



There are many City ordinances that have an impact on Downtown Denver. The following are some of the more common ordinances enforced on the 16th Street Mall. For a complete list of ordinances go to https://www.municode.com/library/co/denver/codes/code_of_ordinances.

Crimes Against Property (No Victim Needed to Ticket)

Sit and Lie Ordinance, Sec. 38-86.1

It is illegal to sit down or lie down on the ground in the BID upon the surface of any public right-of-way or upon any bedding, chair, stool, or any other object placed upon the surface of the public right-of-way from 7am to 9pm.

Exceptions to the Sit and Lie Ordinance

- Sitting or lying down upon the public right-of-way due to a medical emergency.
- Person with disability who utilizes a wheelchair, walker or another similar device.
- Person is attending a parade, festival, performance, rally, demonstration, meeting, or similar event conducted in the public right-of-way **pursuant to any City permit or license.**
- Person sits on a chair or bench furnished by the City, BID, or any other public agency.

Unauthorized Camping, Sec. 38-86.2

It is illegal for any person to camp upon any public or private property without express written consent and only in such locations where camping may be conducted in accordance with any other applicable city law.

Two elements must exist for camping:

- Shelter is established (tent, tarp, or cover body with a blanket, cardboard, etc.);
- Party must be temporarily residing at a location (eating, sleeping, or storing personal items)

Unlawful Camping in Parks (Sec. 39-7)

- It is illegal for any person, other than authorized personnel, to camp or reside overnight (11pm-5am) in or upon any park, parkway, mountain park or other recreational facility other than designated camping facilities. *Camping is established if a shelter has walls and a roof.*

Smoking Where Prohibited (C.R.S. 25-14-208(2), (3))

Entryways of public and private establishments must be smoke-free. are defined as:

- The outside of the front or main doorway leading into a building;
- The area of a public or private property within a 15-foot radius outside of the doorway.

Smoking on the 16th Street Mall prohibited (C.R.S. 38-9)

- It shall be unlawful for any person to smoke on the 16th Street Pedestrian and Transit Mall. The Mall is defined as 16th St. from Broadway to Chestnut and 50 feet down each alley and side street. Smoking is the burning of a lighted cigarette, cigar, pipe, or any other matter or substance that contains tobacco or marijuana, or use of an electronic smoking device.

Bicycles and Skateboards on the 16th Street Mall, Sec. 54-44

City ordinance prohibits the use of bicycles, skateboards, mopeds, roller skates, hover boards, or any unauthorized motor vehicle on the 16th Street Mall Monday through Friday.



Crimes Against People (Police Need a Victim to Ticket)

Trespassing, Sec 38-115

It is unlawful for any person to knowingly enter or remain upon the premises of another when consent to enter or remain is absent, denied, or withdrawn by the owner, occupant, or person having lawful control of the property.

Examples of trespassing:

- A person fails or refuses to leave a premise when requested to leave by the owner, occupant or person having lawful control of the property (employee, manager, etc.)
- Entering a property that is fenced or enclosed in a manner designed to exclude entrance
- Entering private or public property which is not open to the public and is posted with signs prohibiting entrance.
Signage must read, "THIS PROPERTY, INCLUDING THE (ALCOVE/RECESSED DOORWAY/ SOME DESCRIPTION OF THE CLOSED PORTION) IS CLOSED FROM ___ P.M. TO ___ A.M. NO TRESPASSING PURSUANT TO D.R.M.C. 38-115." The sign must be at least one foot square in size with lettering that is at least 1 inch high and placed in a well-lit area.

Aggressive Panhandling, Sec. 18-9-111

Panhandling with the intent to harass. Harassment for this law includes:

- Strikes, shoves, kicks or touches a person or subjects them to physical contact;
Example: A panhandler intentionally grabs, or touches someone during solicitation.
- In a public place, directs obscene language or gestures toward another person;
Example: A panhandler is rebuffed or ignored by a pedestrian, and then proceeds to curse at the person or direct an obscene gesture at them.
- Follows a person in or about a public place;
Example: A panhandler follows someone down the street and persistently pesters and asks for money. The duration of the following and the extent of the verbal harassment would be crucial factors; following a person for half a block down the Mall asking them for change versus following a pedestrian for over a full block while constantly needling, berating, or otherwise badgering.
Example: A panhandler targets a person and follows them every day as they walk by.
- Repeatedly insults, taunts, challenges, or makes communications in offensively coarse language to another in a manner likely to provoke a violent or disorderly response.
Example: A panhandler is rebuffed or ignored by a person and then responds with repeated insults, taunts, challenges, or coarse language designed to provoke a disorderly response that are directed at the specific pedestrian. There is no need for "obscene" language, but repeated insults, etc., or language that would provoke a disorderly response, such as a threat to a person or their family, a racial epithet, etc.

