

**TOWNSHIP OF PORT AUSTIN
COUNTY OF HURON, STATE OF MICHIGAN
PORT AUSTIN TOWNSHIP ORDINANCE NO. 2007- 135**

DISORDERLY PERSON ORDINANCE

An Ordinance to secure the public health, safety and general welfare of the residents and property owners of Port Austin Township, Huron County, Michigan, by the regulation of the conduct of disorderly persons within Port Austin Township, Huron County, Michigan. Further, to provide penalties for the violation of the terms and provisions of this ordinance and to repeal all ordinances or parts of ordinances in conflict herewith.

**TOWNSHIP OF PORT AUSTIN
HURON COUNTY, MICHIGAN**

ORDAINS:

**SECTION I
TITLE**

This Ordinance shall be known and may be cited as the "Port Austin Township Disorderly Persons Ordinance".

**SECTION II
DEFINITION**

A person(s) is a disorderly person if the person(s) is any of the following:

- A. A common prostitute
- B. A window peeper
- C. A person who engages in an illegal occupation or business
- D. A person who is intoxicated in a public place and who is either endangering directly the safety of another person or of property or is acting in a manner that causes a public disturbance
- E. A person who is engaged in loud, indecent, or obscene conduct in a public place
- F. A vagrant
- G. A person found begging in a public place
- H. A person found loitering in a house of ill fame or prostitution or place where prostitution or lewdness is practiced, encouraged, or allowed.

- I. A person who knowingly loiters in or about a place where an illegal occupation or business is being conducted.
- J. A person who loiters in or about a police station, police headquarters building, county jail, hospital, court building, or other public building or place for the purpose of soliciting employment of legal services or the services of sureties upon criminal recognizances.
- K. A person who is found jostling or roughly crowding people unnecessarily in a public place.

SECTION II STATUTE

In all respects this Ordinance shall comply and follow the regulations set forth in Public Act 109 of 1977 (MCL 750.167 et seq.).

SECTION III PENALTIES

Any person, firm or corporation convicted of violating any provisions of this ordinance or be convicted of being a disorderly person under the provisions of the same shall be guilty of a misdemeanor and shall be punished by a fine of not to exceed \$100.00 or by imprisonment for a period of not to exceed 93 days or both, such fine and imprisonment in the discretion of the court.

SECTION IV SEVERABILITY

If a court of competent jurisdiction declares any provision of this Ordinance to be unenforceable, in whole or in part, such declaration shall only affect the provision held to be unenforceable and shall not affect any other part or provision; provided that if a court of competent jurisdiction declares a penalty provision to exceed the authority of the Township, the penalty shall be construed as the maximum penalty that is determined by the court to be within the authority of the Township to impose.

SECTION IV REPEAL OF CONFLICTING PROVISIONS AND EFFECTIVE DATE

This ordinance shall take effect 30 days after publication as required by law. All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this ordinance are hereby repealed; provided that any violation charged before the effective date of this Ordinance under an Ordinance provision repealed by this Ordinance shall continue under the Ordinance provision then in effect.

Cheryl Gray
Clerk, Township of Port Austin

Adopted: March 19, 2007
Published: _____
Effective: _____

I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance duly adopted by the Township Board of Port Austin, County of Huron, State of Michigan, at a regular meeting held on the 19th day of March, 2007, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

I further certify that the following Members were present at said meeting:

Goretski, Babcock, Finan, Gray, Andreski

and that the following Members were absent:

None

I further certify that Member Goretski moved adoption of said Ordinance, and that said motion was supported by Member Andreski.

I further certify that the following Members voted for adoption of said Ordinance:

Finan, Babcock, Goretski, Gray, Andreski

I further certify that said Ordinance has been recorded in the Ordinance Book and that such recording has been authenticated by the signatures of the Supervisor and the Township Clerk.

Dated: 4/18/07

Cheryl Gray
CHERYL GRAY, Township Clerk

MARVIN GORETSKI, Supervisor