are understaffed.

Committeemember Thompson expressed his passion to eliminate sex trafficking in the City. He recognized the topic is uncomfortable to discuss, however it is occurring in the community and needs to be talked about. He stated the opinion that sex trafficking could be minimized if the HEat unit was properly staffed and he hopes additional officers will be added to the team in the future.

Commander Butler advised the HEat Unit is currently planning a demand operation and a regional operation with the Gilbert Police Department, Chandler Police Department, and Tempe Police Department. He added both are significant operations that will be funded by the community partners and entails the use of many resources. He stated the goal is to collaborate efforts with neighboring police departments in the future to make a greater impact.

In response to a question posed by Committeemember Freeman, Commander Butler reported there are approximately 118 licensed massage businesses on file with the City and 40 of those establishments are listed on the "Rub Maps" website that provide prostitution through massage businesses (**See Attachment 2**). He advised in 2008 a task force was created to specifically investigate massage parlors, however that task force no longer operates due to limited staff available.

In response to a question posed by Committeemember Freeman, Assistant Chief Burlingame advised the massage ordinance was recently updated and is comparable to the ordinance in Scottsdale and Phoenix. She added the ordinance now puts additional restrictions on illicit massage parlors and allows for more flexibility to the police department when investigating illicit massage parlors.

Committeemember Thompson requested that the Mesa Police Department fill the detective position that is vacant within the HEat Unit and add more officers.

Mr. Pombier stated that the department will collaborate on ways to better address the issue and find ways to add additional funding and staff to the HEat Unit.

Angie Bayless, communications consultant for the Arizona State University Office of Sex Trafficking Intervention and Research, supports the HEat unit and has worked with the HEat unit the last four years. She commended the City for investing in the HEat unit and provided statistics on sex trafficking. She stated her appreciation for the HEat unit and the efforts put forth to fight sex trafficking in the community.

Chairman Glover thanked staff for the presentation.

2-b. Hear a presentation and discuss the enforcement and adjudication of incidents relating to the current noise ordinance and provide a recommendation on any changes to the ordinance.

Assistant Chief Ken Cost introduced Commander Jeff Cutler and displayed a PowerPoint presentation. **(See Attachment 3)**

Assistant Chief Cost defined the noise ordinance and identified the prohibited noises. He detailed an officer's actions when a noise complaint is submitted, and the penalties associated with the fines. He also provided noise disturbance statistics and reviewed the policy and training given to officers.

In response to a question posed by Committeemember Freeman, Assistant City Manager John Pombier advised staff will review the noise ordinance to make sure it is easy to understand and there is no ambiguity.

Assistant City Attorney MaryGracy McNear added there is some archaic language within the ordinance and currently the ordinance is written so that officers have flexibility and can apply the ordinance based on different situations.

Committeemember Thompson agreed that the language in the ordinance needs to be reviewed so it is clear to understand, and residents and officers know what to expect when it comes to noise levels.

Mr. Pombier advised staff will change the language in the current ordinance and present the changes to the Committee at a future meeting.

Chairman Glover thanked staff for the presentation.

3. Adjournment.

Without objection, the Public Safety Committee meeting adjourned at 11:24 a.m.

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Public Safety Committee meeting of the City of Mesa, Arizona, held on the 10th day of May, 2018. I further certify that the meeting was duly called and held and that a quorum was present.



DEE ANN MICKELSEN, CITY CLERK

Human Exploitation and Trafficking (HEAT)