Disturbance of the Peace, Sec. 38-89

It is illegal for any person to disturb the peace of others by violent, tumultuous, offensive conduct (unseemly, profane, obscene), or by loud or unusual noises.

- Example: *A street performer playing loudly in a single location for a prolonged duration that affectively disturbs the peace of a resident or worker in an office.*
- Police must observe behavior

Call 911

For Life Safety Emergencies:

- Medical Emergency
- Fire
- Violent Crime in Progress
- Mentally Unstable or Threatening Situation
- Trespass or Theft in Progress
- Aggressive Panhandling
- Vehicle Accident
- Suspicious Activity (See Something, Say Something)
 - o Surveillance
 - o Elicitation
 - o Test of Security
 - o Impersonation
 - o Supplies
 - o Funding
 - o Rehearsal
 - o Deployment



Downtown
Denver
Partnership



Downtown
Denver
Business
Improvement
District

Caller Responsibilities:

- Remain Calm
- Stay Safe
- Clearly Articulate the Law Violation or Life Safety Issue
- Answer Operator Questions
 - o Observed Activity
 - o Subject Description
 - o Location
- Answer YES when asked if you want follow-up
 - o Be Willing to Sign a Complaint
- Request Incident Number
 - o Ensure Disposition is Accurate

Police Responsibilities:

- Protect Life
- Make the Scene Safe
- Assess the Situation
- Follow Department Policy for Incident
 - o Issue Warning
 - o Issue Citation
 - o Arrest

Call Non-Emergency 720-913-2000

For Quality of Life Issues:

- Illegal Parking
- Public Drug Use / Intoxication
- Public Urination
- Sit and Lie
- Unauthorized Camping
- Noise Complaint

Caller Responsibilities:

- Identify if Repeat Offender
- Identify Requested Action
 - o Be Willing to Sign a Complaint
- Answer Operator Questions
- Answer YES for follow-up
- Request Incident Number

Non-Emergency Calls are lower priority; therefore, the response time may be delayed depending on the number of higher priority calls being addressed at the time.

Call 311



Denver PocketGov App

- Graffiti
- Pot Holes
- Lighting
- Trash Services
- Snow Removal
- Vandalism



RTD Transit Watch App

- To Report Issues on Light rail, Buses, and RTD property

Call Crime Stoppers

Anonymous Tip 720-913-7867

Downtown Security Action Plan

Business and Property Owner Responsibilities and Expectations

As Downtown Business and Property Owners, we all have a responsibility to maintain our spaces and help to ensure that we our holding ourselves, and fellow Downtown citizens, to the highest level of ownership for our space and behaviors. To help create an environment where all people feel safe, welcome and secure, and help discourage and prevent crime, we ask that all business and property owners adhere to the following responsibilities and expectations:

- **Building Management:**
 - Remove graffiti immediately. The City has a program called Denver Partners Against Graffiti, <https://www.denvergov.org/content/denvergov/en/graffiti-prevention-and-removal.html>, that provides graffiti removal assistance to properties within the city limits.
 - Ensure all exterior lights are working; replace broken lights within 2 business days
 - Ensure ground floor business windows are lit at night
 - Ensure ground floor window displays are transparent to the inside of the store
 - Ensure building façade is maintained – sidewalks are clear of debris (trash, leaves, snow), spills are cleaned up, graffiti are removed, nuisance or criminal activity is reported, etc.
 - Maintain good maintenance practices – Broken Windows Theory; ensure the building is up kept and areas around your business are clean

- **Alley Maintenance:**
 - Clean alley trash and debris
 - Secure dumpsters with locks. Spoil food before disposal if dumpsters aren't locked
 - Post signs stating Private Property, No Trespassing, No Parking, etc.
 - Work with local authorities to analyze issues and determine methods to secure alcoves
 - Ensure alleyways and alcoves are well lit
 - Install security cameras

