



DEPARTMENT OF POLICE

730 Center Street
Racine, Wisconsin 53403-1186
(262) 635-7700

MEMORANDUM

TO: ALDERMAN DENNIS WISER Date 1/16/2014

FROM: SERGEANT BRIAN NEUBAUER Under Report No. _____

Subject:

The City of Racine Police Department (RAPD) has requested that the Racine Unified School District (RUSD) post their properties “No Trespassing on RUSD School Properties during Night Time Hours”. I agree this would be an excellent crime prevention/enforcement tool during night time hours.

Nicole Loop from the City Attorney’s office informed me of the following:

1. “The current trespassing ordinance does not cover school grounds as they are public buildings, which are not contemplated by the current ordinances. So, it would be pointless to post signs until the ordinance is changed.”
2. “RUSD needs to be on board for the reason that it is RUSD who owns the school grounds upon which a person trespasses. Although Unified is a public entity, it is a municipal entity separate from the City of Racine. I want assurances that they will be cooperative with the enforcement process, up to and including issuing a citation.”
3. Ask an alderperson to sponsor, and if s/he agrees go from there.”

Nicole Loop forwarded the following draft copy of the recommended language which needs to be approved by the Common Council.

SECTION 66-____. School Property

- (a) It shall be unlawful for any person to go upon the grounds of any school in the district for the purposes of engaging in conduct which is disorderly, disruptive or otherwise detrimental to the orderly conduct of school affairs.
- (b) It shall be unlawful for any person:
 - (1) Not engaged in legitimate school-related business to be present upon school grounds without express permission from the school principal or his/her designee;
 - (2) To remain upon the grounds of any school upon being requested to leave by any school district official, employee or law enforcement officer;
 - (3) After having been requested to leave the grounds, to return to the grounds of a school without the specific permission of a school district official, employee or law enforcement officer.
 - (4) To be upon the grounds of any school between the hours of 11:00 p.m. and 5:00 a.m. without the express permission of the principal or his/her designee.

RAPD's request and Nicole Loop's draft recommendations were forwarded to and approved by RUSD School Board at their November 18, 2013 meeting.

Please advise if you're willing to sponsor the proposed trespassing ordinance language?

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cc:
Nicole Loop
David Hazen
Deputy Chief J. Polzin
Deputy Chief Lopez
Lt. Esch