Mesa Police Department

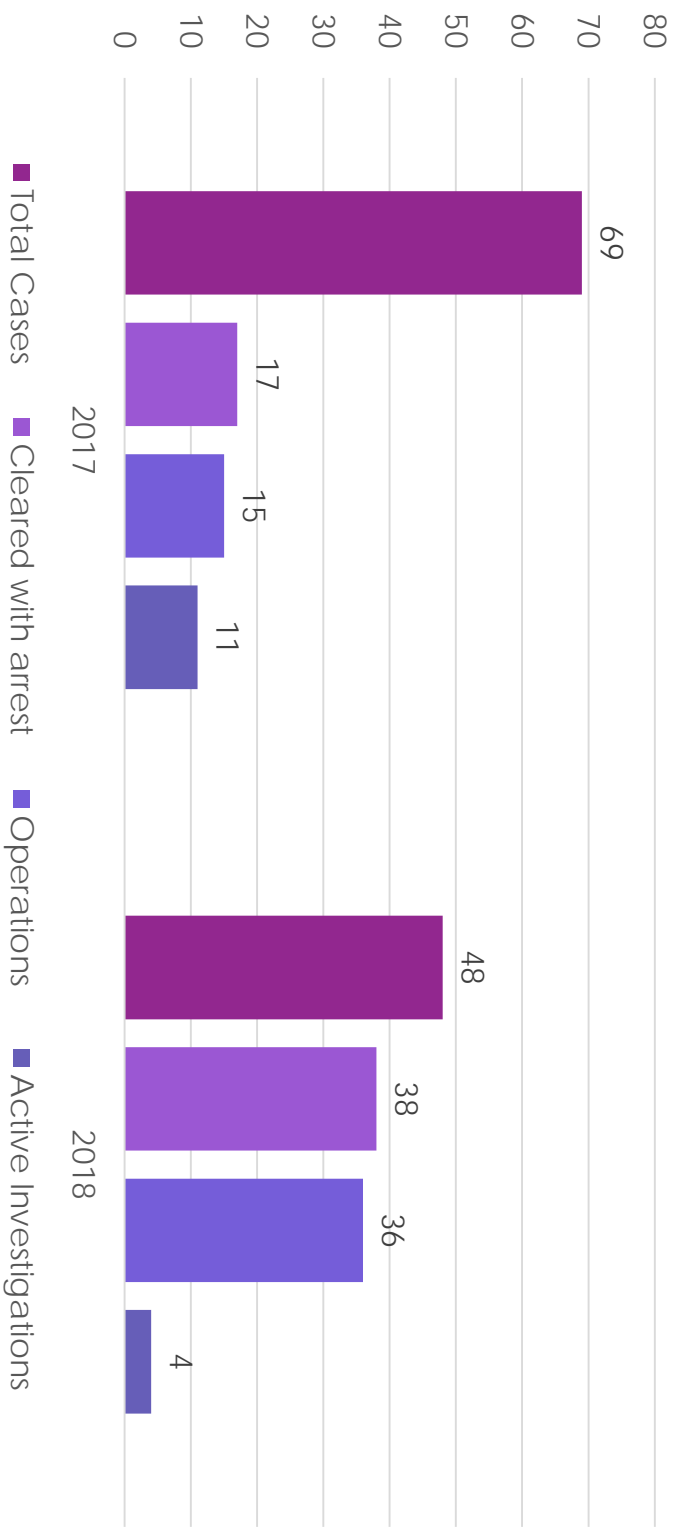
Human Trafficking:

- Mission: The HEAT Unit engages in a multi-disciplinary, comprehensive, and proactive approach to Human Exploitation and Trafficking through investigation, prevention, education, and advocacy.
 - Current Staffing: 1 Sergeant, 1 Detective, 1 Investigator and 1 Detective Vacancy.
- Human trafficking is form of modern-day slavery in which traffickers use force, fraud, or coercion to control victims.
- The majority of Human Trafficking cases are Sex Trafficking cases.
- The Mesa HEAT Unit identifies victims and traffickers in the Human Trafficking industry. Once the victim is identified, resources for victim(s) through victim services and community partners are provided.
- The HEAT Unit provides education and training internally to COM employees and externally to community partners, groups and at risk children.

