ANN ARBOR CITY APPROVAL NOTICE

ORDINANCE NO. ORD-26-31

CHAPTER 108

(DISORDERLY CONDUCT)

AN ORDINANCE TO AMEND SECTION 9:61 and 9:62 OF CHAPTER 108 (DISORDERLY CONDUCT) OF TITLE IX OF THE CODE OF THE CITY OF ANN ARBOR

The City of Ann Arbor ordains:

Section 1. That section 9:61 of Chapter 108 (Disorderly Conduct) of Title IX of the Code of the City of Ann Arbor be amended as follows:

9:61. - Definitions.

(1) "Dating relationship" means frequent, intimate associations primarily characterized by the expectation of affectional involvement. "Dating relationship" does not include a causal relationship or an ordinary fraternization between 2 individuals in a business or social context.

(2) "Harass" is defined as any repeated non-verbal conduct which is specifically intended to frighten, embarrass or anger the person or persons who are the object of such conduct or which the person accused has reason to know is likely to produce such reactions, or as any repeated verbal communications which, by its very utterance, inflicts injury or tends to incite an immediate breach of peace.

(3) "Loiter": To stand or recline in 1 place or to move slowly about.

(4) "Masculine pronouns": Shall be construed to include both male and female persons.

(5) "Public place": Any street, alley, park, government-owned or government-controlled building, common hallway or public room or any dwelling of greater than 2 units, or any other place to which the public has lawful access.

(6) "Interfere with" means to restrict a person's freedom of movement.

(7) "Obstruct" means to render impassable ingress to or egress to or from a place, or rendering passage to or from such place unreasonably difficult or hazardous.

(8) “Place of religious worship” means an institution, building, or portion of an institution or building, where people regularly attend, participate in, or hold religious services, meetings, and other activities of any religious denomination.

Section 2. That section 9:62 of Chapter 108 (Disorderly Conduct) of Title I of the Code of the City of Ann Arbor be amended as follows:

9:62. - Acts prohibited.

(1) *Assault or Assault and Battery.* No person shall commit an assault, or an assault and battery, upon any person.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(2) *Disorderly Person—Intoxicated.* No person shall be intoxicated in a public place and either endanger directly the safety of another person or of property, or act in a manner that caused a public disturbance. This subsection shall not be construed to apply to a person whose faculties have been impaired by medication prescribed by a physician and taken as directed.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(3) *Prowling.* No person shall knowingly prowl about premises owned or leased by another without the express or implied consent of that person.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(4) *Window Peeping.* No person shall knowingly go upon property owned or leased by another and peep through the window of a building on that property at any person without the express or implied consent of that person.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(5) *Jostling.* No person shall jostle or roughly crowd people unnecessarily in a public place.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(6) *Blocking the Sidewalk.* No person shall conduct themselves in any public place, or join with 1 or more other persons in a public place, if they should know that, singly or together with the others with whom they have joined, the person is unreasonably obstructing the free and uninterrupted passage of the public along any street or sidewalk, provided that this paragraph is not to be interpreted to conflict with the regulations of the National Labor Relations Board regarding picketing in labor disputes, otherwise engaged a demonstration asserting ones 1 st Amendment right.

A violation of this provision is a civil infraction, punishable by a fine not to exceed $500.00.

(7) *Disturbing the Peace.* No person ~~did~~ shall make or excite a disturbance in either a business place, at an election place, in a street, lane, alley, highway, public grounds or park, in a public building, at a place of religious worship, or at a public meeting where people are peaceably and lawfully assembled.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(8) *Accosting and Soliciting.* No person shall solicit or accost any other person in a public place for the purpose of inducing participation in an act of prostitution.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(9) *Harassment.* No person shall knowingly harass any other person.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(10) *Resisting and Obstructing.* No person shall knowingly obstruct any member of the Police Force, Fire Department, or any city employee in the discharge of their lawful duties or fail to obey the lawful order of or resist a Police or Fire officer, knowing the officer to be a member of the Police Force or Fire Department.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(11) *Urination and Defecation.* No person shall urinate or defecate on any public street or sidewalk, or on the floor or any other part of any building open to the public, or any other public place not specifically designated for that purpose.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(12) *Throwing Objects from/toward Moving Vehicles.* No Person shall throw any object from any moving vehicle or toward any person or moving vehicle if they know or should know that damage to person or property, or alarm, which may foreseeably produce damage to person or property, is likely to result.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(13) *Destruction of Personal Property.* No person shall knowingly destroy, damage, deface or remove any public property or other property not their own.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(14) *Inappropriate Call for Police/Fire Service.* No person shall summon, without any good reason therefor, by telephone or otherwise, the Police Department, Fire Department, public or private ambulance, or any other public service for response to go to any address where the service called for is not needed.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(15) *Indecent or Obscene Conduct.* No person shall engage in any indecent or obscene conduct in any public place.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(16) *Indecent Exposure.* No person shall make any indecent exposure of their person in a public place. Breastfeeding shall not be considered indecent exposure under this section.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(17) *Utility/Cable Theft.* No person shall make or maintain an operating connection to gas, electric, water, sewer, internet, or cable television facilities without the permission of the owner or provider of such facilities.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(18) *False Identification.* No person shall intentionally misidentify themselves when requested to do so by a police officer after the officer observes that person commit a civil infraction or when the officer has probable cause to believe the person has committed a misdemeanor.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(19) *Crowd Surfing.* No person shall pass or assist in the passing of any other person, with or without that person's consent, above spectators in any event space.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(20) *Cigarette Vending.* No person shall maintain a cigarette vending machine at any location which is open to the public.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(21) *Retail Fraud.* While in a store or in its immediate vicinity, no person shall do any of the following:

(a) While a store is open to the public, alter, transfer, remove and replace, conceal or otherwise misrepresent the price at which property is offered for sale, with the intent not to pay for the property or to pay less than the price at which the property is offered for sale.

(b) While a store is open to the public, steal property of the store that is offered for sale.

(c) With the intent to defraud, obtain or attempt to obtain money or property from the store as a refund or exchange for property that was not paid for and belongs to the store.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

(22) *Interference with religious worship.* No person shall by force, or threat of force, or by physical obstruction, knowingly or intentionally:

(a) obstruct or otherwise interfere with the entryway into or exit from a place of religious worship, for the purpose of rendering passage by that individual unreasonably difficult or hazardous; or

(b) within fifty feet of a place of religious worship, engage in any course of conduct, including assaulting, threatening, harassing, or intimidating behavior, that places an individual in reasonable fear for their safety.

Nothing in this section shall limit the authority or discretion of law enforcement agencies to establish security perimeters for the purpose of public safety,

including security perimeters that extend beyond fifty feet of distance from a place of religious worship.

A violation of this provision is a misdemeanor, punishable by up to 90 days in jail and/or a fine not to exceed $500.00.

Section 3. This ordinance shall take effect on the tenth day after the date of publication.

I hereby certify that the foregoing ordinance was adopted by the Council of the City of Ann Arbor, Michigan, at its regular session of November 5, 2026

Jacqueline Beaudry, Ann Arbor City Clerk
Christopher Taylor, Mayor of the City of Ann Arbor

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