

**TITLE XIII: GENERAL OFFENSES**

Chapter

**130. OFFENSES AGAINST CITY REGULATIONS**



## CHAPTER 130: OFFENSES AGAINST CITY REGULATIONS

### Section

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### § 130.01 DISORDERLY CONDUCT.

(A) For the purpose of this section, **PUBLIC PLACE** shall mean any street, alley, park, public building, any place of business or assembly open to or frequented by the public and any other place which is open to the public view, or to which the public has access.

(B) No person shall:

- (1) Commit an assault, or an assault and battery, on any person.
- (2) Be drunk in any public place or under the influence of any narcotic drug in any public place.
- (3) Engage in any indecent, insulting, immoral or obscene conduct in any public place.
- (4) Discharge any firearm, air rifle, air pistol or bow and arrow in the city, except when lawfully acting in the defense of persons or property or the enforcement of law or at a duly established range, the operation of which has been approved by the City Council.
- (5) Fire, discharge, display or possess any fireworks except of the type and under the conditions permitted by Chapter 39 of the Penal Code of the State of Michigan.
- (6) Engage in peeping in the windows of an inhabited place.
- (7) Beg in any public place.
- (8) Bathe in any body of water in a naked state, or with his or her person so much undressed that there shall be an indecent exposure of the body.
- (9) Use any indecent, immoral or insulting language to, or in the presence or hearing of, any other person, or manifest any indecent or insulting behavior in the city in the presence, view or hearing of any other person.
- (10) Engage in fortune telling or pretend to tell fortunes for hire, gain or reward.

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(11) Make any immoral exhibition or indecent exposure of his or her person.

(12) Print, engrave, sell, offer for sale, give away, exhibit or publish, or have in his possession for any purpose any obscene, lewd, lascivious, indecent or immodest book, pamphlet, paper, picture, cast statuary, image or representation or other article of an indecent or immoral nature, or any book, paper, print, circular or writing made up principally of pictures or stories of immodest deeds, lust or crime, or exhibit any article within the view of any passerby.

(13) Willfully destroy, remove, damage, alter or in any manner deface any property not his own, or any public school building, or any public building, bridge, fire hydrant, alarm box, street light, street sign, traffic-control device, railroad sign or signal, parking meter or shade tree belonging to the city or located in the public places of the city, or mark or post handbills on, or in any manner mar the walls of, any public building, or fence, tree or pole within the city, or destroy, take or meddle with any property belonging to the city, or remove the same from the building or place where it may be kept, placed or stored, without proper authority; or disturb, tamper with, disconnect or damage any city water meter without proper authority.

(14) Destroy, injure or in any manner deface any drinking fountain located in the city, or throw or deposit any substance therein, or in any manner pollute the water in the basin of any fountain or detach the cups or other parts of that drinking fountain.

(15) Insult, accost, molest or otherwise annoy, either by word of mouth, sign or motion, any person in any public place.

(16) Engage in any disturbance, fight or quarrel in a public place.

(17) Collect or stand in crowds, or arrange, encourage or abet the collection of persons in crowds for illegal or mischievous purposes in any public place.

(18) Jostle or rough]y crowd persons in any street, alley, park or public building.

(19) Loiter on any street or sidewalk or in any park or public building or conduct himself in any public place so as to obstruct the free and uninterrupted passage of the public.

(20) Play any ball game in any public street or sidewalk or otherwise obstruct traffic on any street or sidewalk by collecting in groups thereon, for any purpose.

(21) Engage in any act of prostitution.

(22) Attend, frequent, operate or be an occupant or inmate of any place where prostitution, gambling, the illegal sale of intoxicating liquor, or where any other illegal or immoral business or occupation is permitted or conducted.

(23) Engage in prostitution, gambling, the illegal sale of intoxicating liquor or any other illegal or immoral business or occupation. Proof of recent reputation for engaging in prostitution, gambling, illegal sale of intoxicating liquor or other illegal or immoral occupation or business shall be prima facie evidence of being engaged or occupied therein.

(24) Solicit or accost any person for the purpose of inducing the commission of any illegal or immoral act.

(25) Knowingly transport any person to a place where prostitution or gambling is practiced, encouraged or allowed for the purpose of enabling that person to engage in gambling or in any illegal or immoral act.

(26) Keep or maintain a gaming room, gaming table or any gaming device used for gaming; or knowingly suffer a gaming room, gaming table or any gaming device to be kept, maintained, played or sold on any premises occupied or controlled by him.

(27) Disturb the public peace and quiet by loud, boisterous or vulgar conduct.

(28) Permit or suffer any place occupied or controlled by him to be a resort of noisy, boisterous or disorderly persons.

(29) Obstruct, resist, hinder or oppose any member of the Police Department, or any peace officer in the discharge of his duties as such.

(30) Wander about the streets, either by day or night, or loiter in any public building, without any lawful means of support or without being able to give a satisfactory account of himself.

(31) Prowl about any alley or the private premises of any other person in the nighttime, without authority or the permission of the owner of those premises.

(32) Spit on any sidewalk or on the floor or seat of any public carrier, or on any floor, wall, seat or equipment of any place of public assemblage.