- **Proactive Space Management:**
 - Communicate with your neighbors – address ideas/issues with fellow business owners
 - Establish rules within individual spaces that discourage illicit and unwanted behavior (ex: limit how long people can stay; prohibit harassing and threatening behavior, sleeping/lying down, soliciting, panhandling, petitioning, or canvassing of any type or kind, etc.)
 - Encourage neighbors to implement rules and regulations as well
 - Officially report all crimes to the police – 911 or non-emergency (720-913-2000)
 - Be willing to sign a citation when calling police - prosecute for shoplifting when possible
 - Do not give away free items (food, drinks, etc.) – Partner with food collection agencies when possible to make a difference ([Food Donation Connection](#), [We Don't Waste](#))
 - Sign trespass agreements, post trespass signs and call police to report trespass violations
 - Install speakers and play music after hours to discourage loitering
 - Lock down wi-fi access after hours

Crime Prevention Through Environmental Design (CPTED)

Business Security Assessment

Boxes marked “No” indicate areas to improve your business’ security. For additional assistance, visit <https://www.denvergov.org/content/denvergov/en/police-department/safety-prevention/business-crime-prevention.html>.

Doors/Locks:	Yes	No
Do all exterior doors have good quality locks?		
Do exterior doors and windows have alarm devices?		
Do you change locks every time a disgruntled employee is dismissed or quits?		
If you have an overhead garage door equipped with an automatic opener, does it use a “rolling code” to foil “code grabbers?”		
If your overhead door is not equipped with an automatic opener, does it have good quality padlocks installed on both sides of the door?		
Does your overhead garage door close within 10 seconds after a car clears the gate to discourage people from entering after a car?		
Does the door leading from your garage have good quality deadbolts installed?		
Do you use these deadbolts on a regular basis?		
If you have a sliding glass door, does the door(s) have at least one of the following? Track lock, insertion pin lock, hinged door bar, metal or wooden dowel in track.		
Does the business make use of alternate access control devices such as magnetic locks?		
Are interior doors locked when not in use?		
Do employees routinely check doors to make sure they are not propped open, latches taped, or in any other way have the lock defeated?		
Windows:		
Do you check to make sure all windows are locked before you leave your business?		
Do you have good quality locks on all exterior windows?		
Are all exterior windows in plain sight and not hidden by shrubbery or trees that provide easy cover for a burglar to hide while forcing open the window?		
If you have an alarm system installed, do all exterior windows have contacts?		
Are the windows consistently clean and clear of excessive signage?		
Is there an unobstructed view of the cash area from the street or the parking lot?		
Smoke/Burglar Alarms:		
Do you have at least one smoke alarm on every floor?		
Do you replace the batteries in each of your smoke alarms on a regular basis?		
Do you test each of your smoke alarms on a regular basis?		
Do you have a quality burglar alarm system with a reputable company?		
If you answered yes to the last question, has your alarm company been instructed to call the police before they call your designated contact person?		
Do you test your alarm system on a regular basis (monthly, quarterly, yearly)?		
Is there video surveillance equipment in use throughout the premises?		

