

**BARTON HILLS VILLAGE
WASHTENAW COUNTY, MICHIGAN**

ORDINANCE NO. 2

[AN ORDINANCE TO DEFINE AND PROHIBIT DISORDERLY CONDUCT WITHIN THE VILLAGE; TO PROHIBIT TRESPASSING AND TO AUTHORIZE LIMITED SEARCHES BY POLICE OFFICERS.]

BARTON HILLS VILLAGE ORDAINS:

SECTION 1. DEFINITIONS

The term "public place" as used in this ordinance shall mean any street open to the residents of Barton Hills Village, 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, and which is within the limits of Barton Hills Village.

SECTION 2. ACTS PROHIBITED

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 insulting, indecent, immoral, or obscene conduct in any public place.
- (4) Discharge any firearm, air rifle, air pistol or bow and arrow in the Village except when lawfully acting in the defense of persons or property or the enforcement of law or at any duly authorized skeet shooting area or target range.
- (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 said Village in the presence, view or hearing of any other person.
- (10) Make any immoral exhibition or indecent exposure of his or her person.

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- (11) Willfully destroy, remove, damage, alter or in any manner deface any property not his own, or any public building, bridge, fire hydrant, alarm box, street light, street sign or traffic control device belonging to the Village or located in the public places of the Village, or mark or in any manner mar the walls of any public building, or fence, tree, shrubs, plants or pole within the Village, or destroy, take, or meddle with any property belonging to the Village, or remove the same from the building or place where it may be kept, placed or stored, without proper authority.
- (12) Insult, accost, molest, or otherwise annoy, either by word of mouth, sign, or motion, any person in any public place.
- (13) Engage in any disturbance, fight, or quarrel in a public place.
- (14) 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.
- (15) Disturb the public peace and quiet by loud, boisterous, or vulgar conduct.
- (16) Obstruct, resist, hinder, or oppose any member of the Police Department, or any peace officer in the discharge of his duties as such.
- (17) 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.
- (18) Prowl about the private premises of any other person in the nighttime, without authority or the permission of the owner of such premises.
- (19) Wrongfully throw or propel any snowball, missile or object from any moving motor vehicle.
- (20) Wrongfully throw or propel any snowball, missile or object toward any person or motor vehicle.
- (21) 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.
- (22) Drive or operate any motor vehicle over or upon any private property without the consent of the owner of such private property except at a driveway when entry to such driveway has not been expressly prohibited under section 3 of this ordinance.

SECTION 3. TRESPASS

It shall be unlawful for any person to enter or otherwise trespass upon the lands

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or premises of another within the corporate limits of Barton Hills Village, after having been forbidden to do so by the owner or occupant of said lands or premises, or by the agent or servant of the owner or occupant. The posting of a conspicuous sign forbidding the entry or trespass on the posted property shall constitute sufficient notice requiring compliance with this section.

SECTION 4. STOPPING FOR QUESTIONING

When a police officer has reasonable cause to believe that the behavior of an individual warrants further investigation for criminal activity, the officer may stop and question such person.

SECTION 5. SEARCHING FOR ARMS

When a police officer has stopped a person for questioning pursuant to section 4 and has reasonable cause to believe there is danger to himself or others, he may conduct a limited search of that person for dangerous weapons. The police officer may take and keep such weapon or any other thing, the possession of which may constitute a crime, until he has completed the questioning at which time he shall either return such property so taken, if lawfully possessed, or arrest such person and dispose of such property according to law.

SECTION 6. EFFECTIVE DATE

This ordinance will be effective in Barton Hills Village after publication of this ordinance in accordance with the charter of the Village.

SECTION 7. PENALTY

Any person convicted of a violation of any provision of this Ordinance shall be punished by a fine of not more than one hundred dollars (\$100) or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment. Amended by Ord. No. 3 7/15/74

Adopted: May 29, 1974
Published: May 30, 1974
Effective: May 30, 1974

Carroll T. Sanders, Clerk
Elizabeth Langford, President