STANDARDS OF BEHAVIOR

Parks and Land Owned by the City of Longmont

Purpose Statement: The City of Longmont provides public property and services to serve our customers, visitors, and community members in a variety of settings and facilities. An atmosphere of respect, courtesy, and welcome has been established and will be maintained at these City owned properties. Over the last several years, public properties have had recurring problems with a small number of individuals whose behavior has infringed upon the intended use of these locations. The behavior has included, among other things, directing abusive behavior toward other users, city staff, and individuals utilizing public property, and engaging in unlawful, sometimes violent, activity. As a result of this behavior, some of these areas have become unsafe for individuals utilizing public property. Efforts have been undertaken by various operational groups and the Public Safety Department to address this activity, however the challenges are merely moved from one location to another with the underlying behavior remaining unaddressed. While the City recognizes that everyone is free to use these areas for their intended purposes, and the intended purposes of these areas are numerous, the City finds that if a user's behavior is such that it impacts the use and enjoyment of the park, open space, or rights-of-way by others, that this person should not be allowed to use these areas for a period of time. This is especially the case with repeat offenders.

These Standards of Behavior are intended to protect the rights and safety of citizens and visitors while prohibiting persons from unreasonably interfering with other persons' use of City parks and protect City facilities, equipment and grounds. These Standards of Behavior shall apply to all City public lands, as defined in LMC 13.20.010, and rights-of-way. Tier 0 penalties only apply to community parks, neighborhood parks, nature areas, dog parks, off-street trails, greenways, and preserves. These Standards of Behavior are intended to supplement, and not replace, any other applicable law, ordinance, or policy regulating behavior at City Parks (including the provisions of Longmont Municipal Code Chapter 13.20, regulating Public Lands). Enforcement of these Standards of Behavior shall not preclude any other enforcement action. The suspensions provided for in these Standards of behavior are extraordinary measures, and are limited to situations in which an individual has engaged in repeated or egregious violations of law on public lands or right-of-way such that the prospects of injury to persons or damage to property appear to substantial if the individual is not prohibited from returning to the area.

TIER 0 – Applies in all Community Parks, Neighborhood Parks, Nature Areas, Dog Parks, Off-Street Trails, Greenways, and Preserves

Unlawful Behaviors that pose an immediate risk to others or destruction of property:	Tier 0 Response to infractions:
o Assault or attempted assault. o Fighting o Drug use and/or possession of drug paraphernalia. o Sale or purchase of drugs. o Menacing (felony and misdemeanor) o Vandalism, theft, abuse, or damage of the facility or its contents, or another person's belongings in an amount greater than $500. o Any crime involving the use or possession of a weapon. o Any crime that places a child in a situation that unreasonably exposes them to injury.	1. You will be issued a suspension from **all** Longmont community parks, neighborhood parks, nature areas, dog parks, off-street trails, greenways, and preserves for one-hundred and eighty (180) days. Continuous movement on provided walkways through these areas is the only exception. 2. If you return during the suspension period, you may be issued a trespass citation or arrested. 3. If you are convicted of trespass, an appeal must occur within the judicial system. 4. If you commit this offense or any other offense from this list within one (1) year of the date your suspension ends, law enforcement will be called, you may be issued another ticket, and you will be further suspended from that location for one (1) year from the date of the new offense.

TIER 1– Applies to all Rights of Way, and all other City Public Lands not included in Tier 0

Unlawful Behaviors that pose an immediate risk to others or destruction of property:	Tier 1 Response to infractions:
o Assault or attempted assault. o Fighting o Drug use and/or possession of drug paraphernalia. o Sale or purchase of drugs. o Menacing (felony and misdemeanor) o Vandalism, theft, abuse, or damage of the facility or its contents, or another person's belongings in an amount greater than $500. o Any crime involving the use or possession of a weapon. o Any crime that places a child in a situation that unreasonably exposes them to injury.	1. You will be issued a suspension from the location for sixty (60) days. Continuous movement on provided walkways through these areas is the only exception. 2. If you return during the suspension period, you may be issued a trespass citation or arrested. 3. If you are convicted of trespass, an appeal must occur within the judicial system. 4. If you commit this offense or any other offense from this list within one (1) year of the date your suspension ends, law enforcement will be called, you may be issued another ticket, and you will be further suspended for one (1) year from the date of the new offense.

TIER 2– Applies to all City Public Lands and Rights of Way

Unlawful Behaviors that infringe on the rights of others to safely use City Public Lands and Rights of Way for their Intended Purpose	Tier 2 Response to infractions:
o Camping in violation of LMC 10.24.120. o Any violation of LMC 13.20.050, and the individual has previously been cited for violation of LMC 13.20.050 within the past twelve (12) months. o Harassment or threats to city staff or customers. o Any serious criminal conduct (defined as any felony or any Victims Rights Act crime) not otherwise listed above.	1. You will be issued a suspension from the location for thirty (30) days. Continuous movement on provided walkways through these areas is the only exception. 2. If you return during the suspension period, you may be issued a trespass citation or arrested. 3. If you are convicted of trespass, an appeal must occur within the judicial system. 4. If you commit this offense or any other offense from this list within one (1) year of the date your suspension ends, law enforcement will be called, you may be issued another ticket, and you will be further suspended for sixty (60) days from that location from date of the new offense.

Enforcement:
These Standards of Behavior may be enforced by Longmont Law Enforcement, Rangers and Campus Security.

Process to Appeal a Suspension or to Re-enter a Park after a Suspension: An individual may appeal a suspension to the City Manager or Designee within ten (10) days of suspension; the City Manager/Designee will have ten (10) days to hear the appeal. All appeals shall be held in accordance with Chapter 2.98 of the Longmont Municipal Code. The City Manager or Designee's decision is final, subject only to judicial review.

Approved:

City Manager — Date: 7-25-2024

Review Date: 07/25/2024