Non-Profit Partners

- **Hickey Family Foundation (HFF)**
 - Provides all of the funding for our operations, training, equipment and software.
- Operation Underground Railroad (OUR)
- Exodus Road
- Mesa Chamber of Commerce
- Arizona Anti-Trafficking Network (AATN)
- Valley Against Sex Trafficking (VAST)
- Mercy Maricopa Integrated Care (MMIC)
- ASU Sex Trafficking Intervention Research (STIR)
- Juvenile Sex Trafficking (JUST)

Human Trafficking Case Statistics



ACTIVE CASES 2017-2018

CASES	TOTAL	INVESTIGATING
Missing Persons cases	20	5
Regular cases	18	10
Adults rescued	36	10
Juveniles rescued	17	9

Free King Investigation

- Missing Persons unit brought a case of run away juvenile and information of persons being trafficked in April 2017
 - Travelled to Tucson and El Paso, Texas
 - Ads posted on Backpage.com and street level prostitution
 - Phoenix PD, Arizona DPS, Tucson PD, Marana PD, El Paso PD (Texas), East Valley Fusion Center, Mesa Victim Services, AZ DCS, Juvenile Probation, Adult Probation, Mercy Maricopa Integrated Care (MMIC).
- Outcomes
 - 5 juveniles and 3 Adults rescued
 - 2 traffickers arrested
 - 16 search warrants executed
 - 2 Pen registries

Operation Rocket

- 2 day undercover operation to target the buyers (demand) of online prostitution
 - Undercover ads posted on backpage.com
- Outcomes
 - 21 arrests
 - Additional deals for illegal sex acts for money were arranged but detectives were unable to keep up with the demand
 - 470 persons responded to the undercover ads

Operation Rocket



Mesa Police Department Media Relations Office

Andrew Edwards



David Robinson



Guillermo Estrera



Michael Sappier



Michael Anderson



Paul Ingram



Marvin Bracy



James Stinson



Ryan Spensley



Michael Vase



David Euringer



Marvin Ruiz



Alfredo Ramirez



Trevor Barnett



Tyrell Yocell



David Knorr



Elizabeth Christensen



Dr. M. Alvarez



Chris Johnson



Jose Silva Andrade (Unavailable)

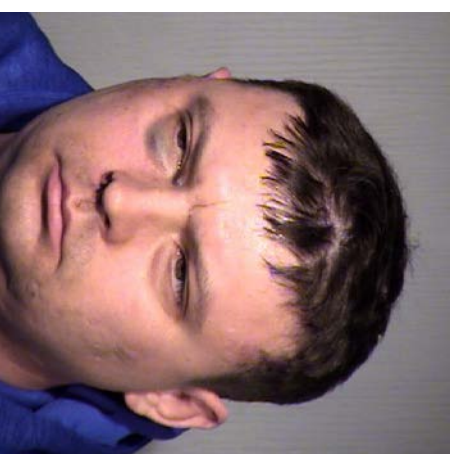


Joseph Martinez



Operation Rocket

- Mesa Police DR 20180820395
 - Male subject contacted each undercover ad posted and demanded an illegal sex act for money
 - Demanded sex acts to occur in a public place
 - Was wearing a court ordered ankle monitor from a previous child prostitution conviction
- Charges filed from this investigation
 - 3 counts of aggravated assault on law enforcement
 - 2 counts of criminal damage
 - Resisting arrest and hindering prosecution
 - Prostitution



Questions??

