CASS CITY CHRONICLE-THURSDAY, OCTOBER 9, 1980

CASS CITY, MICHIG



NEW LOOK -- The Garfield Street railroad crossing has taken on a new look this year, with a vast improvement in field of vision for westbound motorists. The railroad depot at the southwest corner was taken down last spring; the grain elevators at the northwest corner last month, and Garfield Street between

VILLAGE OF GAGETOWN GAGETOWN, MICHIGAN

ORDINANCE NUMBER 103

AN ORDINANCE TO REGULATE PUBLIC MORALS AND CONDUCT AND PROVIDE FOR A PENALTY UPON VIOLATION THEREOF

ARTICLE 1. DISORDERLY CONDUCT. SECTION 101. Definitions. 101.1 "Public place" as used in this Chapter means a place to which the

public or a substantial group of persons has access. Among places included are any (a) Highway, street, road, alley, side-

walk, park, parking lot, river, public water, wharf, dock, waterfront, or publicly owned or controlled open ground

(b) Publicity owned or controlled building, excluding any interior portion thereof being used as a dwelling; (c) Place of business:

(d) Place of amusement, entertain ment, recreation or education open to

the general public; (e) Place where services are rend

ered to the public or a substantial group ot persons;

(I) Transport facility: (g) Public conveyance; (h) Place of religious worship;

in Place of manufacturing; (j) Railroad right-of-way;

(k) Hospital;

(I) Cemetery (m) Common area of any hotel or

apartment building; (n) Private meeting place when a privately employed special-duty police

ollicer, special duty deputy sheriff or a special police officer or deputy sheriff is on duty lhere; (o) Grounds appurtenant to any of the

aboye designated; (p) Parking facility used in connec-

tion with any of the above designated. The foregoing enumeration shall be deemed partial and shall not operate to exclude other places which are within the general terms of this definition.

101.2 "Loitering" as used in this Chapter means: (a) To stand or lounge around or move

slowly about, to spend time idly, to saunter or to inger; or (b) To repeatedly pass the same place

without any apparent reason. SECTION 102. Causing or Risking

Public inconvenience. Annovance of Atarm 102.1 No person shall purposely

cause, recklessly create a risk of or knowingly contribute to inconvenience. annoyance or alarm to any person in a public place by:

(a) Engaging in lighting or threatenng, or in violent or lumultous To cause public inconvenience or alarm. behaviour; or

(b) Jostling (

described in Section 102 of this Chapter, which is likely to cause substantial harm or serious inconver dentity himsel lence, annoyance or alarm, a peace officer may order the participant and

others in the immediate vicinity to disperse. No person shall refuse or knowingly fail to obey such an order. SECTION 104. Order to Move from Public Hazard.

104.1 No person in dangerous proximity to a fire or other hazard shall refuse or knowingly fail to obey a reasonable official request or order to move for the purpose of maintaining public safety. SECTION 105. Obstructing Public

Passage or Place. 105.1 No person shall, without legal privilege to do so, and whether alone or with others, purposely or recklessly obstruct or cause to be obstructed any public passage or place. 105.2 No person in a gathering shall

refuse or knowingly fail to obey at reasonable official order or request to move to prevent obstruction of a public passage or place. 105.3 "Obstruct" and "Obstruction" mean render impassable or unusable

without unreasonable inconvenience or hazard. 105.4 When persons are lawfully assembled in a public place to communicate publicly or to listen to or observe such communication, no person (including communicator) so

assembled shall be convicted of recklessly obstructing in violation of Subsection 105.1 above unless he has first been given a reasonable opportunity to comply with Subsection 105.2 above

105.5 No person whose lawful behavior attracts an obstructing audience shall be guilty of violating Subsection 105.2 above if the obstruction can be easily remedi reasonable police control of the size or location of the audience.

