

ARIZONA STATE LAW:

www.azleg.state.az.us/ArizonaRevisedStatutes.asp

You are subject to arrest for any of the following:

- A person commits the crime of disorderly conduct by making unreasonable noise that disturbs the peace and quiet of another person (ARS 13-2904).
- It is unlawful for a person 21 years of age or older to host a gathering where persons under 21 years of age are consuming or possessing alcohol (ARS 4-241Q).
- It is unlawful for a person to furnish alcohol to another person under the age of 21 years or for a person under the age of 21 years to possess alcohol (ARS 4-244.9).
- It is unlawful for a person to consume alcohol in a public place or on private property without permission of the owner (ARS 4-244.20).
- It is unlawful for a person under 21 years of age to operate a motor vehicle with any spirituous liquor in the person's body (ARS 4-244.33).
- It is unlawful for a person under 21 years of age to have in the person's body spirituous liquor (ARS 4-244.40).

TEMPE CITY CODE:

www.tempe.gov/citycode

Tempe City Code Sections 5-30 through 5-35, explain that large events often present a threat to the peace, health, and safety of neighborhoods. A large gathering or party is defined as a social event with five or more persons. Officers will issue a written notice during the first response, informing the responsible person that a second response to the gathering within 90 days could result in the responsible person being billed up to \$1000 for police services.



Emergency: Dial 9-1-1
Non-emergency: (480) 350-8311

Crime Prevention Unit
480-858-6330
www.tempe.gov/cpu



Tempe Police Department Loud Party Ordinance

Tempe has an energy that is unmatched in the Valley. Arizona State University, Mill Avenue, and other City sponsored events including the Fourth of July, New Year's Eve block Party, and two Mill Avenue Art Festivals are but a few examples that contribute to this atmosphere. Private parties are also frequent, as are noise complaints. The Tempe Police responds to thousands of loud party—noise complaints every year! These complaints often result in the person responsible for the party receiving a fine and/or a citation. This pamphlet is designed to assist Tempe citizens in having parties that conform to our laws and policies.

What is a "loud party"?

A loud party is a gathering that disturbs the peace of another. It does not actually have to be a traditional party to qualify. Parties often bring related problems such as noise complaints, loud vehicles and vehicle stereos, neighborhood litter, and misbehavior such as urinating in public. This pamphlet gives information on how loud parties are handled by the Tempe Police.

What to do if you are planning a party:

- * **Notify neighbors of the planned party.** If the neighbors are not supportive, change the location or nature of the party. One call from a neighbor could end your party, regardless of the expense and planning.
- * **Consider neighbors when planning your party.** Neighbors accept parties Saturday afternoon better than Sunday morning at 2:00 A.M. Twenty people inside a home make less noise than 300 people in the backyard.
- * **Control who is invited and admitted to your party.** Word of mouth regularly changes parties from a small gathering to hundreds of people you've never seen before.
- * **During your party, periodically check your neighborhood to correct problems.** You may be responsible for what takes place off of your property as a result of your party. Pick up trash and correct any other problems.
- * **If you lose control of your party, end it yourself.** If you are unsuccessful in ending it, call the police. The police will assist you.
- * **If the police show up at your party, fully cooperate.** Your cooperation may reduce your liability as it relates to civil and criminal sanctions. Officers will follow-up and contact party hosts who cannot be contacted at the time of the party.
- * **Do not mix alcohol and underage party attendees.** It is unlawful to provide alcohol or host a party where persons under the age of 21 years possess or consume alcohol
- * **Don't have too many parties.** One or two parties a year is all most neighborhoods can accept from one household.

What to do when neighbors are planning a party:

- * **Express concerns early.** When you discover a planned party for your neighborhood, discuss your concerns with the responsible person. It is easier to fix problems early.
- * **When you learn of a party, even days before the party, call the Tempe Police non-emergency number and provide the information to on-duty personnel to pass on to beat officers and the Liquor & Party Detail.** Encourage the responsible party to read this pamphlet, which can be obtained from the Tempe Police Crime Prevention Unit
- * **If the party is going on and a concern arises, contact the responsible person if you feel comfortable doing so.** Most would like a chance to solve a problem before the police are called. Give them that chance.
- * **Be tolerant.** Your recurring relationship with your neighbor may be more important than a single event, even if your routine is challenged for one night.
- * **If the property is a rental, notify the landlord yourself in writing.** This assures the landlord knows what is happening. Rental properties are required by law to register with the Maricopa County Assessor's Office. Their website is www.maricopa.gov/assessor
- * **If there are other code violations, contact Tempe Neighborhood Enhancement at 480-350-8372.** These include poorly maintained lawn and landscaping, disabled vehicles and debris in the yard, and general disrepair of the home. www.tempe.gov/codecompliance

When to call the police:

- * **When all else fails, contact the Tempe Police at 480-350-8311 and report the active disturbance.** Be ready to provide information as to the number of people at the location and their approximate ages. The call-taker should be notified of any other associated problems such as underage drinking, littering or other criminal or nuisance issues.

The police will investigate incidents to determine if a crime has occurred and may ask if you are willing to aid in prosecution for certain crimes. If you are unwilling to identify yourself and/or no crimes are established, police may be unable to stop the party but will issue a loud party notice per city code, when possible. This will only allow police to notify the responsible person of the complaint. If officers are called a second time and a notice is issued, the city may charge a service fee to the responsible person.

Other remedies:

If the residence you are calling about is a recurring problem, there are other remedies that could solve the concerns. Several options include:

- * **If there is not an active disturbance but you have concerns about a recurring issue, contact your area crime prevention officer.** He or she will work with you to solve problems with a variety of methods. He or she may also notify the Liquor & Party Detail and beat officers about the recurring issue so officers can provide extra patrol. That officer can be reached by calling 480-858-6330 or by website: www.tempe.gov/cpu
- * Consider mediation. This is a free service through the City of Tempe's Social Services Department. Set an appointment by calling (480) 350-2430. This service has proven particularly effective for recurring problems between neighbors. The website is www.tempe.gov/socialservices.