LICENSED MESSAGE ESTABLISHMENTS IN MESA
Listed by Business Name

Data provided via Public Re

<u>BUSINESS NAME</u>		<u>STREET ADDRESS</u>	<u>ZIP</u>	<u>Licensed in 2017?</u>
AG SPA	1555 S	GILBERT RD, STE 101, MESA, AZ 85204	85204	x
AMELIORATION HOLISTIC CENTER	2655 W	GUADALUPE RD, STE 20, MESA, AZ 85202	85202	
ANCIENT HEALING ARTS LLC	148 N	CENTER ST, MESA, AZ 85201	85201	
ANGEL FOOT REFLEXOLOGY	6016 E	MCKELLIPS RD, STE 2, MESA, AZ 85215	85215	x
ANGEL SPA	540 W	BROADWAY RD, STE 108, MESA, AZ 85210-0903	85210-0903	x
ASIAN GIRLS SPA	2655 W	GUADALUPE RD, STE 29, MESA, AZ 85202-7245	85202-7245	x
ASIAN MASSAGE	2760 E	MAIN ST, STE 110, MESA, AZ 85213-9275	85213-9275	x
ASIAN ROSE MASSAGE	3544 E	SOUTHERN AVE, STE 110, MESA, AZ 85204-5621	85204-5621	x
ASIAN TOWN MASSAGE	1155 S	POWER RD, STE 120, MESA, AZ 85206-3717	85206-3717	x
AZ MESSAGE & NEUROMUSCULAR THERAPY INC	6024 E	MCKELLIPS RD, STE 2, MESA, AZ 85215-2829	85215-2829	x
AZURITE WELLNESS	4111 E	VALLEY AUTO DR, SPC D, MESA, AZ 85206	85206	x
BE IN TOUCH BODYWORK	4111 E	VALLEY AUTO DR, STE 209, MESA, AZ 85206	85206	
BELLISSIMO SALON & DAY SPA	6638 E	SUPERSTITION SPRINGS BLVD, STE 104, MESA, AZ 85206	85206	x
BETTER LIFE MASSAGE	2050 W	GUADALUPE RD, STE 4, MESA, AZ 85202-7373	85202-7373	x
BODY CENTRE LLC	1440 S	COUNTRY CLUB DR, STE 6, MESA, AZ 85210-9702	85210-9702	x
BODY MECHANICX SPORTS THERAPY	4446 E	UNIVERSITY DR, STE 104, MESA, AZ 85205	85205	x
BODYWORKS BY MICHELLE MEYERS	1635 N	GREENFIELD RD, STE 112, MESA, AZ 85205-4010	85205-4010	x
BODYWORKS BY MICHELLE MEYERS	4140 E	BASELINE RD, STE 101 RM 321, MESA, AZ 85206	85206	
CENTER FOR TRUE HARMONY WELLNESS & MEDICINE	2152 S	VINEYARD, STE 138, MESA, AZ 85210-6882	85210-6882	x
CLOVER & HONEY WELLNESS	148 N	CENTER ST, MESA, AZ 85201	85201	
COLLECTIVE WELLNESS LLC	266 W	3RD PL, MESA, AZ 85201	85201	x
COUNTRY SPA	1211 N	COUNTRY CLUB DR, STE 5, MESA, AZ 85201	85201	x
CREOLE REMEDY MASSAGE THERAPY	120 S	MESA DR, MESA, AZ 85210	85210	x
DIAMOND SPA	1455 S	STAPLEY DR, STE 26, MESA, AZ 85204-5882	85204-5882	x
DISTINCTIVE SALON & SPA MESA LLC	2910 N	POWER RD, STE 101, MESA, AZ 85215	85215	x
ELEMENTS MASSAGE	1705 S	GREENFIELD RD, STE 103, MESA, AZ 85206-3487	85206-3487	x
ELEMENTS MASSAGE	805 N	DOBSON RD, STE 107, MESA, AZ 85201-7661	85201-7661	x
ELEMENTS MASSAGE	5221 S	POWER RD, STE A102-A103, MESA, AZ 85212	85212	x
ELEMENTS MASSAGE EAST MESA	1917 S	SIGNAL BUTTE RD, STE 105, MESA, AZ 85208	85208	
