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# WAUKESHA POLICE MEMORANDUM

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**DATE:** November 29, 2023

**TO:** Daniel P. Thompson, Chief of Police

**FROM:** David J. Wanner, Sergeant of Police

**SUBJECT:** Ordinance Amendment – CSO Authority to Issue for Loitering

The Community Service Officer Program is looking to extend their authority to issue municipal citations under Chapter 11, Orderly Conduct. The following chart illustrates their enforcement authority as designated by municipal ordinance 25.08:

(i)	§7.04	Parking Restrictions (Am. #2020-2)
(ii)	§7.04(8)	Repealed by #2020-2 ((iii) through (xix) renumbered as (ii) through (xviii))
(ii)	§7.05(2)	Bicycle registration
(iii)	§7.05(9)(a)	Bicycle riding where prohibited by sign
(iv)	§7.05(9)(b)	Bicycle riding on sidewalks in Central Business District
(v)	§8.18(1)(a) and (b)	Mobile food vans in park
(vi)	§11.05(6)	Violation of park hours
(vii)	§11.07 (2)(a), (2)(b), (2)(c)1, (2)(c)2a-c, and (2)(d)	Plaza area violations
(viii)	§11.075(2)(b)	Use of skateboards in parks
(ix)	§11.08	Littering
(x)	§11.09(2)(b)6	Smoking on City-owned property posted "no smoking" by City Administrator or designee
(xi)	§11.12(2)	Selling, keeping, or discharging fireworks
(xii)	§11.27(1)(a) and (b)	Open intoxicants on public property
(xiii)	§11.27(4)	Alcohol in parks
(xiv)	§11.37(1)(a)	Habitation in parks
(xv)	§12.05(10)	Unreasonable Noise
(xvi)	§12.08(2)	Parking on unimproved surface

Currently, under ordinance 11.05 Loitering Prohibited, the CSO's only have authority to issue 11.05 (6) as it relates to loitering in the parks after hours. A common call for service is regarding individuals who occupy the heated stairwells at the two city owned parking structures. Granting authority to the CSO's to issue for 11.05(1) would help foster greater enforcement action, create an efficiency for the police department and an ability to address some of the quality-of-life issues created by these individuals. The enforcement of this ordinance falls within the scope of their training and is similar in nature to other ordinances they have authority to enforce..

Respectfully Submitted,

*David Wanner*

David J. Wanner  
Sergeant of Police