

DAVID CITY HOUSING AUTHORITY TRESPASS / BAN AND BAR POLICY

GUIDELINES

The following policy and guidelines of the David City Housing Authority (DCHA) shall apply to all properties of DCHA. All properties of DCHA are for the sole use and benefit of the residents of such developments, members of their households, their lawfully invited guests, personnel of DCHA and such other persons who have legitimate business on said property ("Permittees"). In an effort to protect the health, safety and welfare of its residents, persons upon said premises, other than named above, shall be regarded as trespassers and shall be prosecuted as allowed by law.

The Trespass Policy shall be conspicuously posted at each DCHA development and tower in a manner sufficient to warn all persons of the policy. On request by any law enforcement officer or authorized personnel of DCHA, any person found on DCHA property must identify himself and demonstrate that he is within the above class of Permittees. Any person refusing or unable to identify himself or who is unable to demonstrate that he is a Permittee as defined above shall be issued a Trespass (Ban and Bar) Notice and be escorted from DCHA property.

The DCHA Ban and Bar Policy will be applied consistent with the DCHA Criminal Background Check and eviction policies.

Individuals who are issued a Trespass (Ban and Bar) Notice shall remain banned-and-barred from DCHA property for a minimum of three (3) years from the date of the notice. However, the period may be extended upon subsequent trespass or at the discretion of DCHA. This ban can only be rescinded by order of the Executive Director.

BAN AND BAR APPEAL PROCESS

Upon being issued a Trespass Notice, a person can appeal his status as a Trespassed (Banned and Barred) Person. He must present the appeal within three (3) working days after receiving the Ban and Bar Notice. The appeal must be presented in writing to the Executive Director. The appeal will be reviewed by an individual or a panel appointed by DCHA, who will issue a written decision to the individual.

VIOLATION OF BAN AND BAR/NOTICE OF TRESPASS

Effective immediately at the time the Trespass Notice is issued, a Trespassed Person is **BANNED** from all DCHA properties, and **BARRED** from returning or attempting to return in the future, except with the express written permission of the DCHA. DCHA property includes:

- In any DCHA housing unit;
- On a public sidewalk, parking lot or common area within an DCHA housing development;
- In a vehicle on an DCHA owned parking lot;
- Any other place on DCHA property

Pursuant to Nebraska law, violators will be arrested and prosecuted as trespassers.