ELEMENTS MASSAGE-RED MOUNTAIN	6747 E	MCDOWELL RD, STE 105, MESA, AZ 85215	85215	
ENERGY WELLNESS BODYWORK	4111 E	VALLEY AUTO DR, STE 209 UNIT 7, MESA, AZ 85206	85206	
ESSENTIALS OF MOVEMENT LLC	1215 E	BROWN RD, STE 1, MESA, AZ 85203-5046	85203-5046	x
FOX SPA	2950 S	ALMA SCHOOL RD, STE 1, MESA, AZ 85210	85210	
FUCHSIA	1822 S	VAL VISTA DR, STE 103, MESA, AZ 85204-7367	85204-7367	x
FUJI SPA	2051 S	DOBSON RD, STE 14, MESA, AZ 85202-6480	85202-6480	x
HADLOCK ROLFING	4455 E	BROADWAY RD, STE 103, MESA, AZ 85206	85206	x
HAPPY AND HEALTHY SPA LLC	1916 W	BASELINE RD, STE 15, MESA, AZ 85202-9082	85202-9082	x
HARMONY MASSAGE AND REFLEXOLOGY	1239 S	HIGLEY RD, STE B103, MESA, AZ 85206	85206	x
HAWAIIAN SPA & MASSAGE	437 S	GILBERT RD, STE 16, MESA, AZ 85204	85204	
HEALING ARTS DAY SPA	1845 S	DOBSON RD, STE 110, MESA, AZ 85202-5662	85202-5662	
HEALING HANDS MASSAGE BY LAURA	1855 S	COUNTRY CLUB DR, STE 111 RM 117, MESA, AZ 85210	85210	
HEALING PATH MASSAGE & REFLEXOLOGY	5050 E	UNIVERSITY DR, STE 104B, MESA, AZ 85205	85205	x
HEAVENLY BLISS THERAPIES LLC	6239 E	BROWN RD, STE 112 BUILDI, MESA, AZ 85205	85205	x
INTEGRATED THERAPIES	2135 E	UNIVERSITY DR, STE 121, MESA, AZ 85213-8335	85213-8335	x
INTEGRATIVE LIGHT HEALING	952 E	BASELINE RD, STE 101, MESA, AZ 85204	85204	
KARA JONES	1918 N	HIGLEY RD, SPC RA, MESA, AZ 85205	85205	
KAREN JO BAKER LMT	3740 E	SOUTHERN AVE, STE 114, MESA, AZ 85206-2568	85206-2568	x
KAREN THUDE STUEVE LMT	3654 N	POWER RD, BLDG 5 RM 19, MESA, AZ 85215-9754	85215-9754	x
KATE BURNS LLC	1215 E	BROWN RD, STE 2, MESA, AZ 85203-5046	85203-5046	x
LA VITA MASSAGE THERAPY	1134 E	UNIVERSITY DR, STE 120, MESA, AZ 85203	85203	
LAKESHORE SPA	1954 S	DOBSON RD, STE 2, MESA, AZ 85202-5660	85202-5660	x
LANTERN SPA	318 E	BROWN RD, STE 106, MESA, AZ 85201	85201	x
LAS SENDAS SPA & FITNESS CENTER	7900 E	EAGLE CREST DR, MESA, AZ 85207-1111	85207-1111	x
LIVE WELL BODYWORX	4111 E	VALLEY AUTO DR, STE 201-1, MESA, AZ 85206	85206	x
LUCKY MASSAGE & SPA	4930 E	MAIN ST, STE 14, MESA, AZ 85205-8006	85205-8006	x
LUCKY STAR SPA	5235 E	SOUTHERN AVE, STE 105, MESA, AZ 85206	85206	x
M DAY SPA	4815 E	MAIN ST, STE 12, MESA, AZ 85205-8035	85205-8035	x
MAGIC FOOT SPA	6555 E	SOUTHERN AVE, STE 1112, MESA, AZ 85206-3721	85206-3721	x
MASSAGE 10	1140 S	COUNTRY CLUB DR, STE 111B, MESA, AZ 85210-4617	85210-4617	x
MASSAGE BY ALANA	47 W	MAIN ST, MESA, AZ 85201	85201	x

