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**CHAPTER 123. DISORDERLY CONDUCT****9.91. Definitions.**

(a) The term "firearm" as used in this Chapter shall mean any weapon or device from which is propelled any missile, projectile, bullet, shot, pellet or other mass by means of explosives, compressed air or gas or by means of springs, strings, levers or other mechanical device. This definition also includes crossbow, bow and arrow and slingshots.

(b) The term "public place" as used in this Chapter 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, including, but not limited to private property which is open to the public view, or to which the public has access.

(Ordinance No. 1991-13, Sec. 1, 11-06-1991; Ordinance No. 2013-01, 02-05-2013)

**9.92. Acts Prohibited. No person shall:**

- (1) Commit an assault, or an assault and battery on any person.
- (2) Be intoxicated in a public place and either endangering directly the safety of another person or of property or acting in a manner that causes a public disturbance.
- (3) Make any indecent exposure of his or her person.
- (4) 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 sign, street light, 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 hand bills 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.
- (5) Engage in any disturbance, fight, or quarrel in a public place.
- (6) Collect or stand in crowds, or arrange, encourage, or abet the collections of persons in crowds for illegal purposes in any public place.
- (7) Loiter or prowl on foot or in a motor vehicle, on public property or private property which is open to the public, in such a manner so as to impede or obstruct the free flow of pedestrian or motor vehicle traffic in its normal manner.
- (8) Engage in any act of prostitution.
- (9) 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.

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

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

(12) Obstruct, resist, hinder, or oppose any peace officer in the discharge of his duties.

(Ordinance No. 1991-13, Sec. 2, 11-06-1991; Ordinance No. 2013-01, 02-05-2013)

#### MISCELLANEOUS OFFENSES

9.93. Fireworks During City Permitted Festivals or Events. For the safety of the public in a densely frequented and populated entertainment area, during those specific days during which the festival or event shall be conducted, no person, without the express permission and sanction of the City of Frankenmuth, shall ignite or explode fireworks or firecrackers of any type or size, either within the Heritage Park Festival grounds and parking areas or elsewhere in the City of Frankenmuth during parades, or under circumstances that may impede traffic or disturb peace.

(Ordinance No. 2013-01, 02-05-2013)

9.94. Shacks, Shanty and Temporary Structures. No person shall construct, place or maintain any fishing shack, shanty or any other building of any kind, nature or description upon any property belonging to the City of Frankenmuth except by authority of the City Council or construct, place or maintain on or over any navigable stream within the City of Frankenmuth, any such fishing shack, shanty or other structure unless in compliance with applicable state or federal regulations.

(Ordinance No. 2013-01, 02-05-2013)

9.95. Firearms and Hunting.

(1) No person shall discharge a firearm or shoot within four hundred fifty (450) feet of any park, street, highway, residence, or building located within the City of Frankenmuth.

(2) No person shall hunt or practice, with firearms, air rifles, air pistols, or any other type of weapon, any bird, or animal at any time within the City of Frankenmuth unless such use is in accordance with all applicable state laws and regulations and is in excess of the distance listed in (1) above and has authorization from the property owner to do such lawful activity(ies). Firearms practice ranges as regulated by the City of Frankenmuth, Frankenmuth School District, state and/or federal government are hereby exempt.

(Ordinance No. 2013-01, 02-05-2013)

9.96. Jumping and Diving into the Cass River. No person shall jump or dive into the Cass River in the City of Frankenmuth from any bridge whether publicly owned or privately owned.

(Ordinance No. 1986-11, 07-01-1986; Ordinance No. 2013-01, 02-05-2013)

## VIOLATIONS

9.97. Violations: Municipal Civil Infractions: Misdemeanors.

(1) A person who violates Sections 9.94 or 9.96 of this Chapter is responsible for a municipal civil infraction, subject to payment of a civil fine of not less than \$50.00 nor more than \$500.00, plus costs and other sanctions, for each violation. Repeat offenses shall be subject to increased fines as provided by Section 1.12(3)(b) of this Code. The City Manager is hereby designated as the authorized City official to issue municipal civil infraction citations (directing alleged violators to appear in court) or municipal civil infraction violation notices (directing alleged violators to appear at the City of Frankenmuth Municipal Ordinance Violations Bureau) for violations under this Chapter as provided by this Code.

(2) A person who violates any provision of this Chapter, except those designated as municipal civil infraction violations by Section 9.97(1), shall, upon conviction, be guilty of a misdemeanor punishable as provided by Sections 1.12(1) and (2) of this Code.

(Ordinance No. 2002-05, 08-07-2002; Ordinance No. 2013-01, 02-05-2013 )