

San Jose Police Department – Neighborhood Quality of Life (NQL) Team Quick Reference Guide (02/26)
Officers should review relevant code sections to ensure all elements are met prior to any enforcement action

SJMC: Reasonable Suspicion / Probable Cause

* The City of San Jose's Office of the City Attorney is primarily responsible for processing San Jose Municipal Code (SJMC) violations

Recommendations:

- Reports and/or notes are *encouraged* even when not required
- Upload photos of the violation to the e-cite in addition to Evidence.com
- Avoid photos of the suspect on the e-cite (the Office of the City Attorney must redact for any bias)
- There is no informal booking for SJMC violations

No Encampment Zones (NEZ) – SJMC 10.20.150+

- An area where encampments are **not** allowed
- BeautifySJ posts signs in these areas
- Areas include along waterways and near Emergency Interim Housing (EIH) sites and schools
- Contact BeautifySJ for removal of these encampments that require no 72-hour notice

Water Resource Protection Zones – PC 602(o)(1)

- Encampments are forbidden in waterways
- Fish and Game Code 5652(a) also prohibits litter, vehicles, etc. within 150' of a high-water mark

Trespassing

- PC 602 has a list of appropriate subsections
- Railroads: PC 369I
- Private Property: SJMC 10.20.140+
- City Property: SJMC 10.20.150+

Pedestrian Facilitation Zone – SJMC 10.10.010+

- No sitting or lying down on sidewalks in designated areas of downtown (8am-Midnight)
- Within 300' of posted signage
- Document condition of the scene (e.g., odor of urine, garbage, sidewalk obstruction, etc.)

Obstructions Prohibited – SJMC 13.24.010

- Prohibits any object that interferes with the free use of a public street or sidewalk. DOT has authority to remove. Not chargeable offense.

City Park Rules – SJMC 13.44.020+

- Signs are posted with approximately two dozen different violations in every city park (e.g., no smoking, drinking, camping, etc.)

Lived-In Vehicles / Motorhomes – SJMC 6.46.040+

- No person shall use any vehicle, trailer or house car for living or sleeping in any place in the city
- Refer to SJPD Training Bulletin #2025-018 for Impounding Lived-In Vehicles (10/17/2025)

+ SJMC violations heard in *Criminal Court*

++ SJMC violations heard in *Traffic Court*

Dangerous Accumulation – SJMC 9.10.540+

- No person shall store, place, keep, maintain or accumulate solid waste that (1) becomes a public or private nuisance, (2) attracts vermin or insects, (3) creates a fire hazard or (4) is otherwise offensive or dangerous to public peace, health or safety
- Document the scene (e.g., odor, waterways, fire risk, etc.)

Towing / Impounding

- If you cannot verify the VIN from the vehicle, write "VIN Check" at the top of the CHP 180
- Use tow authority code VC 23109.2 only when citing for VC 23103 or VC 23109
- For towing questions, contact the Tow Hearing Unit at 408-277-5429

Parking – CVC 21113(a) / SJMC 10.20.140+

- Prohibits unauthorized parking at certain public or educational institutions (e.g., public libraries, schools, etc.) and no overnight parking

Prop 36 Reference Guide:

- No time limit for prior convictions
- Verify with statewide history check (include docket numbers in affidavit / GO report)

H&S 11395(b)(1) "Treatment-Mandated Felony"

- Simple possession of a hard drug with two prior convictions (verify with statewide history)

H&S 11350, 11351, 11351.1, 11352, 11353, 11353.5, 11353.7, 11370.1, 11377, 11378, 11378.5, 11379, 11379.5, 11379.6, 11380, 11395

PC 666.1 "Theft with Priors"

- Petty theft or shoplifting with two prior convictions

PC 211, 215, 368 (theft), 459, 459.5, 487, 487h, 484, 488, 490.2, 496, 530.5, VC 10851

290 PC – Sex Registrants

- **PC 290.011** – Transient must register every 30 days (M/F based off original sex crime classification)
- **PC 290.012** – Failure to register annually (M/F based off original sex crime classification)
- **PC 290.015** – 5 working days to reregister upon release from custody (if incarcerated over 30 days)
- **HS 11377(a)/11350(a)** – Offender in possession of a controlled substance may be charged as a felony