LICENSED MESSAGE ESTABLISHMENTS IN MESA
Listed by Business Name

Data provided via Public Records

MASSAGE BY ANJA	6239 E	BROWN RD, STE 112 BUILDI, MESA, AZ 85205	85205	
MASSAGE ENVY SPA	1657 S	DOBSON RD, STE 101, MESA, AZ 85202-5614	85202-5614	x
MASSAGE ENVY SPA	1946 S	SIGNAL BUTTE RD, STE 103, MESA, AZ 85209-2733	85209-2733	x
MASSAGE ENVY SPA	6626 E	MCKELLIPS RD, STE 105, MESA, AZ 85215-2869	85215-2869	x
MASSAGE HAU	2111 S	ALMA SCHOOL RD, STE 12, MESA, AZ 85210-4009	85210-4009	x
MASSAGE THERAPY	430 N	DOBSON RD, STE 110, MESA, AZ 85201-5276	85201-5276	x
MASSAGE TIME LLC	7137 E	MAIN ST, STE 1, MESA, AZ 85207-8226	85207-8226	x
MOUNTAINSIDE FITNESS MESSAGE	1253 N	GREENFIELD RD, MESA, AZ 85205-4004	85205-4004	x
MYOTECHNICS	1550 E	UNIVERSITY DR, UNIT R6, MESA, AZ 85203	85203	
NATURAL THERAPEUTICS INC	855 E	BROWN RD, STE 7, MESA, AZ 85203-4949	85203-4949	x
NELLY SPA	832 W	BASELINE RD, STE 9, MESA, AZ 85210	85210	x
NEW SPA	857 N	COUNTRY CLUB DR, MESA, AZ 85201-4100	85201-4100	x
NORTH MESA CHIROPRACTIC	1925 E	BROWN RD, STE A1, MESA, AZ 85203-5135	85203-5135	x
OK GARDEN SPA	1911 W	BROADWAY RD, STE 17, MESA, AZ 85202-1139	85202-1139	x
ORIENTAL MASSAGE GAL	525 S	GILBERT RD, STE A13, MESA, AZ 85204-2930	85204-2930	x
OUTER BEAUTY INNER PEACE	1102 E	UNIVERSITY DR, STE 3, MESA, AZ 85203-8056	85203-8056	x
PARADISE SPA & MASSAGE	502 S	DOBSON RD, STE 14, MESA, AZ 85202-1861	85202-1861	x
PRINCESS SPA	5253 E	BROWN RD, STE 106, MESA, AZ 85205	85205	x
PROGRESSIVE THERAPEUTICS	3740 E	SOUTHERN AVE, STE 214, MESA, AZ 85206-2512	85206-2512	x
PURE LIGHT THERAPIES	3740 E	SOUTHERN AVE, STE 214, MESA, AZ 85206-2512	85206-2512	x
RELAX STATION	6555 E	SOUTHERN AVE, STE 2532, MESA, AZ 85206-3744	85206-3744	x
RELAXATION FOOT SPA	3420 E	BASELINE RD, STE 102, MESA, AZ 85204-7284	85204-7284	x
RESILIENCE MASSAGE & WELLNESS	2830 E	BROWN RD, STE B8, MESA, AZ 85213-5430	85213-5430	x
RESORT THERAPY	1101 S	ELLSWORTH RD, MESA, AZ 85208-2927	85208-2927	x
RESORT THERAPY	8265 E	SOUTHERN AVE, MESA, AZ 85209-3536	852093536	x
RESTORATIVE THERAPIES	3740 E	SOUTHERN AVE, STE 214, MESA, AZ 85206	85206	x
RIVER SPA LLC	1121 S	HIGLEY RD, STE 104, MESA, AZ 85206-2855	85206-2855	x
SACRED SPACE A WELLNESS PLACE	1237 S	VAL VISTA DR, STE 121, MESA, AZ 85204	85204	x
SAKURA THERAPEUTIC MASSAGE	2909 S	DOBSON RD, STE 12, MESA, AZ 85202-7900	85202-7900	x
SALON XL	3321 E	CRESCENT AVE, MESA, AZ 85204	85204	
SAMANTHA BOWMAN MASSAGE THERAPY	1134 E	UNIVERSITY DR, STE 120, MESA, AZ 85203	85203	
SHAYANN SCOTT THERAPEUTICS	1855 S	COUNTRY CLUB DR, STE 111 STUDIO, MESA, AZ 85210	85210	
SKIN GLO STUDIO	1911 E	BROWN RD, STE 2, MESA, AZ 85203-5140	85203-5140	x
SLEEPY ROOTS MASSAGE LLC	938 E	JUANITA AVE, MESA, AZ 85204-6623	85204-6623	x
SOULY INSPIRED LLC	4111 E	VALLEY AUTO DR, STE 209, MESA, AZ 85206	85206	
SPRING MASSAGE	6920 E	BASELINE RD, STE 103, MESA, AZ 85209-4855	85209-4855	x
SUN SWEET SPA	361 S	LINDSAY RD, STE 6, MESA, AZ 85204-1500	85204-1500	x
SUNNY HEALTH PALACE	2622 W	BASELINE RD, MESA, AZ 85202-5405	85202-5405	x
SUNSHINE HEALTH CLUB	1125 W	BASELINE RD, STE 2, MESA, AZ 85210	85210	x
THAI FOOT MASSAGE	66 S	DOBSON RD, STE 105, MESA, AZ 85202-1175	85202-1175	x
THE GIFT OF RELAXATION	4111 E	VALLEY AUTO DR, STE 209, MESA, AZ 85206	85206	
THE MUSCLE CLINIC	535 W	IRON AVE, STE 121, MESA, AZ 85210	85210	x
THERAPY CENTER	6750 E	MAIN ST, STE 107, MESA, AZ 85205-9049	85205-9049	x
THOROUGH THERAPY LLC	2929 N	POWER RD, UNIT 101, MESA, AZ 85215	85215	x
TLC SPAS	310 N	DOBSON RD, STE 2, MESA, AZ 85201-6052	85201-6052	
TOPS ASIAN MASSAGE	2023 W	GUADALUPE RD, STE 1, MESA, AZ 85202-7371	85202-7371	x
TOUCH OF CLASS MASSAGE LLC	1246 S	GREENFIELD RD, STE 105, MESA, AZ 85206-2796	85206-2796	x
TOUCH OF HEALING	3660 E	UNIVERSITY DR, STE 5, MESA, AZ 85205-6931	85205-6931	x
VICKIE STARR AT JC PENNEYS	6525 E	SOUTHERN AVE, MESA, AZ 85206	85206	
VICTORY ENERGY WELLNESS LLC	3654 N	POWER RD, STE 125, MESA, AZ 85215-9789	85215-9789	x
VIP MASSAGE	3454 E	SOUTHERN AVE, STE 101, MESA, AZ 85204-5680	85204-5680	x
WELCOME MASSAGE	1423 S	COUNTRY CLUB DR, STE 2, MESA, AZ 85210-5184	85210-5184	x
WELLNESS THERAPY CLINICS LLC	3660 E	UNIVERSITY DR, STE 7, MESA, AZ 85205-6932	85205-6932	x
XANADU MASSAGE	830 W	SOUTHERN AVE, STE 3, MESA, AZ 85210-4909	85210-4909	x



