

CHAPTER 658
Offenses Relating to Persons

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| 658.01 | Minors curfew. | 658.99 | Penalty. |
| 658.02 | Alcoholic beverages and drugs at open house parties; possession or consumption by minors. | | |

CROSS REFERENCES

Disorderly conduct - see GEN. OFF. 666.01
Crowds; riots - see GEN. OFF. 666.02
Disturbing lawful meetings - see GEN. OFF. 666.03
Indecent exposure; immoral conduct - see GEN. OFF.
682.01

658.01 MINORS CURFEW.

(a) Prohibitions. No minor under the age of seventeen years shall loiter, idle, wander, stroll, frequent or otherwise be or remain in or upon any of the public sidewalks, streets, alleys, parks, buildings, places of amusement or entertainment or other public grounds or places in the Village between 11:00 p.m. and 5:00 a.m. of the following day unless such minor is accompanied by a parent, guardian, custodian or other adult delegated by the parent or guardian to accompany such minor, or unless such minor is in the performance of an errand or duty directed by such parent, guardian or custodian, or unless such minor is returning home from a school or church function or entertainment, or unless the employment of such minor makes it necessary to be upon the streets, alleys or other public places during the prohibited hours herein mentioned. (1981 Code Sec. 20.081)

(b) Parental Responsibility. No parent, guardian, custodian or other person having the legal care and custody of any minor under the age of seventeen years shall allow or permit such minor to loiter, idle, wander, stroll, frequent or otherwise be or remain in or upon any of the public sidewalks, streets, alleys, parks, buildings, places of amusement or entertainment or other public grounds or places in the Village during the prohibited hours mentioned in subsection (a) hereof unless such minor falls within one of the exceptions mentioned in subsection (a) hereof. (1981 Code Sec. 20.082)

(c) Aiding and Abetting. No person shall assist, aid, abet or encourage any minor under the age of seventeen years to violate this section. (1981 Code Sec. 20.083)

(d) Authority of Police Officers. A police officer may, in his or her discretion, take into custody any minor under the age of seventeen years found violating this section and return such minor to his or her home or place of abode, or may make a complaint against such minor under the Juvenile Court laws of the State. (1981 Code Sec. 20.085)

658.02 ALCOHOLIC LIQUOR OR DRUGS AT OPEN HOUSE PARTIES; POSSESSION OR CONSUMPTION BY MINORS.

(a) As used in this section:

- (1) "Alcoholic liquor" shall be as defined in Section 2 of the Michigan Liquor Control Act and shall include any beverage containing more than one-half of one percent of alcohol by volume, including beer, wine and spirits.
- (2) "Control" means any form of control, regulation or dominion, including a possessory right or the paying or contracting for rental premises.
- (3) "Drug" means a controlled substance, as defined in M.C.L.A. 333.7212 through 333.7227, as the same maybe amended from time to time.
- (4) "Minor" means a person not legally permitted, by reason of age, to possess or consume alcoholic beverages, pursuant to Section 33b of the Michigan Liquor Control Act.
- (5) "Open house party" means a social gathering of persons at a residence or rental premises, which includes persons other than or in addition to the owner or the person with the right of possession to such premises and their immediate family members.
- (6) "Rental premises" means a hotel room, motel room, hall, limousine or bus which is rented on a short-term basis for lodging or a social function.
- (7) "Residence" means a home, apartment, condominium or other dwelling unit and includes the curtilage of such dwelling unit.

(b) No person having control of any residence or rental premises shall allow an open house party to occur or continue at said residence or rental premises if the person knows or reasonably should know that a minor is in possession of or consuming alcoholic liquor or a drug at said residence or rental premises.

(c) The provisions of this section shall not apply to legally protected religious observances or legally protected educational activities.
(Ord. 604-A. Passed 6-13-94.)

658.99 PENALTY.

(a) Whoever, being an adult, violates any of the provisions of Section 658.01, shall be subject to the penalty provided in Section 202.99.

Whoever, being a minor, violates any of the provisions of Section 658.01, shall be dealt with in accordance with Juvenile Court law and procedure.
(Adopting Ordinance)

(b) Whoever violates Section 658.02 shall, for a first offense, be fined not more than five hundred dollars (\$500.00) or imprisoned in the County Jail for not more than thirty days, or both. For subsequent violations, such person shall be subject to the penalty provided in Section 202.99 of the Administration Code.
(Ord. 604-A. Passed 6-13-94.)