Lighting:	Yes	No
Do you keep enough interior lights on after hours to discourage burglars?		
Do you have exterior floodlights or similar lighting illuminating all sides of your building, to include alleys and alcoves, at night?		
Does your parking lot have adequate lighting?		
Is there adequate lighting near all entrance and exit doors/areas?		
Landscaping/Exterior/Fences/Gates:		
Do you keep all gates on fences locked with a quality outdoor lock?		
Do you keep all outside business equipment secure in a fenced-in area?		
Have you trimmed all bushes and shrubs to provide visibility to all windows and to prevent people from hiding near doors and windows?		
Have tree branches been trimmed to prevent easy access to second floor windows?		
If there is a side building ladder? If so, can it be locked?		
If there is a fire escape, is access prevented by those on the street?		
Do you lock dumpsters to deter rummaging?		
Do employees 'spoil' food placed in dumpsters to deter rummaging?		
Is the area around dumpsters maintained (clean, free of trash or other debris)?		
If you encounter bio-waste or needles, are your employees properly trained and equipped to dispose of it? If not, do employees contact the BID for service; 720-237-3931		
Do you play music outside your business to discourage loitering and camping?		
Are areas around critical infrastructure (HVAC, Water, Gas, Electrical, etc.) secured by fencing or gates?		
Do you use outdoor speakers for ambient noise to discourage loitering and camping?		
Do you lock down wi-fi access after business hours?		
Do you de-energize outdoor outlets after business hours?		
Employee Safety:		
Do employees regularly check outside the business for illegal activity (trespass, sit & lie, unauthorized camping, drug activity, prostitution, etc.)?		
Do employees know when to call 911? Police Non-Emergency? 311?		
Do employees enforce no loitering or time limits for sitting in businesses or patio cafés?		
Does the employer regularly meet with staff to discuss risk assessments or concerns?		
Do you employ private security?		
Does private security know when to call 911? Police Non-Emergency? 311?		
Do you have 'No Trespassing' and/or 'No Parking' signs posted on/around your business?		
Has your business filed a 'No Trespass' agreement with the Denver Police Department?		
Are employees discouraged from providing free food, drinks, or money to panhandlers?		
Do employees provide information to shelters and services to those who may be in need?		
Does your business promote the City of Denver, Give a Better Way campaign (table tents, coasters, donor guides, employee engagement with patrons)?		
Is the business open 24 hours a day? If so, can it be closed and locked up if necessary (violent protest, active threat in the area, etc.)?		
Is there a secure area for employees to lock their personal belongings?		
Are low cash quantities maintained with use of a drop safe or similar system?		



Michael B. Hancock
Mayor

CITY AND COUNTY OF DENVER

DEPARTMENT OF SAFETY

DENVER POLICE DEPARTMENT
ADMINISTRATION BUILDING
1331 CHEROKEE STREET
DENVER, COLORADO 80204-2787
PHONE: (720) 913-2000

November 12, 2015

To Whom It May Concern:

Enclosed is the revised Authorization Form for Enforcing the Denver Ordinance Trespass, D.R.M.C. §38-115, for the 2016 and 2017 calendar years. The forms will now be valid for two (2) calendar years. As indicated on the form, fill in the required information and return it by mail to the address listed. Completed forms may also be returned in person at the District 6 Substation at 1566 Washington St. Denver, CO. 80203. Be sure to mark the completed form Attn: Officer Lombardi, 01011.

In order to more effectively prosecute cases for violations of Denver's Trespassing Ordinance, the Denver Police Department requires officers to follow specific procedures prior to making an arrest or issuing a citation. Prior to making an arrest or issuing a citation, officers must:

1. Contact the property owner/agent and receive verbal confirmation that the person is not allowed on the property.
2. This confirmation must be conveyed to the violator.
3. Officers must document the advisement.
4. Future contacts of that violator after the documented advisement may result in arrest.

Because this procedure requires contact of the property owner/agent by the officer, it is imperative that the contact phone numbers provided on the Authorization Form be accurate. Further, it may be necessary for officers to contact property owners/agents at inconvenient hours. We hope to minimize the inconvenience this causes; however, it is necessary in the proper preparation of these cases. Also, to help make the issuance of the Trespass Agreement Form more efficient in the following years please include an email address in the appropriate field.

An exception to the above procedures is allowed for businesses which are closed during certain hours, and which have limited or restricted public access, revised signs may be posted which allow officers to make arrests without first contacting the property owner/agent. For example, a business with a fenced parking lot for customer parking only, that is closed from 5 p.m. until 7 a.m., may post signs indicating that any person present in the parking lot during those hours will be subject to arrest for trespassing. Officers do not need to contact the property owner/agent in order to arrest persons present in the parking lot during the hours that the business is closed. Those signs must conform to the requirements of the ordinance (see bottom of Authorization Form) and they must indicate the hours that the business is closed and that all violators are subject to arrest for trespassing. As described previously, the posting of these signs would allow the police to arrest or charge a violator without first contacting the property owner/agent.

Thank you for your attention to this matter. Should you have any questions, please contact Officer Lombardi at 720-913-2800.