Mesa Police Department

City of Mesa

Noise Ordinance

May 10, 2018



Noise Ordinance – Mesa City Code 6-12

- Certain noise levels must be tolerated – code does not apply to ordinary every day noise
- Standard is based on reasonableness
- Loud noise that is excessive or disruptive is prohibited

May 10, 2018



Mesa City Code 6-12-2

Prohibited Noises Standard

Noise that is loud, excessive, or disruptive is prohibited from:

- **Electronic devices**
- **Vehicles**
- **Animals**
- **People**

and is intermittent or continuous for a period of at least 15 minutes **or** is after 10:00 p.m. but before 6:00 a.m.

If it exceeds the property line **and** disturbs the peace and quiet of the neighborhood

May 10, 2018



Officers may act by:

- Advise the concerned parties of the violation,
- Seek to gain voluntary compliance,
or
- Issue a civil citation and complete the appropriate Department Report

May 10, 2018



Levels of Responsibility

All of the following are eligible to receive a civil citation:

(Should be cited according to this hierarchy in most circumstances)

- 1st Noise Maker
- 2nd Event Sponsor
- 3rd Home Owner / Property Manager
- 4th Any person in attendance

May 10, 2018



Penalty

- Graduated Fine:
 - 1st violation - \$250.00
 - 2nd violation - \$500.00
 - 3rd violation - \$2,500.00
- Recovery costs for law enforcement are at the discretion of the Court

May 10, 2018



Mesa Police Noise Disturbance Statistics

January 2015 to March 2018

Calls for Service

Year	Count
2015	6,720
2016	6,269
2017	5,932
2018 (Jan- Mar)	1,603

Citations for Noise Violations

Year	Count
2015	33
2016	33
2017	25
2018 (Jan-Mar)	8

May 10, 2018



Policy and Training

- MPD Policy DPM 2.8.95 – Unruly Gathering & Disruptive Party Enforcement
- Training PowerPoint for Members
- Education - Noise Disturbance Ordinance Brochure
- Legal Bulletin – Provides Guidance to Members

May 10, 2018



Officer's Observations must include:

- Level of noise;
- Nature of noise (usual or unusual);
- Origin of noise (natural or unnatural);
- Level and intensity of any background noise;
- Proximity of the noise to sleeping facilities;
- Nature and zoning of the area;
- Time of day or night the noise occurs;
- Duration of the noise;
- Whether the noise is recurrent, intermittent or constant;
- Whether the noise is produced by commercial or non-commercial activity.

