

ORDINANCE NO. 112
DISORDERLY PERSONS ORDINANCE

PURPOSE:

AN ORDINANCE TO DEFINE AND PROHIBIT DISORDERLY CONDUCT WITHIN JAMESTOWN TOWNSHIP, OTTAWA COUNTY, MICHIGAN INCLUDING DEFINITIONS OF DISORDERLY CONDUCT AND TO PRESCRIBE PENALTIES FOR THE VIOLATION THEREOF.

THE TOWNSHIP OF JAMESTOWN, OTTAWA COUNTY, MICHIGAN, ORDAINS:

I. Name

This Ordinance shall be known and cited as the Jamestown Township Disorderly Conduct Ordinance.

II. Disorderly Definitions

A. No persons shall be disorderly in the Township of Jamestown, Ottawa County, Michigan, for the purpose of this Ordinance, a disorderly person shall be any person who shall do any act or engage in any practice hereinafter listed, and any person who shall aid and abet another to do any such act or engage in such practice:

(1) Engage in any indecent, immoral, or obscene conduct in any public place.

(2) Swim or bathe in the nude in any public place or on private property without specific permission of the owner.

(3) Utter any vile, blasphemous, vulgar or obscene language in any public place or in such a way as to subject the public to such language.

(4) Tell or pretend to tell fortunes for hire, gain, reward or profit whether by means of cards, token trances, inspection of the hands or skull, mind reading, consulting the movements of the heavenly bodies, or otherwise; or for hire, gain, reward or profit, pretend to enable another to recover lost or stolen property, pretend to give success in any business enterprise, speculation or game of chance, or by improper means induce any person to dispose of property in favor of another.

(5) Willfully destroy or damage in any manner, deface, destroy, injure or tamper with any property not his own, or without proper authority, or in any manner mar the walls of any building or any fence, tree or pole within the Township, or take, or meddle with any property belonging to the Township or remove the same from the building or place where it may be kept, placed, standing, or stored, without authority from the official custodian of said property.

(6) Collect or stand in crowds for illegal or mischievous purposes in any public place.

(7) Without proper authority to conduct himself in any public place so as to obstruct the free and uninterrupted passage of the public.

(8) Permit or suffer any place occupied or controlled by him to be or resort to unreasonable noise, boisterous or disorderly persons.

(9) Disturb the public peace and quiet by loud, boisterous or vulgar conduct or make, aid, give countenance to, or assist in making any improper noise, disturbance, breach of the peace or diversion tending to a breach of the peace, in any place within the Township.

(10) Disturb any service of worship or any other assembly gathered for lawful purposes.

(11) Permit any loud or boisterous noise, congregation, disturbance, or party, by which the peace and good order of the Township are disturbed, in or about his or her premises, or premises controlled by such person.

(12) Gun or race the engine of any motor vehicle, including every motorcycle, or motor driven cycle, or run or operate a motor vehicle, motorcycle or motor driven cycle without a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke. A person shall not remove, destroy, or damage any of the baffles contained in the muffler, nor shall a person use a muffler cut out, bypass, or similar device upon a motorcycle or motor driven cycle in any place within the Township.

(13) Shout, yell, hoot, whistle, sing or make any loud noises on the public streets or public or municipal parks between the hours of 11:00 p.m. and 7:00 a.m.

(14) Create any loud noises or use any loud speaker, sound amplifier or other electrical or mechanical device intended to increase the volume of sound at any place or places within the Township in such a manner as to disturb unnecessarily and without reasonable cause the quiet, comfort or repose of any person or persons between the hours of 11:00 p.m. and 7:00 a.m.

(15) Create any loud noises by the erection, including excavation therefore, demolition, alteration, maintenance or repair of any property or the excavation of any streets or highways at any time, except between the hours of 6:00 a.m. and 9:00 p.m., except as may be necessary for emergency construction operations or repairs.

(16) Knowingly sell, give, or furnish liquor, wine, or beer to any drunken, intoxicated or disorderly person.

(17) Disobey any validly posted signs in any public park or other public place.

(18) No person shall trespass or unlawfully enter or remain on the premises of another to the annoyance or disturbance of the lawful owner or occupant thereof.

(19) Consume alcoholic liquor in or upon any public street, or other public place, or parking lot open to the public, including any store or establishment doing business with the public not licensed to sell alcoholic liquor for consumption on the premises.

(20) No person shall enter into any place, area or building or any part thereof, without having first paid any fee charge or other consideration required for admission.

(21) No person shall knowingly furnish to any police officer, or other official of the Township of Jamestown, Ottawa County, a false name or address in connection with an arrest for the commission of any crime or misdemeanor.

(22) Possess a knife, dagger, dirk, razor, stiletto, machete or knife with a blade over 3 inches long, or a club, nightstick, bludgeon weapon of the martial arts or any other deadly weapon or instrument without a legitimate cause which is related to the persons occupation or business and except on the person's own private property.

III. Invalid Clauses

Should any section, clause or provision of this Ordinance be declared by the courts to be invalid, the same shall not effect the validity of this Ordinance as a whole or any part thereof, other than the parts so declared to be invalid.

IV. Violations and Penalties

Any person violating any provision of this Ordinance upon conviction thereof shall be punished by a fine not exceeding Five Hundred Dollars (\$500.00), and cost of prosecution or by imprisonment in the Ottawa County Jail for a period not to exceed ninety (90) days, or both such fine and imprisonment in the discretion of the Court.

V. Effective Date

This Ordinance, after being duly adopted, shall become effective (30) thirty days after publication thereof.

Yeas: Albert De Witt, Lee Brinks, Ted Woltjer, Howard Poortenga, Maynard Van Noord

Nays: None

ORDINANCE DECLARED ADOPTED.



Lee Brinks, Clerk - Jamestown Township