Sincerely,

Vincent Lombardi, 01011
Officer, Denver Police Department

Valid through the 2016/2017 Calendar Years

Denver Police Department
District 6
ATTN: Officer Vincent Lombardi, 0101 I

Authorization Form for Enforcing the Denver Ordinance Trespass: D.R.M.C. §38-115

I, _____, authorize the Denver Police
(Complainant's Printed Name)

Department to enforce the trespass ordinance, D.R.M.C. § 38-115. I have installed "NO TRESPASS" signs on my property. I authorize the Denver Police Department to take action toward any person on my property located in Denver, Colorado who does not have permission to be there. I am also authorizing the Denver Police Department to name me as the signing complainant in my absence. I also agree to appear and testify if subpoenaed.

Signature of Complainant: _____

Title of Complainant (owner/manager/etc.): _____

Name of Property: _____

Property Address:
(If more than one address please attach a list of all addresses covered)

_____ Denver, Co. _____
Zip Code

Home Phone No.: _____

Work Phone No.: _____

Cell Phone No. _____ Fax No.: _____

**** IF OWNERSHIP OR MANAGEMENT CHANGES, OR IF CONTACT INFO CHANGES, PLEASE NOTIFY VIA TELEPHONE AT THE NUMBER BELOW, TO ENSURE SUBPOENA INFORMATION IS UP TO DATE. ****

Complainant's Mailing Address: _____
(Person who will appear in court) (Local address) City, State, Zip Code

Complainant's E-Mail Address: _____

Send To: Ofc. Vincent Lombardi
Denver Police Department
District 6 Station
1566 Washington, St.
Denver, CO 80203

Telephone Contact: (720) 913-2800
E-Mail Contact: Vincent.Lombardi2@denvergov.org

Completed form may also be dropped off at the District 6 Substation at 1566 Washington St. Denver, CO. 80203. Please include an email address for the complainant. Trespass agreements will be conducted through email in the future.

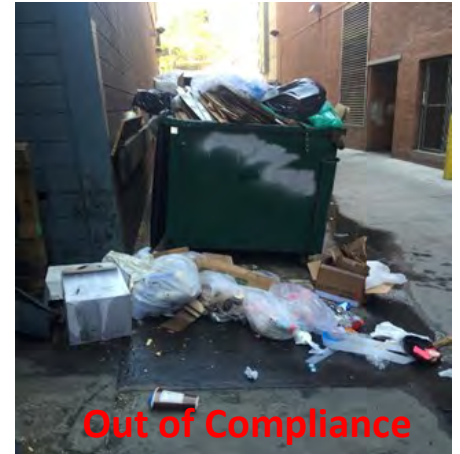
Posted Trespass Sign Mandatory

D.R.M.C. §38-115(c) (1) A "conspicuous sign" shall mean a sign that is at least one square foot in size and sufficiently lighted to be clear and visible and that is posted in a conspicuous location.

(2) "Sufficient notice" that entrance is forbidden shall be established when the lettering on a conspicuous sign is at least one inch in height and contains language that is substantially similar to the following: "Private Property: Keep out." "Violators Subject to Arrest." "Violators Subject to Arrest Between the Hours of _ and _ in accordance with D.R.M.C 38-115 - Trespass."

Waste Receptacles and Alleyways

The Denver Revised Municipal Code (§23-4) requires all businesses to keep clean and maintain their outdoor waste receptacles including the area around the waste receptacles.



REQUIREMENTS:

- ◆ Outside waste storage areas and enclosures, including the ground, must be kept clean.
- ◆ Waste containers are required to be covered and well maintained.
- ◆ Waste containers need to be emptied frequently to prevent trash overflow, odors, and the attraction of pests.
- ◆ Garbage must be discarded in durable plastic bags to prevent leaks.
- ◆ Waste containers with drains must have the drain plugs in place.
- ◆ Outdoor waste containers and dumpsters must be stored on a smooth surface that is easily cleanable.



RECOMMENDATIONS & BEST PRACTICES:

- ✓ Ensure waste receptacles and/or trash areas are locked to assist with additional security.
- ✓ Increase trash pick-up frequency as needed with waste removal company.
- ✓ Avoid contact with human/animal feces & sharp objects such as used needles.
- ✓ Contact Business Improvement District Clean Team (BID) to remove needles/feces.



A picture of a locked dumpster

BID CONTACT INFORMATION (303-534-6161)-OR- Call 311 for City Services



DENVER
ENVIRONMENTAL HEALTH

facebook.com/DenverPHI | phicomments@denvergov.org
Public Health Inspections | 720-913-1311 | www.denvergov.org/phi