SECTION 106. Disrupting Meetings and Processions. 106.1 No person shall, with purpose to prevent or disrupt a lawful meeting,

procession or gathering; (a) Do any act lending to obstruct or interfere with it physically; or (b) Make any utterance, gesture or

display designed to outrage the sensibilities of the group. SECTION 107. False Public Alarms

107.1 No person shall imitate cr circulate a report or warning of a fire or an impending bombing or other catastrophe or crime knowing that the report or warning is faise or baseless nd knowing or recklessly disregarding that it is likely to cause evacuation of a building, place of assembly, or facility of public transport, or otherwise likely

(a) Takes flight upon appearance of investigation by a peace officer; (b) Refuses or fails to adequately (c) Manifestly endeavors to concest

> himself or any object. The above paragraph shall include the making of unsolicited remarks of an offensive, disgusting, or insulting nature of which are calculated to anno or disturb the person to, or in whose

hearing, they are made. This enumeration shall be deemed partial and shall not operate to exclude other circumstances which are within the general terms of Subsection 108.1 of this section.

108.3 Unless flight by the person of other circumstance makes it impracticable, a peace officer shall prior to an arrest for an offense under this Section afford the person an rtunity to dispet any starm which would otherwise be warranted, by requesting him to identify himself and explain his presence and conduct 108.4 No person shall be convicted of

an offense under this Section if the peace officer did not comply with Subsection 108.3 of this Section, or if it appears at trial that the identification and explanation were true and investigation by the peace officer at the time would have dispelled the atarm.

SECTION 109. Prowling or Loitering about Schools or Education, Religious or Recreation Centers. 109.1 No person shall provil or loite on foot, in a motor vehicle or in any other manner in or about any of the following places without an apparent

legitimate purpose reasonably concted therewith: (a) School building; (b) Recreation center for minors;

(c) A public place where an educa tional, religious or recreation activity for minors is being conducted.

(d) Grounds or parking lots appurte nant to or used in connection with (a), (b) or (c) of this Subsection; or (e) A street or alley in the immed

rate vicinity of any above mentioned place 109.2 Among the circumstances

which may be considered in determin ing that such lostering is not for an apparent legitimate purpose reasonably connected therewith is the fact that: (a) The person takes flight upon ap

pearance of or investigation by a peace (b) The person refuses or fails to

equately identity himself; (c) The person manifestly endeavors to conceal himself or any object: (d) The person is not within the ag aroun to which the educational religious or recreation center or activity is directed; or

(e) The peace officer has knowledge or reliable information that the person uni school or been exp

(a) Any public monument or structure, or any place of burial or worship; or (b) In any public place the national

flag or any other object of veneration by the public or a substantial segment thereof. "Desecrate" means deface, damage,

pollute or otherwise physically mistreat in a way that the actor knows will outrage the sensibilities of persons likely to observe or discover his action.

SECTION 113, Influence of Alcohol, Narcotic, Drug, Other Stimulant or Depressant. 113.1 No person shall appear in any

public place manifestly under the nfluence of alcohol, narcotic, drug, or other stimulant or depressant to the degree that he may endanger himself or other persons or property, or annoy persons in his vicinity.

113.2 No person shall be convicted of an offense under this Section where he proves that: (a) The influence arose solely from

medicine therapeutically administered by, under the supervision of or at the direction of a duly licensed physician; and

(b) Where the medicine is at the direction of a duly licensed physician, the person complied with all instructions of said physician and all instruc tions on the label on said medicine pertaining to the use of said medicine. SECTION 114, Malicious Destructio of Property

114.1 No person shall maliciously destroy or injure any public property o any private property not his own. SECTION 115. Criminal Trespass

115.1 No person shall willfully and without lawful authority: (a) Enter upon the lands or premise

of another after having been forbidden to do so by the owner, occupant, person in control thereof, or the agent of servant of the owner, occupant or person in control thereof; or

(b) Being upon the premises of another neglect or refuse to depart therefrom after being notified to do so by the owner, occupant, person in control thereof, or agent or servant of the owner, occupant or person in

rol thereof SECTION 116. Harassing, Alarming

or Offensive Conduct. 116.1 No person shall, with purpose to harass or alarm another or with

reckless disregard of the sensibilities of another (a) Insuit, taunt or challenge anothe

in a manner likely to provoke violeni disorderly response; or (b) Frighten or attempt to frighten another by threat or menace or unlawful

bodily harm to any person; or (c) Subject another to an offensive louching; or

hours, to loiler and remain upon or immoral or indecent act which he against any business, commercial or knows is likely to be observed by industrial building within the Village of another who would be affronted or Gagetown, including standing or sitting alarmed thereby; or in doorways or door steps, sitting or (e) Make a communication anonymously or at extremely inconvenient hours or in offensively course language; or (I) Make a telephone call without purpose of legitimate communica-

the tracks and Doerr Road was rebuilt this summer (plus Doerr from Garfield to Main). Yield signs were erected at the crossing, by order of the village council, after photo was taken.