Quality-of-Life Resources

Mental Health Crisis Line: 988

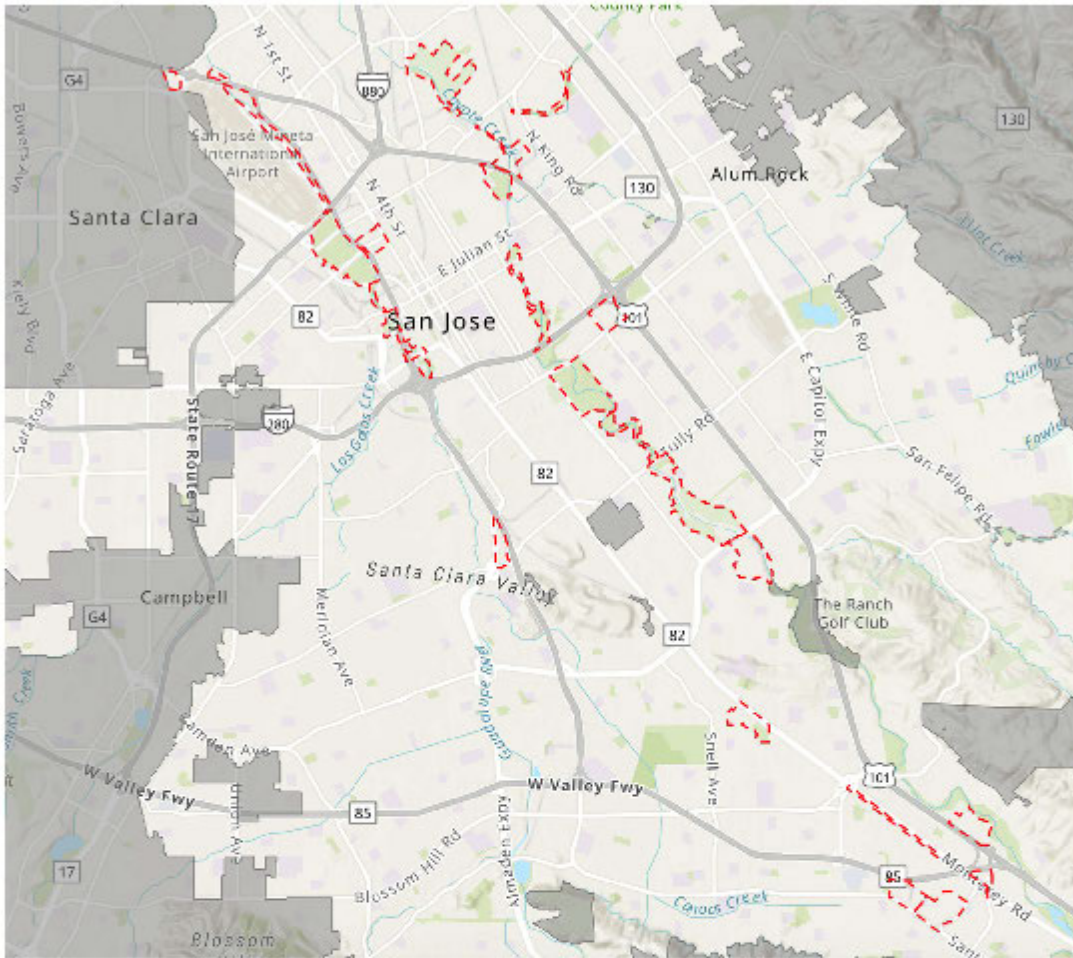
BeautifySJ: 408-535-3500

Mission St Recovery Station: 408-648-4411

Here4You Emergency Housing Hotline: 408-385-2400

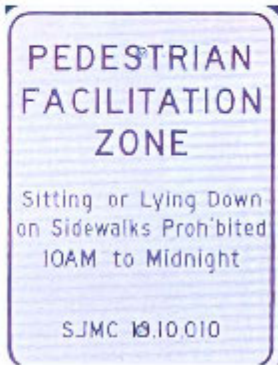
TRUST: 408-596-7290 (Un-Housed Resources)

Homeless Veteran Housing: [REDACTED]



Map of No Encampment Zones (NEZ) in San Jose
 (SJMC 10.20.150) – Interactive map can be found on BeautifySJ's website

San Jose City Services: 311 App
 * Officers can report illegal dumping, graffiti, vehicle issues, encampments, etc. with the 311 App. Officers should also educate residents on using the application.
 * 311 is the best method to alert BeautifySJ to the above quality-of-life issues.
 * Reporting to 311 does not replace the need for a GO Report.



Please reach out to the Neighborhood Quality of Life (NQL) Team with any questions.
 The NQL Team is a resource for patrol but does not co-respond with patrol to calls for service.