

**ORDINANCE NO. 2024-04**

**CITY OF LATHRUP VILLAGE  
OAKLAND COUNTY, MICHIGAN**

**AN ORDINANCE TO AMEND THE CITY OF LATHRUP VILLAGE CODE OF  
ORDINANCES BY ADDITION OF, CHAPTER 46 - MISCELLANEOUS OFFENSES,  
PROVISIONS, FORFEITURES AND PENALTIES,  
ARTICLE XIII. NUISANCE PARTIES**

**THE CITY COUNCIL OF THE CITY OF LATHRUP VILLAGE ORDAINS:**

**PART I. TITLE.**

This Ordinance shall be known as the "Nuisance Parties Ordinance".

**PART II. ORDINANCE AMENDMENT.**

That Chapter 46 - Miscellaneous Offenses, Provisions, Forfeitures and Penalties, Article XII. Nuisance Parties Section 46-193 through are hereby added as follows:

**ARTICLE XIII. – NUISANCE PARTIES**

**Sec. 46-193. – Definition**

As used in this chapter unless the context requires a different meaning, the following words and phrases shall have the meaning ascribed by this section:

**NUISANCE PARTY** — A social gathering or party, whether static or mobile, conducted on any public or private property within the City and which, by reason of the conduct of those persons in attendance, results in any one or more of the following conditions or events occurring on public or private property:

- A. The unlawful sale, furnishing, possession, or consumption of alcoholic beverages;
- B. Urination or defecation on neighboring public or private property, or on the premises in view of another person;
- C. Unlawful deposit of trash or litter;
- D. Destruction of property;
- E. Unlawful vehicular traffic, or the unlawful stopping, standing or parking of vehicles, obstruction of the free flow of traffic or interference with the ability to render emergency services;
- F. Unlawful parking of vehicles within the public streets, alleys, or sidewalks, or upon private property;
- G. Unreasonably loud noise under the circumstances which disturbs the comfort, quiet or repose of one or more members of the neighborhood;
- H. Conduct or a condition which injures any person;

- I. Conduct or a condition which endangers the safety of persons or property in the neighborhood;
- J. Conduct or a condition which results in the indecent exposure of a person, or the display of graphic sexual behavior, whether real or simulated, to a member of the public not attending the social gathering or party;
- K. Unlawful sale, furnishing, manufacture, use, or possession of a controlled substance as defined by federal or state law.

**Sec. 46-194. - Prohibitions.**

Any owner, occupant, tenant, guests or person otherwise having any possessory control, individually or jointly, of any personal or real property who either sponsors, conducts, hosts, invites, or permits a social gathering or party which is or during the course thereof becomes a nuisance party which is either the intentional result of or within the reasonable expectations of the person or persons having such possessory control is hereby deemed to have committed a violation of this article. In any prosecution for a violation of this section or the section prohibiting persons from attending nuisance parties, proof of specific intent shall not be required as a necessary element, but proof of general criminal intent shall be a necessary element.

**Section 46-195. – Persons in attendance at nuisance parties.**

Any person who is in attendance at a nuisance party whether or not such person has any possessory control over the personal or real property, shall be deemed to have committed a violation of this article.

**Section 46-196. – Penalties.**

A violation of this article is a misdemeanor punishable by up to 90 days in jail and/or a maximum fine of \$500.

**Secs. 46-197 – 46-207. (Reserved).**

**PART III. REPEALER.**

This ordinance repeals any ordinances in conflict thereof.

**PART IV. SEVERABILITY.**

If any section, subsection, clause, phrase, or portion of this article is for any reason held invalid by a court of competent jurisdiction, such portion shall be deemed a separate and distinct provision, and such holding shall not affect the validity of the remaining portions.

**PART V. SAVINGS.**

All proceedings pending and all rights and liabilities existing, acquired, or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force where they commenced.

**PART VI. EFFECTIVE DATE.**

This Ordinance shall be published in the manner required by law and shall become effective ten (10) days after the date of its publication. A copy of the ordinance shall also be made available for public use and inspection in the office of the City Clerk.

MADE, PASSED AND ADOPTED BY THE CITY COUNCIL, CITY OF LATHRUP VILLAGE, OAKLAND COUNTY, MICHIGAN THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2024.

\_\_\_\_\_  
, City Clerk

Date of Introduction: July 15, 2024  
Date of Adoption: \_\_\_\_\_  
Date of Publication of \_\_\_\_\_  
Notice of Adoption: \_\_\_\_\_