121.3 For the purpose of this Section the word "firearm" 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 eans of springs, levers or other

mechanical device. SECTION 122. Cock or Dog Fight. 122.1 No person shall condu-ttend any cock fight or dog fight. duct or ARTICLE II. Severability.) Each

section of this ordinance and each provision of any section shall be sidered severable and the invalidity of any portion of this ordinance shall not effect the validity or enforcement of any other portion ARTICLE III. Penalty.) Any person found guilty of violating any of the provisions of this optimance shall upon

viction be punished by a fine of not ore than \$100.00 or by impriso in the County Jail for not more than 90 days, or bolh, in the discretion of the

Adopted: October 6, 1980. William Downing Village Presiden

Elerv Sontao Village Clerk

> VILLAGE OF GAGETOWN GAGETOWN, MICHIGAN

ORDINANCE NUMBER 104

AN ORDINANCE DECLARING IT TO BE A TRESPASS FOR PERSONS TO GO UPON AND LOITER AND REMAIN UPON BUSINESS OR COMMERCIAL PREMISES DURING CLOSE OF BUSI NESS HOURS, AND PROVIDING PEN-ALTIES FOR VIOLATION THEREOF.

The Village of Gagetown ordains SECTION 1 nce shall apply to all This ordin

premises in the Village of Gagelown on which are located business, commer cial or industrial establishments. SECTION 2. it shall be a trespass and unlawful for any person, during close of business hours, to go upon and loiter and remain upon vacant portions, including driveways and parking areas of any privately owned business, commercial

or industrial establishments within the Village of Gagetown, for any purpose not connected with attending to business in the establishment on said SECTION 3.

Vacant portions shall include doorways, entrance ways and indented or bay areas of any st SECTION 4.

It shall be a trespass and unlawful for person, during close of business VILLAGE OF GAGETOWN GAGETOWN, MICHIGAN

ORDINANCE NUMBER 105

AN ORDINANCE TO PROHIBIT THE JUNKING OF MOTOR VEHICLES AND MOTOR VEHICLE PARTS WITHIN THE VILLAGE OF GAGETOWN AND PRO-VIDING FOR PENALTY IN THE EVENT OF VIOLATION THEREOF.

The Village of Gagetown ordains: which represents its aides, Section 1: The purpose of this ordinance is to protect the health, safety, bus drivers, secretaries and and general welfare of the residents of custodial workers, reached Gagetown by prohibiting the junking tentative agreement on a of motor vehicles and moto three-year contract at a fiveparts in the Village of Gagetown. Section 2: Definitions. For the pur hour bargaining session last pose of this ordinance -Wednesday.

(1) "Junked motor vehicle" is defined as any self-propelled, wheeled vehicle bers of the Michigan Educawhich (a) is substantially damaged and will

tional Support Personnel Asnot operate under its own power; or sociation (MESPA) were (b) is dismantled or partially disscheduled to vote on the pact mantled Tuesday. If approved, the (2) "Person" is defined as any

TISD Board of Education person, firm, partnership, corporation, or other entity. will vote on the contract (3) "Village of Gagetown" is defined Monday, Oct. 13. as the area within the Village limits. Section 3: It is unlawful for any per uled to vote then on the son to store on or permit to be stored or placed on or allowed to remain on three-year contract tentaany platted or unplatted parcel of land tively agreed to Sept. 16 located in the village a junked motor between the administration vehicle or any dismantled part of a and the Tuscola Intermedmotor vehicle unless the vehicle and part are kept in a wholly-enclosed struciate Education Association, ture. The presence of any junked moto which represents the profesvehicle or dismantled part of a motor sional staff, provided those wehicle on a parcel described in the preunion members approve it. ceding sentence is hereby declared to be a public nuisance. This section shall They vote Friday.

