

**A RESOLUTION RECEIVING THE FOLLOW-UP REPORT ON THE LIMITED ANTI-LINGERING ORDINANCE FOR THE DAVIE AND JONES FERRY ROAD AREA
Resolution No. 52/2008-09**

WHEREAS, the Carrboro Board of Aldermen on November 20, 2007 approved the limited anti-lingering ordinance for the area surrounding the intersection of Jones Ferry and David Road to address issues associated with the day labor pick up site and other issues associated with health safety and welfare of Town of Carrboro citizens without unduly restricting the right of people to seek work at the location; and

WHEREAS, when the ordinance was approved by the Board of Aldermen the aldermen requested that the item be reviewed by the board in a year's time; and

WHEREAS, a year has passed and staff has monitored the situation closely and spoken with the neighbors about how effective the action has been related to the initial problem; and

WHEREAS, a report has been prepared for the Board on the status of the anti-lingering ordinance indicating that the ordinance has served its purpose in that the negative behavior in the area related to the day labor situation has abated.

NOW, THEREFORE, be it resolved that the Board of Aldermen accepts that report and that the limited anti-lingering ordinance shall remain on the books.

**Office of the
Chief of Police**

Memo

To: Steve Stewart, Town Manager
From: Carolyn A. Hutchison, Chief of Police
CC: James Harris, Community and Economic Development Director
Date: 11/11/2008
Re: Update on the anti-lingering ordinance

Approximately one year ago, the Mayor and Board of Aldermen adopted a limited anti-lingering ordinance for the area around the intersection of Davie Road and Jones Ferry Road to reduce the trash and behavior problems occurring near the intersection without unduly restricting the right of people to seek work at that location.

The ordinance simply added enforcement authority to the police department's practice of encouraging those lingering in the area to move on after 11 a.m. Having the ordinance as a "tool" has worked for police officers who initiate and respond to calls in the area. Those lingering after 11 a.m. understand now that they must leave the area or risk arrest. In fact, officers have not had to arrest anyone for violation of this ordinance. The creation of this ordinance seems to have worked to somewhat modify the behaviors of those lingering, many of whom seemed not to be looking for work in the first place.

I recommend that we keep the ordinance "on the books."