

addresses receiving the highest number of responses. These costs shall be calculated separately for police and fire responses.

~~(3) — **Neighborhood impact violations** include but are not limited to disturbance of the peace in violation of Sections 53a-181, 53a-181a, or 53a-182 of the General Statutes; abandoned vehicles, loud music, party, drug use or sale and/or prostitution.~~

~~(2) (4) **Non-owner occupied** means the property is not inhabited by the owner of record.~~

~~(3) (5) **Owner** of property means the owner of record.~~

~~(4) (6) **Party** includes a gathering or event where a group of persons have assembled or are assembling on private property for a social occasion or social activity which may constitute a disturbance of the peace in violation of Connecticut Penal Code sections 53a-181, 53a-181a and 53a-182.~~

~~(5) (7) **Responsible person** is the person or persons who are in charge of the premises or who organized the party. If the responsible person is a minor, then the minor's parents or guardians will jointly and severally be liable for the costs.~~

~~(6) (8) **Verified police response** means a response by the police department to a complaint of a neighborhood impact violation where the responding officer confirms that a violation is in fact occurring fire department or other City department to a particular address for anything other than the following:~~

~~(A) A crime in progress in which the safety of person(s) are at risk.~~

~~(B) Domestic violence or a person being on or near the premises in violation of a protective order.~~

~~(C) A medical emergency.~~

~~(D) An arrest for violation of a trespass affidavit.~~

~~(E) A situation having nothing to do with the property in question other than being in the street in front of the property.~~

~~(9) — **Second or subsequent responses** as used in this section means and includes any verified police response by police to a party and shall be limited in its application to any "responsible person" as defined herein.~~

~~(7) (10) **Excessive responses** as used in this section means and includes any verified police response and shall be limited in its application to the property owner.~~

A. Response schedule:

1. Single-family dwelling: Over ~~two (2)~~ five (5) responses in a twelve-month period.

2. Two-family dwelling: Over ~~four (4)~~ seven (7) responses in a twelve-month period.

3. Three-family dwelling: Over ~~six (6)~~ eight (8) responses in a twelve-month period.

4. Four-family dwelling or larger or more other building configuration: Over eight (8) nine (9) responses in a twelve-month period.

5. Any second or subsequent response by police to a party shall constitute an "excessive response" for the purposes of this section and the second response shall require reimbursement of costs.

B. This section applies to all properties and building configurations, except those actually under the control of the city of New Britain and, including rental dwelling units whether or not owner-occupied.

(c) **Notice, fine and registration of unit.** (1) For ~~When there has been a single response that may result in any second or subsequent response as defined in subsection (b)(8) herein and for~~ as provided in this section or one response fewer than any excessive response as provided in this section as defined in subsection (b)(9) herein, the police department city through its Licenses and Inspections division shall deliver to the responsible person and/or owner of the property as applicable a "notice of violation: final response" which shall state substantially as follows:

"This notice of violation is given to you as a result of a final excessive calls for response by the City of New Britain personnel for a neighborhood impact violation to your property or for which you are responsible. You For any such further verified responses after the issuance of this notice, you will be charged ninety-nine dollars (\$99.00) as a result of any subsequent verified police response to this location for the costs of these responses, as determined by the city."

The notice may also contain such other information as deemed necessary by the chief of police city to accomplish the purposes of this section.

(2) (A) In addition any property containing three or more housing units requiring a verified police response as defined herein after the above-described final notice shall be required to register said property with the director of licenses, permits and inspections Licenses & Inspections division of the Community Services Department within twenty (20) days of said verified police response. The police department shall notify the director of licenses, permits and inspections within twenty (20) days of the verified police response after the final notice of the property address and name of the owner of the property required to be registered as well as the property owner.