not be construed to permit parking or

placing of a junked motor vehicle on

any street or alley of the Village. Section 4: This ordinance shall apply to a junked motor vehicle or any parts of a motor vehicle located on the prem ises of a garage, service station, o other business enterprise engaged lawfully in the repair, storage or sale o motor vehicles if such vehicles or parts of a motor vehicle are located on the premises for a period of more than 90 days, unless the vehicle and/or parts are kept in a wholly-enclosed structure. Section 5: If any person violates this ordinance, the Clerk shall send a notice registered mail to (1) the owner of the junked motor vehicle or parts at his last known address; and (2) if different. to the owner of the premises on which the vehicle or parts are lying at his last known address. The notice shall contain a description of the motor vehicle and dismantled parts and their location; a statement that the person is in violation of this ordinance; and the statement that if the violation continues for 14 days from the date of

the notice, criminal sanctions would be

applied and the motor vehicle and parts

impounded. If the owner of the motor

vehicle or parts, or both, cannot be

notice shall be by publication once a

week for two weeks in a newspaper of

Section 5: If the ordinance is not

complied within 14 days from the date

the notice is mailed or after notice by

publication for two weeks where

(a) The person violating the ordi-

nance shall be guilty of a misdemean

or and shall be punished by a fine of not

more than \$100.00, and each day that a

violation continues constitutes a

(b) The Village may (moound the

motor vehicle and dismantled parts.

and it may sell them for junk or destroy

Section 7: The provisions of this

general circulation in the Village.

det

appropriate -

separate offense and:

ermined alter a reasonable search,

Contract okayed with school union

The more than 100 mem-

The board is also sched-

contract

spokesman Ed Crosby, gives

the union members a 10

percent pay increase each of

The board, which had been

paying \$40 per month per

employee for health insur-

ance, will increase that to

\$45 for the current school

year, \$50 in 1981-82 and \$60 in

There were also some

changes in contract lang- meeting Monday.

according

The

1982-83.

MESPA,

the three years.

with

The Tuscola Intermediate uage, he said, inclu School District (TISD) adgiving aides with senior ministration and the union choice of classroom ass ments when a vacancy curs.

The negotiators met fr about 4-9 p.m., with agr ment being reached with aid: of state mediator liam Borushko. ISD Assistant Super

tendent Jerome Thienes s

the two sides were "pa

much at an impasse, but

far apart," when the sess

he indicated, got about w

they wanted in pay,

compromised on the amo

they wanted for health

strike by the professio

staff, the aides and

drivers were out of work

MESPA filed a grieval

claiming that their old c

tract required 30 days

vance notice of any layo

They had continued to we

under their old pact ur

agreement on a new one w

According to Thienes,

union said that as part of t

agreement on the new co

The assistant superinter

ent expected to have figur

available on the cost of t

two new contracts availab

by the time of the boa

tract, it would drop

the two-we

The MESPA negotiato

began.

surance.

reached.

grievance.

During

sons unnecessarily: or

ici Making unreasonable noise or ollensively coarse utterance, gesture or display, or addressing abusive language to any person of group

present, or (d) Creating a hazardous or physically offensive condition by any act which serves no ligitimate purpose of the actor

SECTION 103. Failure or Refusal of Disorderly Persons or Bystanders to Disperse upon Official Order.

103.1 When any person is participating in a course of conduct

COMBINES

1973 John Deere 7700 Diesel combine 1976 John Deere 6600 dip and pour elev., hydrastatic, 1000 hours

John Deere 105 for grain, corn and beans John Deere 95 for grain, corn and beans John Deere 435 cornhead for "105" John Deere 434 cornhead for "95" John Deere 643 comhead for 6600 or 7700