May 10, 2018



Noise Disturbance Ordinance Brochure

The Mesa City Council passed a new noise ordinance on August 24, 2009.

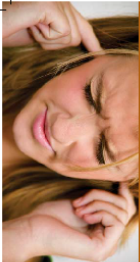
This ordinance is designed to protect neighborhood safety and reduce threats to the public peace, health, safety or general welfare. The ordinance addresses many types of noise, including parties and social gatherings or events, which result in disturbing the peace and quiet enjoyment of our community.

WHAT DOES THE NOISE ORDINANCE INCLUDE?

The standard is based on reasonableness and is applied to all noise that is excessive or disruptive and includes, but is not limited to, electronic devices, vehicles, animals and people.

If the noise is intermittent or continuous for a period of at least 15 minutes, OR if it is after 10:00 p.m. but before 6:00 a.m., AND exceeds the property line, AND disturbs the peace and order of the neighborhood, AND causes any serious violation of the ordinance, it can be considered a violation of the ordinance.

This ordinance does not apply to every day noise that allows for normal functions of city life to continue. Exemptions can be made on a temporary basis and granted on a case-by-case basis by the City.



All infractions can include cost recovery for law enforcement at the discretion of the court.

Any noise disturbances should be reported to the Mesa Police Department's non-emergency number at **480-644-2211**.



Mesa Police Department
130 North Robson
Mesa, AZ 85201
mesa.gov/police

Noise Disturbance Ordinance



DISRUPTIVE PARTY NOISE

A "disruptive party, gathering or event" means a group of two or more persons who have assembled or are assembling on any private property, including property used to conduct business, in a manner that is disruptive to the peace, health, safety or general welfare of the neighborhood, or a reasonable person of normal sensibilities, and/or creates noise as described in the ordinance.

WHAT HAPPENS IF A CITIZEN CALLS THE POLICE?

You can remain anonymous when you call. If the activity is determined to be a threat to the peace, health, safety or general welfare of the public, an officer will respond to the gathering and will issue an order to the responsible party or parties.

to immediately disperse the gathering.

In addition to the order of dispersal, the officer(s) can arrest the offenders for violations of state law or local ordinance. Depending on the circumstances, the owner, property manager, the person making the noise, a sponsor or sponsors of an event, and any person in attendance, they can all receive a violation. The first violation includes a fine of \$250.00 for each individual or entity responsible.

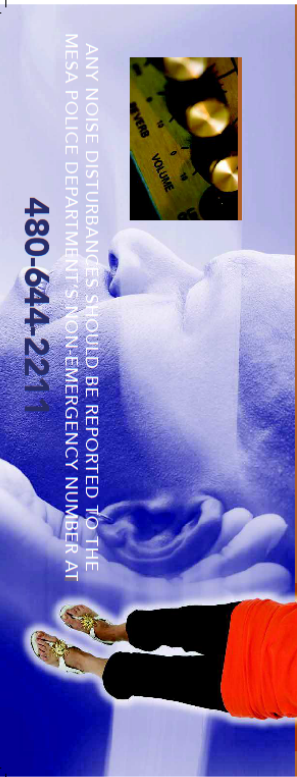
WHAT HAPPENS IF POLICE RESPOND A SECOND OR SUBSEQUENT TIME?

If police respond a second or subsequent time, the responsible parties will receive a civil citation for \$250.00. A second call resulting in a violation has a fine of \$2,500.00.



ANY NOISE DISTURBANCES SHOULD BE REPORTED TO THE
MESA POLICE DEPARTMENT'S NON-EMERGENCY NUMBER AT

480-644-2211



May 10, 2018