



Vehicular Public Nuisances
10.29.101-10.29.116



Vehicular Public Nuisances

Purpose:

- The purpose of this article is not to punish, but to remedy vehicular public nuisances.
- The abatement of vehicular public nuisances for the protection of public health, safety and welfare is a matter of local concern and is a direct part of the Strategic Plan:
 - Section 1.10.1 “Affect positive change in driver behavior through crash data”
 - Sections 1.10.4 “Collaborate with the City Attorney’s Office to evaluate ordinances that address illegal street racing.”



Vehicular Public Nuisances

History:

- Traffic fatalities set a new record in 2020 with 51 total. 42 traffic fatalities occurred since June 1st. While street racing cannot be attributed to these, we do know speed was a factor in at least 18 of the 51. This does not include approximately 120 additional felony traffic crashes where there was not a fatality.

Fatalities	2016	2017	2018	2019	2020
Total	34	39	48	42	51
Auto	18	20	23	19	20
Pedestrian	7	10	13 (11)	9 (9)	13 (12)
Motorcycle	9	6	8	11	15
Bicycle	0	3	4 (3)	3 (0)	3 (2)
Alcohol/drugs present	21	18	25	22	TBD

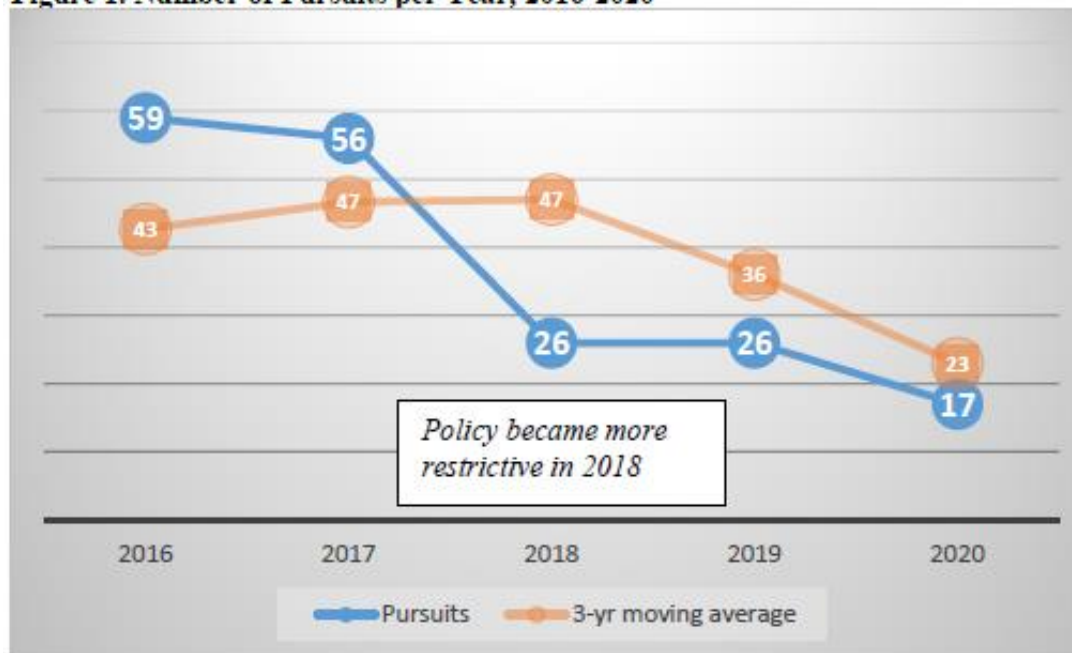


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Vehicle Pursuits:

- A more restrictive pursuit policy early in 2018 resulted in a 54% reduction in pursuits in 2018 compared to 2017 and pursuits continue to decline. From 1/1/2020 – 12/28/2020, there were 17 pursuits – 35% fewer pursuits than during calendar years 2018 and 2019.

Figure 1. Number of Pursuits per Year, 2016-2020





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Pursuits have decreased, eluding incidents have increased:

- In 2019, there were 252 calls for service containing at least one of the keyword/phrases “not pursued”, “not pursuing”, “eluded” or “eluding”.
- In 2020, there were 354 calls for service containing at least one of the keyword/phrases “not pursued”, “not pursuing”, “eluded” or “eluding”.
 - The most common call type was TSTOP (74%), followed by SUSP VEHICLE (15%)
- In total for 2020, there were approximately 1,566 calls for service for various forms of street racing or incidents where CSPD officers attempted to make a traffic stop and the vehicles eluded the officers and failed to stop.



