



Legislation Details (With Text)

File #: 43549 **Version:** 3 **Name:** Prohibiting lying down or sleeping in specified areas during specified times

Type: Ordinance **Status:** Filed

File created: 6/29/2016 **In control:** DOWNTOWN COORDINATING COMMITTEE

On agenda: **Final action:** 9/20/2016

Enactment date: **Enactment #:**

Title: 2nd SUBSTITUTE Creating Section 23.60, renumbering current Section 23.60 to Section 23.70, and amending Section 1.08(3)(a) of the Madison General Ordinances to prohibit lying down or sleeping in the public sidewalks and rights of way and specified other public places, during specified hours in the Central Business District, and establish a bail deposit schedule for violations thereof.

Sponsors: Paul R. Soglin, Paul E. Skidmore

Indexes:

Code sections:

Attachments: 1. 2nd Substitute-Version 3, 2. Substitute-Version 2, 3. Version 1, 4. CBD Map, 5. MarketAnalysisRetailTrends_Draft081116.pdf, 6. RetailVitalityAssessment_Draft081160.pdf, 7. CaseStudies_Draft081260.pdf

Date	Ver.	Action By	Action	Result
9/20/2016	3	COMMON COUNCIL	Adopt	Fail
9/15/2016	3	PUBLIC SAFETY REVIEW COMMITTEE		
8/18/2016	3	DOWNTOWN COORDINATING COMMITTEE	Return to Lead with the Recommendation to Place on File	Fail
8/1/2016	1	CITY-COUNTY HOMELESS ISSUES COMMITTEE	Return to Lead with the Recommendation to Place on File	Pass
7/21/2016	1	DOWNTOWN COORDINATING COMMITTEE	Re-refer	Pass
7/21/2016	1	EQUAL OPPORTUNITIES COMMISSION	Return to Lead with the Recommendation to Place on File	Pass
7/6/2016	1	PUBLIC SAFETY REVIEW COMMITTEE	Refer	
7/6/2016	1	PUBLIC SAFETY REVIEW COMMITTEE	Refer	
7/5/2016	1	PUBLIC SAFETY REVIEW COMMITTEE	Refer	
7/5/2016	1	COMMON COUNCIL	Refer	Pass
6/29/2016	1	Attorney's Office/Approval Group	Referred for Introduction	

Fiscal Note

No fiscal impact.

Title

2nd SUBSTITUTE Creating Section 23.60, renumbering current Section 23.60 to Section 23.70, and amending Section 1.08(3)(a) of the Madison General Ordinances to prohibit lying down or sleeping in the public sidewalks and rights of way and specified other public places, during specified hours in the Central Business District, and establish a bail deposit schedule for violations thereof.

Body

DRAFTER'S ANALYSIS: This ordinance prohibits individuals from lying down or sleeping on a public sidewalk in the Central Business District between the hours of 7:00 a.m. and 10:00 p.m. The ordinance finds that the ability of pedestrians to move about freely in the Central Business District is essential to the health of the City's businesses and other commercial enterprises, including the numerous entertainment venues, restaurants, and taverns. Access to sidewalks and public areas is essential for the City's Mall Maintenance services which include sidewalk cleaning, snow and ice removal, trash collection, and landscape maintenance. Persons who occupy sidewalks and other public areas for uses not intended harm the public welfare in the Central Business District. The ordinance prohibits, with exception, any person lying down or sleeping on a public sidewalk or other public rights of way, in the Central Business District, or on any parcel of real estate containing City offices.

These ordinances were modeled on similar ordinances adopted in Portland and Honolulu.

The substitute reduces the forfeiture under the ordinance.

The Common Council of the City of Madison do hereby ordain as follows:

Please see "2nd Substitute" in Attachments.