

VILLAGE OF AUGUSTAORDINANCE No. 131AN ORDINANCE TO ESTABLISH PROTECTION OF THE PUBLIC SCHOOLSTHE VILLAGE OF AUGUSTA ORDAINS:ARTICLE I

1.1 Name. This Ordinance may be cited as the "Public School Protection Ordinance" of the Village of Augusta.

1.2 Purpose. The purpose of this Ordinance is to protect the property of the public schools; to prohibit disorderly conduct of persons upon public school property; to prohibit unauthorized persons from entry upon the property of the public schools; to prohibit the littering of public school property; to regulate and restrict the display, distribution or posting of advertising materials on public school property; to regulate the solicitation or sale of goods or services on public school property; to prohibit unlawful drinking of alcoholic liquor, and the illegal use of any controlled substance; to regulate or prohibit the operation of certain motor vehicles upon school property; and to provide penalties for the violation of this Ordinance and to repeal any Ordinance or parts of Ordinances in conflict herewith.

ARTICLE IIREGULATION OF CONDUCT

2.1 Protection of Property. No person shall willfully or maliciously damage, injure, destroy or deface any building, portion of a building, playground equipment, trees, landscaping, fencing or any other property owned or used by a public school or by any person who is lawfully upon the property of such public school.

2.2 Disorderly Persons. No person shall while upon public school property conduct himself or herself in an offensive, insulting or derisive manner, speak, utter, or publish any offensive, insulting or derisive language or

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gesture which conduct, language, or gesture has a natural tendency to incite other to violence, provoke a fight or provoke assaults.

2.3 Unauthorized Persons. No person shall willfully enter upon public school property after having been forbidden so to do by the authorized representatives of the school district, or to remain on such property upon being notified by such authorized representative to depart therefrom.

2.4 Littering. No person shall, without the consent of an authorized representative of the school district, dump, deposit, place, throw or leave, or cause or permit the dumping, depositing, placing, throwing or leaving of, litter on public school property, except at designated places authorized for such purposes. The term "litter" as used herein means all rubbish, refuse, waste material, garbage, offal, paper, glass, cans, bottles, trash, debris or other foreign substances of every kind and description.

2.5 Display, Distribution or Posting of Advertising. No person shall, without the written consent of an authorized representative of the school district, display, distribute, or post advertising materials on public school property.

2.6 Solicitation or Sale of Goods or Services. No person shall, without the written consent of an authorized representative of the school district, display, solicit or sell goods or services on public school property.

2.7 Unauthorized Use of Alcoholic Liquor. No person shall, without the written consent of an authorized representative of the school district, sell, buy, deliver, store, drink, or in any other way use on public school property any alcoholic liquor, as such term is defined by law.

2.8 Unauthorized Use of Controlled Substance. No person shall, without the written consent of an authorized representative of the school district, manufacture, deliver, possess, or use on public school property a controlled substance, as such term is defined by law.

ARTICLE IIIMOTOR VEHICLES - UNIFORM TRAFFIC CODE

3.1 Uniform Traffic Code Application. The Village of Augusta having heretofore adopted the Uniform Traffic Code for cities, townships and villages promulgated by the Commissioner of State Police, does hereby adopt said Uniform Traffic Code for cities, townships and villages by reference herein, so as to regulate all traffic and the parking of motor vehicles on all public school property located within the corporate boundaries of the Village.

3.2 Uniform Traffic Code Copies. Copies of the Uniform Traffic Code for cities, townships and villages shall be available at the office of the Village Clerk for inspection by and distribution to the public at all times.

3.3 Deputy Traffic Engineer Appointment. The Board of Education of the school district whose property is being regulated by this Ordinance shall nominate one of its officers, agents, or employees to serve as a Deputy Traffic Engineer. The appointment shall be effective upon its approval by the Village of Augusta. A Deputy Traffic Engineer shall have the same duties and authority as specified for a Traffic Engineer in the Uniform Traffic Code but limited to the property of the Board of Education who nominated such person. Each traffic control order shall be signed by the Traffic Engineer and by the Deputy Traffic Engineer hereinabove provided. Copies of any traffic control order shall be filed with the Secretary of the Board of Education whose property is being regulated, the Village Clerk, and the Kalamazoo County Clerk in the time and manner provided in the Uniform Traffic Code.

ARTICLE IVENFORCEMENT OF ORDINANCE

4.1 Enforcement. This Ordinance shall be enforced in the same manner as

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other Ordinances adopted by the Village as well as by any public school officer, agent or employee who has been nominated by the Board of Education of such public school and sho has been ~~auth~~orized by the Village.

4.2 Cost of Enforcement. The cost of investigating, furnishing or erecting all traffic control devices, signs or signals which have been approved by the Deputy Traffic Engineer appointed by the School Board shall be paid by the appropriate school authorities. The Village also reserves the right to be reimbursed by the school district for legal fees, attorney fees, court costs, witness fees and other out-of-pocket expenses incurred by the Village in enforcing this Ordinance which are in excess of any monies received by the Village or to be reimbursed in kind for any services required.

4.3 Penalty. Any person who violates any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and shall be punished by a fine of not more than \$100.00, or by imprisonment in the County Jail for not to exceed 90 days, or by both such fine and imprisonment.

4.4 Saving Clause. This Ordinance has been enacted pursuant to the written request of the Galesburg-Augusta Community Schools, County of Kalamazoo, State of Michigan and shall be terminated upon the written request of such school district, unless sooner repealed by the Village. The provisions of this Ordinance are hereby declared to be severable and if any clause, sentence, word, section or provision is declared void or unenforceable for any reason by any court of competent jurisdiction, it shall not affect any portion of the Ordinance other than that said part or portion thereof.

4.5 Effective Date. This Ordinance shall take effect on February 8, 1978.


Richard D. McGee, Village President


Marcea C. Schwartz, Village Clerk

C E R T I F I C A T E

I, MARCEA C. SCHWARTZ, Clerk of the Village of Augusta, hereby certify that said Ordinance No. 131 was duly enacted by the Village Council at a regular meeting of the Council held January 9, 1978; copies of said Ordinance were posted at three public places within the Village, being: United States Post Office, Baxter's Pharmacy and the Village Hall Bulletin Board.

Marcea C. Schwartz
Marcea C. Schwartz, Clerk

VILLAGE OF AUGUSTA