

**HOUSING AUTHORITY OF THE CITY OF PASSAIC**

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**NO TRESPASS LIST / BARRING POLICY**

The Housing Authority is aware of the problem its residents and the Authority face with the unwanted presence of persons on, in or about the property of the Authority. Recognizing the seriousness of illegal drug activity as well as other criminal activity, the Authority adopts the following policy in an effort to enhance the safety, health and well being of its residents and its property. The goal of the following policy is to reduce criminal activity involving drugs and other activity that threatens the peace and tranquility desired for public housing and its residents. The following policy is to be implemented and carried out under the laws of the State of New Jersey and the municipality.

- A. The Authority shall cause a verbal and/or written warning/police summons to be issued by law enforcement personnel to any nonresident who has no legal right to be on the property of the Authority. Said warning/summons shall state in substance that such person did/does not have authority, permission and/or right to be on any property belonging to the Authority. Repeat offenders are also subject to a penalty of prosecution for criminal trespass under law which may result in fines and/or imprisonment. Violators are subject to be placed on a NO TRESPASS LIST for duration of two (2) years. This list is distributed to law enforcement and court personnel for enforcement purposes. Placement on the No Trespass List may be a result of, but not limited to non-residents who:
1. Engage in or has had a verbal or physical confrontation with law enforcement personnel, residents, guests, or Authority personnel on or near the property of the Authority, in which no criminal activity occurred
  2. Engage in non-drug related criminal activity on or near housing authority property which is non-violent in nature and which causes no physical injury to another person
  3. Engage in criminal activity on or near housing authority property in which a deadly weapon was used or threatened to be used or which activity resulted in physical injury to any person
  4. Any person who has been involved in or suspected of being involved in drug related activity on or near the property of the Authority
  5. Have been involved in any criminal or other activity that occurred on or near the property of the Authority which interferes with the quiet and peaceful enjoyment of the residents;
  6. Damaging and/or tampering with equipment property of the Authority;

**Vea versión en español al otro lado.**

- B. The notice/summons shall be issued to such person or persons by law enforcement / court personnel or designated employee(s) of the Authority. A copy of the report shall be filed with the Director of Security of the Housing Authority or other appropriate official/s of the Authority.
- C. Any person/s who has received a warning/summons to leave the property under the provisions of this policy and who returns to the Authority property prior to the expiration of the aforementioned time period shall be subject to arrest/summons for criminal defiant trespass as provided for in the New Jersey State Statutes, and under the laws of the municipality.
- D. Any person/s that returns to the property of the Housing Authority and who is found to be on said premises and further commits subsequent violations aforementioned is subject to having the time enumerated herein extended to a term up to twice the original term or expiration of the notice issued by the Housing Authority.
- E. The Housing Authority reserves the right to review any case for possible action in regards to the penalty time frame.
- F. This policy is enforceable by any law enforcement personnel and/or housing official. This policy does not dictate enforcement procedure as performed by law enforcement personnel.