



# City of Chicago



R2020-615

Office of the City Clerk

## Document Tracking Sheet

<b>Meeting Date:</b>	9/9/2020
<b>Sponsor(s):</b>	Ervin (28)
<b>Type:</b>	Resolution
<b>Title:</b>	Call for hearing(s) on Chicago Police Department's enforcement of Municipal Code Sections 8-4-015, 8-4-016 and 8-4-017 regarding gang, prostitution and narcotics-related loitering
<b>Committee(s) Assignment:</b>	Committee on Public Safety

**RESOLUTION CALLING FOR A HEARING ON THE ENFORCEMENT OF CERTAIN  
SECTIONS OF CHAPTER 8-4 OF THE CITY CODE**

**WHEREAS,** The City is suffering from an epidemic of violence stemming from gangs, prostitution, and narcotics trafficking, which has and continues to plague residents; and

**WHEREAS,** To help mitigate violence caused by street gangs, the City passed an ordinance in 1992 that provided the Chicago Police Department broad discretion in arresting individuals observed to be loitering for gang related purposes; this ordinance was struck down by the Supreme Court in 1999 and the City Council has since passed new ordinances aimed at combatting loitering for purposes related to gangs, prostitution, and narcotics trafficking; and

**WHEREAS,** These new ordinances require the Police Superintendent to designate areas of the City where enforcement of these new ordinances is necessary; such designations require the Police Superintendent to consult with certain persons knowledgeable about the effects of gangs, prostitution, and narcotics trafficking in the area; and

**WHEREAS,** Only after areas are designated by the Police Superintendent to be areas requiring enforcement of such ordinances, can officers order individuals found to be loitering for purposes related to gangs, prostitution, or narcotics trafficking to disperse or arrest individuals found to be violating such ordinances; and

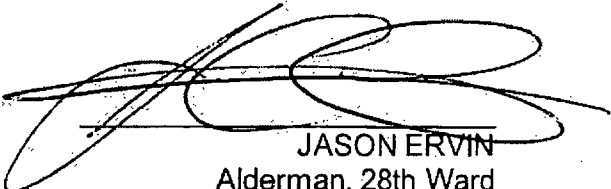
**WHEREAS,** Because such ordinances are only enforceable in designated areas of the City, they do not allow officers the flexibility to combat loitering for purposes related to gangs, prostitution, or narcotics trafficking, outside of these designated areas; and

**WHEREAS,** This discrepancy allows individuals loitering for purposes related to gangs, prostitution, or narcotics trafficking to move from such designated areas to areas where enforcement is not permitted, thwarting enforcement of the law; and

**WHEREAS,** Residents of the City deserve to live peacefully in their homes and neighborhoods and to ensure residents can do so, the City should continually monitor, re-examine, and strengthen its current enforcement tools for effectiveness; now, therefore

**BE IT RESOLVED,** That we, the Mayor and members of the City Council of Chicago assembled this ninth day of September, 2020, do hereby call upon the Committee on Public Safety to hold a hearing on the Chicago Police Department's enforcement of sections 8-4-015, 8-4-016, and 8-4-017 of the City Code, including the number of dispersal orders issued due to violations of these sections, the number of arrests made for violations of these sections, and how these sections can be strengthened; and

**BE IT FURTHER RESOLVED,** That we call upon Police Superintendent David O. Brown, or his designee, to testify at the hearing.

  
JASON ERVIN  
Alderman, 28th Ward