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Street Racing Examples:

06/01/2020 – Aviation Way





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Street Racing Examples:

11/12/2020 – KRDO (Austin Bluffs and Dublin)

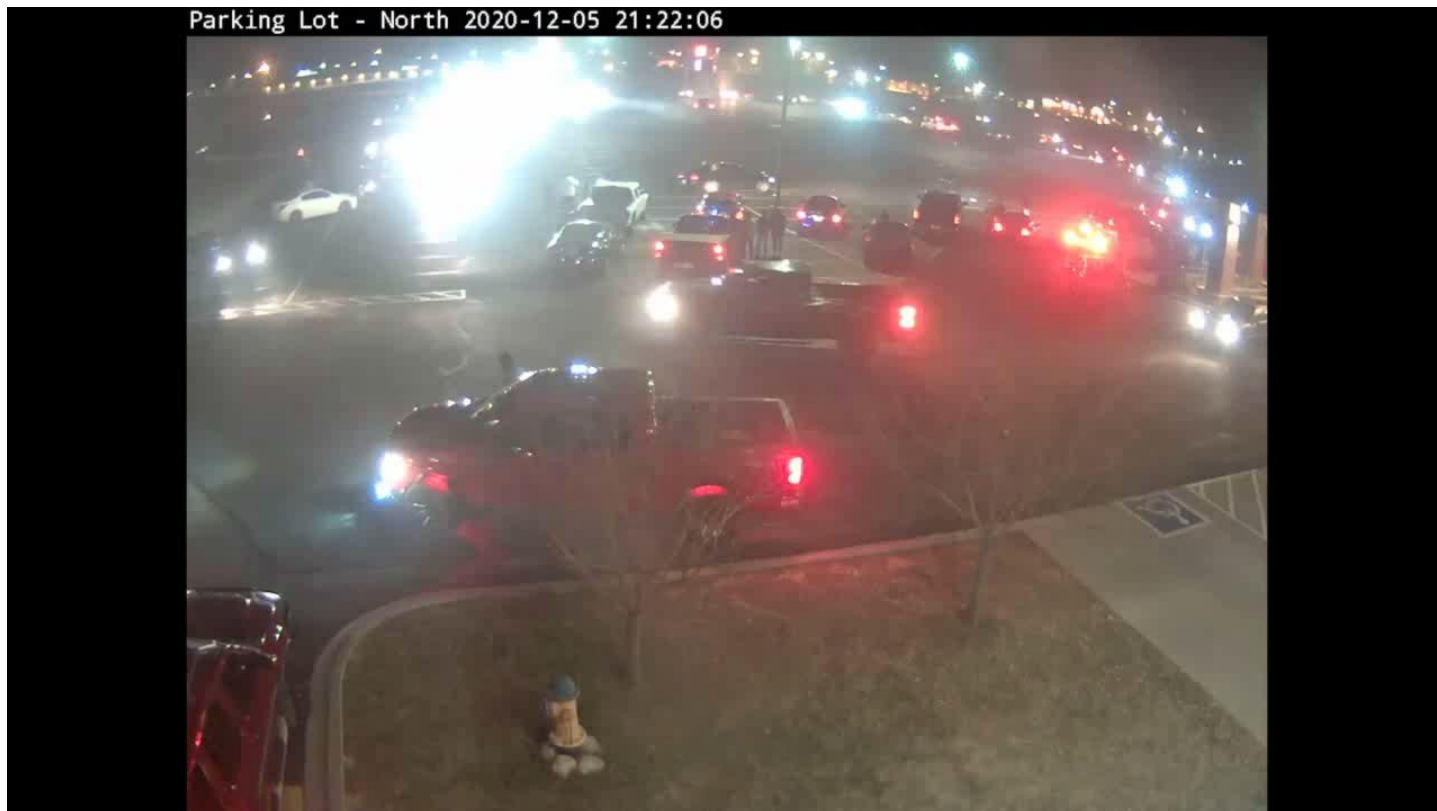




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Street Racing Examples:

12/09/2020 – Victory World Outreach Church (3150 S. academy Blvd.)





