

**Quarterly Report of Complaints/Incidents of Concern Against IFC Fraternities at
the University of California, Berkeley**

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Executive Summary

This report provides a summary of violations of the Revitalized IFC policies, All Greek Social Code, City of Berkeley Enforcement, and the Group Living Accommodation Ordinance and Exemption from May 2, 2019 to September 30, 2019. The format of this report is outlined by the settlement agreement agreed upon by the Interfraternity Council at Berkeley in February, 2017.

The list of violations is generated through fraternities reporting incidents of concern, committee reports submitted by the First 8 Week Committee through a partnership with the University of California, Berkeley, direct complaints from neighbors and community members, CalGreeks Alcohol Task Force (CAT) reports, and the IFC at Berkeley.

As a summary, here are the number of violations for each of the four sections:

- Revitalized IFC policies & All Greek Social Code: **6**
- City of Berkeley Enforcement: **3**
- Group Living Accommodation Ordinance/Exemption: ******

Based on the report, the author of the report suggests the following remedies:

- Fraternities should develop an internal set of policies limiting the sound levels of outside speakers;
- Fraternities should develop regularly scheduled extra trash pick-ups through the City of Berkeley or their property management company;
- Fraternities should implement the suggestions included in the Fraternity Property Survey;
- Fraternities should work closer with alumni to help provide mentoring and additional resources.

While the attached report attempts to capture as many violations as possible, it is limited to the information shared by private organizations and City of Berkeley departments due to confidentiality issues, e.g. medical transports for alcohol are not shared by Berkeley Fire Department due to the Health Insurance Portability and Accountability Act of 1996 (HIPAA). Therefore, this report should not be seen as a definitive collection of all fraternity violations. If you would like to submit a clarification or additional violation, please send them to Dylan Howser at dylan.howser@nicfraternity.org.

Revitalized IFC Policy + All Greek Social Code Violations

Fraternity: Phi Kappa Tau
Incident Date(s): August 24, 2019
Violations: Unregistered Event & Irresponsible Hosting Practices

Fraternity: Kappa Delta Rho
Incident Date(s): August 25, 2019
Violations: Unregistered Event & Irresponsible Hosting Practices

Fraternity: Delta Upsilon
Incident Date(s): August 26, 2019
Violations: Unregistered Event & Irresponsible Hosting Practices

Fraternity: Kappa Alpha
Incident Date(s): September 6, 2019
Violations: Irresponsible Hosting Practices

Fraternity: Sigma Alpha Epsilon
Incident Date(s): September 14, 2019
Violations: Irresponsible Hosting Practices

Fraternity: Sigma Chi
Incident Date(s): September 17, 2019
Violations: Irresponsible Hosting Practices

City Enforcement Issues

The following are mandatory sanctions whenever a fraternity receives an Exhibit A:

- 2 Week Onsite Probation;
- 1 Meeting w/ Dylan Howser to discuss action steps to resolve issues leading to Exhibit A;
- 2 Pre- and Post-Event meetings w/ chapter executive and general members following Onsite Probation

The following are mandatory sanctions whenever a fraternity receives an Exhibit B:

- 3 Months Onsite Probation;
- 1 Meeting w/ Dylan Howser to discuss actions steps to resolve issues leading to Exhibit B;
- 4 Pre- and Post-Event meetings w/ chapter executives and general members following Onsite Probation

Incident: Exhibit A Citation
Date/Time: Fall 2019
Fraternity: Kappa Alpha Order

Incident: Exhibit A Citation
Date/Time: Fall 2019
Fraternity: Phi Kappa Psi

Incident: Exhibit A Citation
Date/Time: Fall 2019
Fraternity: Chi Phi

GLA Exemption Violations

Trash Abatement

Trash has become a top priority in reducing the strain fraternity properties place on the City of Berkeley and neighbors. Since Summer 2019, the IFC at Berkeley received at least one complaint for the following properties:

Delta Upsilon – 2425 Warring St, Berkeley, CA 94704

Kappa Delta Rho – 2739 Channing Way, Berkeley, CA 94704

Pi Kappa Phi – 2908 Channing Way, Berkeley, CA 94704

Sigma Alpha Mu – 2714 Durant Ave, Berkeley, CA 94704

Each fraternity listed will work with Dylan Howser, their alumni corporation board, Inter/National Fraternity, and City of Berkeley staff to develop an action plan to address the issues that have led to the complaints. A typical action plan would include: increasing the amount of service they receive, increasing their recycling program, scheduled clean up days, and requiring dumpsters during Move In and Move Out.

Noise Violations

Noise has also become a top priority in reducing the strain fraternity properties place on the City of Berkeley and neighbors, especially outside amplified noise. Since Summer 2019 the IFC at Berkeley received at least one complaint for the following properties:

Alpha Delta Phi – 2422 Prospect Ave, Berkeley, CA 94704

Delta Upsilon – 2425 Warring St, Berkeley, CA 94704

Kappa Alpha Order – 2425 Piedmont Ave, Berkeley, CA 94704

Phi Gamma Delta (Fiji) – 2395 Piedmont Ave, Berkeley, CA 94704

Phi Kappa Psi – 2424 Warring St, Berkeley, CA 94704

Each fraternity listed will work internally and present amendments to their risk management policies and social practices to reduce noise emanating from their facilities. The IFC at Berkeley will work on developing stricter sanctions for organizations violating noise ordinances during Berkeley Quiet Hours.

Appendix 1: Fraternity Property Survey Executive Summary

The Fraternity Property Survey was a photographic survey of the IFC fraternities' properties from public view and results were shared with the Chapter President, Chapter Advisor, and House Corporation President. The first step of the survey was to take pictures of each property and look for waste on any part within public view. Following the distribution of photos from the survey, chapters were given the opportunity to clean up their property for a second survey of the property. Photographs from the survey will be used to help provide cleanliness guidelines to the fraternities if they challenge any waste complaints.

Based on the results of the survey, the following best practices have been developed for fraternities to strive for their properties.

1. Dumpsters should have a secure lock and be locked with each use, and if possible a secure structure to store the dumpster in. The best structures seemed to be fully enclosed and at least a foot taller than the dumpster.
2. Cleaning services should have access to dumpster and excess waste should not be placed outside of the dumpster or structure surrounding the dumpster.
3. Regular waste pickup should be done at least twice a week when classes are in session and at least three times during the first and last two weeks of each semester. Collection for big items should be arranged monthly for tenants to dispose of larger waste.
4. Weekly communication should be established between neighbors to resolve any disagreements or issues, e.g. neighbors using fraternity's dumpster. If necessary, utilize the IFC Advisor or NIC liaison to help facilitate any conversations between the fraternity and neighbors.

While the results of individual fraternities are not available for public access, the results should be replicable by any private citizen by standing in public spaces.

If you have any questions or concerns about the results of the survey, then please feel free to contact Dylan Howser at dylan.howser@nicfraternity.org.