(B) Upon registration, the property shall be inspected by the department of licenses, permits and inspections Licenses & Inspections division of the Community Services Department and the fire department to confirm that said property is in compliance with the building code and fire code. In addition the department of licenses, permits and inspections Licenses & Inspections division of the Community Services Department and fire department shall inspect the property every six (6) months for the twelve-month period following the date of registration of the property with the director of licenses, permits and inspections. If during this twelve-month period the property has no more

verified police responses, the registration and inspection process will cease. If, however, during this twelve-month period the property has had additional verified police responses, the registration and inspections shall continue until such time as the property completes a twelve-month period without any verified police response. Upon the registration of the property, the owner shall pay an inspection fee of thirty-five dollars (\$35.00) per apartment unit.

~~(d) — [Retaining funds.] All funds collected under subsection (c) of this section for subsequent responses by the police shall be retained by the police department. All funds collected under subsection (c) of this section for registration and inspections shall be retained within the department of license permits and inspections for the exclusive use of administration and enforcement of this section.~~

~~(e) — [Exceptions.] No provision of the section shall be applicable to cooperative housing associations whereby all units are owner-occupied.~~

~~(d) (f) **Reports to mayor and common council.** The director of licenses, permits and inspections Licenses & Inspections division of the Community Services Department shall report to the mayor and the common council no later than October 1 of each year thereafter the number of registrations and inspections performed.~~

~~(e) (g) **Rent recovery.** Any owner or lessor whose property is required to be registered with the department of licenses, permits and inspections Licenses & Inspections division of the Community Services Department under subsection (c) cannot recover rent unless said registration is obtained. Any owner who recovers rent for the occupation of any apartment or dwelling unit for which a registration has not been obtained, shall be liable for a fine of twenty dollars (\$20.00) per day for not more than two hundred (200) days for such period of unlawful occupation. Failure to pay this fine within sixty (60) days shall constitute a debt in favor of the city.~~

~~(h) — [Effective date.] This section shall become effective on August 15, 2007.~~

~~(f) (i) **Bill for costs.** If the city is required to make a second or subsequent or excessive responses as defined herein to a party and a "notice of violation: final response" has been delivered to the responsible person and/or the property owner as applicable, **or publicly advertised, as determined by the city,** then the city through the Licenses and Inspections division shall compute the costs of such response. A bill for the costs incurred by the city for each chargeable response shall be prepared and delivered to the responsible person and/or property owner as applicable who shall be liable for its payment. The amount of the charges shall be deemed a debt to the city of the responsible person and/or property owner as applicable who shall be liable in an action brought in the name of the city for recovery of such amount, including reasonable attorney's fees.~~

~~(g) (j) **Enforcement.**~~

(1) ~~The chief of police shall notify the finance director in writing upon the rendering of such police services, of the name and address of the responsible person and/or property owner as applicable, the date and time of the incident and the services performed and the costs thereof and such other information as maybe required.~~ The Licenses & Inspections division of the Community Services Department shall keep records of responses to each property from the records of the city Public Safety Telecommunications division. Said Licenses & Inspections division shall determine the verified responses from these records and any additional research needed. Said Licenses & Inspections division provide the Finance Director, at minimum monthly, with a list of second or subsequent responses and excessive responses, together with the amount of the bills for the costs, as determined in subsection (i) of this section. The finance director shall thereafter cause appropriate billings to be made and shall cause said to be collected.

(2) The finance director is authorized to adopt appropriate procedures for billing and other matters necessary for the administration of this section. All billing invoices shall be mailed within thirty (30) days.

(h) ~~(k)~~ Appeal. Any person aggrieved by any decision of the finance director to bill for costs of subsequent responses may appeal pursuant to section 1-17 of the Code of Ordinances.

(Ord. of 1-92; Ord. of 10-98; No. 27117-1, 9-11-02; Res. No. 29495-2, 4-25-07)

Alderman/Alderwoman

No. _____ Rec'd _____

(Above For Town Clerk's Use Only)

RESOLUTION

Re:

City Clerk

APPROVED

Mayor

_____, 20____