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Street Racing Examples:

12/27/2020 – Chapel Hills Mall (Boosted Colorado)





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Eluding Examples:

07/24/2020 – Traffic Stop



10/24/2020 – Traffic Stop



12/06/2020 – Traffic Stop





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Definition:

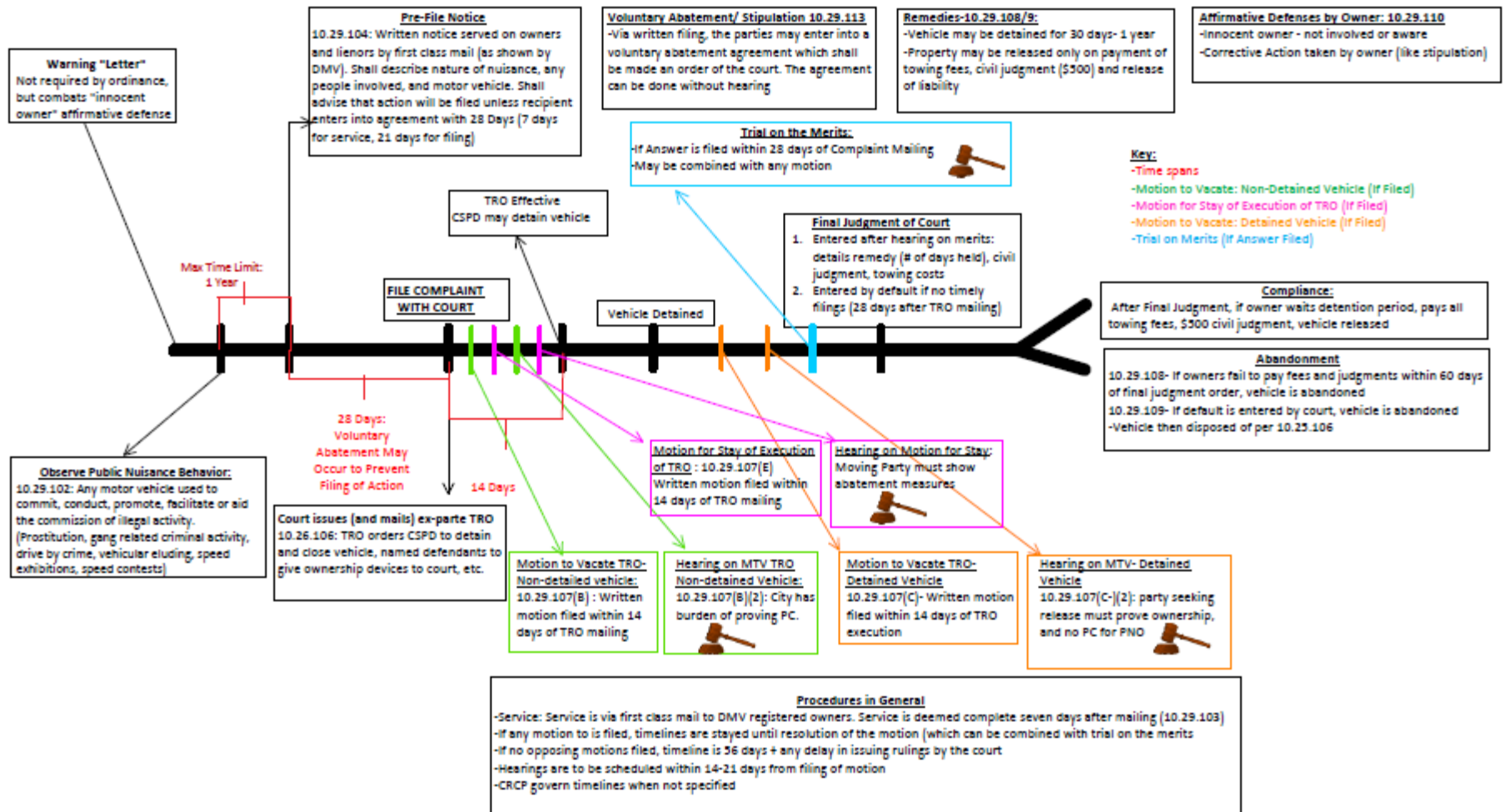
- Any motor vehicle used to commit, conduct, promote, facilitate or aid the commission of illegal activity. Evidence of the existence of a vehicular public nuisance shall include evidence that the motor vehicle was used in one (1) or more of the following illegal activities:
 - Prostitution, soliciting for prostitution, pandering, keeping a place of prostitution, pimping, or public indecency;
 - Any gang related criminal activity;
 - Any drive-by crime;
 - Vehicular eluding as prohibited in C.R.S. 18-9-116.5;
 - Eluding or attempting to elude a police officer as prohibited in C.R.S. 42-4-1413 and/or City Code section 10.24.109
 - Speed contests – speed exhibitions – aiding and facilitating as prohibited in C.R.S. 42-4-1105 and / or City Code section 10.5.107



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Process Chart:

Vehicular Public Nuisances - Process Chart





Thank you for your time.