(33) Disturb any school, meeting or congregation lawfully assembled, whether religious, political or otherwise.

(34) Flirt, willfully annoy, or make or extend offensive advances or invitations by word or act to any person to whom he is unknown, in any public place.

(35) Wrongfully throw or propel any snowball, missile or object from any moving automobile.

(36) Wrongfully throw or propel any snowball, missile or object toward any person or automobile.

(37) Neglect or fail to support his wife, children or family, if he shall have sufficient ability to do so, or leave or desert his wife, children or family without sufficient means of support.

(38) Summon, as a joke or prank or otherwise without any good reason therefor, by telephone or otherwise, the Police or Fire Department or any public or private ambulance to go to any address where the service called for is not needed.

('75 Code, § 9.102) Penalty, see § 10.99

**§ 130.02 CURFEW FOR MINORS.**

(A) Loitering of minors prohibited. It shall be unlawful for any minor to loiter, idle, wander, stroll or play in, or be found upon the public streets, highways, roads, alleys, parks, public buildings, places of amusement and entertainment, vacant lots or any public places, after the hour of 10:00 p.m. on Sunday,

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of amusement and entertainment, vacant lots or any public places, after the hour of 10:00 p.m. on Sunday, Monday, Tuesday, Wednesday and Thursday of each week and after the hour of 12:00 midnight on Friday and Saturday of each week, official city time, if that minor is under the age of 17 years; however, the provisions of this section do not apply to a minor accompanied by his or her parent, legal guardian or other adult person having the care and custody of that minor; nor where the minor is in the performance of an errand or duty directed by that parent, legal guardian or custodian, nor where the minor is returning home from any school dance or school entertainment or entertainment sponsored by a reputable organization; nor where the legal employment of that minor makes it necessary to be upon the streets, alleys or other public places during the night time after the specified hour. ('75 Code, § 9.141)

(B) Responsibility of parents. It shall be unlawful for the parents, legal guardians or other persons having the care and custody of a minor under the age of 17 years to permit such to loiter, idle, wander, stroll or play in, or be found upon the public streets, highways, roads, alleys, parks, playgrounds or other public grounds, public places and public buildings, places of amusement and entertainment, vacant lots or any public place, between the hours prohibited in division (A) of this section unless there exists a reasonable necessity therefor. ('75 Code, § 9.142)

(C) Amusement places. It shall be unlawful for any person, firm or corporation operating places of amusement and entertainment to permit any minors to enter or remain in those places of amusement and entertainment during the hours prohibited under this section; however, the provisions of this division do not apply when the minor is accompanied by his or her parent, guardian or other adult person having the care and custody of the minor. ('75 Code, § 9.143)

(D) Warning. A curfew warning whistle will sound at 9:45 p.m., one-quarter hour before the curfew hour of 10:00 p.m. Failure to sound that warning shall not excuse violation of this section. ('75 Code, § 9.144)

(E) Result of violation. Any minor violating the provisions of division (A) of this section shall be deemed a delinquent or neglected child as defined in the state statutes, and shall be brought before the juvenile court having jurisdiction over that minor. The minor shall be dealt with by the court as provided by law. ('75 Code, § 9.145)  
Penalty, see § 10.99

### § 130.03 CONTRIBUTING TO THE DELINQUENCY OF MINOR.

It shall be unlawful for any person to encourage, contribute toward, cause, or tend to cause any child under the age of 17 years to perform any acts or engage in any course of conduct which could place that child under the jurisdiction of the Juvenile Division of the probate court as set forth in Section 2, Chapter 12A of Act 288 of the Public Acts of 1939 as added by Act 54, Public Acts 1944 (Extra Session) CL '48 712A.2, and all amendments thereto, regardless of whether or not the probate court actually takes jurisdiction over that child for any acts or course of conduct.  
( '75 Code, § 9.161) Penalty, see § 10.99

### § 130.04 ABANDONED REFRIGERATORS.

No person shall have in his possession, either inside or outside of any building, structure or dwelling, in a place accessible to children, any abandoned, unattended or discarded icebox or refrigerator or any

other similar air-tight container of any kind which has a snap latch or other locking device thereon, without first removing the snap latch or other locking device, or the doors, from that icebox, refrigerator or other similar container.

('75 Code, § 9.21) Penalty, see § 10.99

**§ 130.05 ELECTRICAL INTERFERENCE WITH RADIO OR TELEVISION RECEPTION.**

(A) It shall be unlawful for any person knowingly or wantonly to operate or cause to be operated, any machine, device, apparatus or instrument of any kind whatsoever within the corporate limits of the city between the hours of 6:00 a.m. and 12:00 midnight, the operation of which shall cause reasonably preventable electrical interference with radio or television reception, within the municipal limits. However, X-ray pictures, examinations or treatments may be made at any time if the machines or apparatus used therefor are properly equipped to avoid all unnecessary or reasonably preventable interference with radio or television reception and are not negligently operated.

(B) This section shall not be held or construed to embrace or cover the regulation of any transmitting, broadcasting or receiving instrument, apparatus or device used or useful in interstate commerce or the operation of which instrument, apparatus or device is licensed by or under the provisions of any act of the Congress of the United States.

('75 Code, § 9.18) Penalty, see § 10.99