1973 Allis Chalmers 210, w/cab and duals, 130 H.P.

1976 John Deere 4430 cab and duals 1972 John Deere 4320 w/cab A C D14 SHARP

1964 John Deere 4020 Gas MISCELLANEOUS

John Deere 4310 Beet Harvester 10 ton wagon, 330 bushel Kilbros box John Deere 2500 7-18 plow John Deere 7100 12 row planter 3 pt. SHARP Glencoe 13 shank soil saver John Deere 7000 6 row plate planter John Deere 10' & 17' chisel plow John Deere 11 shank V ripper Several used grain drills Speedy 3 and 4 row double drum toppers Hesston 3 row direct loader beet harvester John Deere 46A loader Arps 7' 3 pt. snow thrower

"Around Here It's John Deere"



SECTION 108. Provi ering. No person shall lotter in a from or that the person has been public place in such a manner as to: ordered to stay away from the (a) Create or cause to be created a educational religious or recreation danger of a breach of the peace; (b) Create or cause to be created any disturbance or annoyance to the comfort and repose of any person;

(c) Obstruct the free passage of Dedestrians or vehicles; (d) Obstruct, molest, or interface with any person lawfully in any public place.

108.2 Among the circumstances which may be considered in determining whether such alarm is warranted is the fact that the person;

center or activity by a person in charge of or supervising said activity. This enumeration shall be deemed partial and shall not operate to exclude other circumstances which are within the general terms of Subsection 108.1 of this section 109.3 Unless flight by the person or other circumstance make it impracticable, a peace officer shall

> orior to an arrest for an offense under this Section afford the person an opportunity to manifest a legitimate purpose reasonably connected with said place or activity, by requesting him to identify himself and explain his presence and conduct.

109.4 No person shall be convicted of an ollense under this Section if the neace officer did not comply with Subsection 109.3 of this Section, or if it appears at Irial that the identification

and explanation were true and, if believed by the peace officer at the time would have established a legitimate purpose reasonably connected with said place or activity. SECTION 110. Prowling or Loitering

about Toilet in Public Place 110.1 No person shall toiler or prowl in or about any toilet in any public place without legitimate purpose. 110.2 Unless flight by the person of other circumstances makes it impracticable, a peace officer shall prior to an arrest for an offense under this Section afford the person an opporfunity to identify himself and explain the purpose of his presence and

conduct. \$10.3 No person shall be convicted of an ollense under this Section if the peace officer did not comply with Subsection 110.2 of this Section or if it appears at that that the identification and explanation were Irue, and if believed by the person's presence and conduct. SECTION 111. Unlawful Occupancy

111.1 No person shall occupy, lodge or sleep in or on any structure, vehicle or other means of conveyance, or vacant land without owning same or without permission of the owner or person entitled to the possession thereof

desecrate

SECTION 112. Desecration of Venerated Objects 112.1 No person shall purposely

adequale supervision.



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tion; or (n) Engage in any other course of harassing, alarming or offensive conduct serving no legitimate purpose of the actor. SECTION 117. Window Peeping.

117.1 No person shall engage in window peeping SECTION 118. Begging.

118.1 No person shall (a) Engage in begging; or

(b) Place himself in any public place for the purpose of begging or receiving aims.

SECTION 119. Disturb Peace of Neighborhood. 119.1 No person shall purposely disturb, recklessly disregard, or incite any person to purposely disturb or recklessly disregard the peace and tranquility of any neighborhood.

SECTION 120. Illegal Business or Occupation. 120.1 No person shall:

(a) Engage in any illegal business or occupation; or (b) Attend or frequent any place in

which an illegal business is conducted or permitted. SECTION 121.1 No person shall:

(a) Draw, handle, flourish, discharge or fire any firearm within the village; or (b) Have in his possession any

firearm which is loaded. 121.2 This Section shall not apply to: (a) A law enforcement officer or a member of a duly authorized military organization when acting in discharge of his duties; or

(b) A person acting pursuant to a license under the law of the United States or the State of Michigan to carry a concealed weapon. (c) A person lawfully defending his

home, person or property; or (d) A person within his own habitation or within a building owned by him or a person so acting within

such habitation or building of another with the permission of the latter; or (e) A person shooting at an educational or training program under

leaning against windows or doors of buildings, or other projecting parts of buildings, or leaning against windows or doors of buildings, for any purpose not connected with attending to business within said building. SECTION 5. Any owner may post a notice in or on a business, commercial or industrial building visible from outside of said building stating the business hours of establishment and that such notice is posted pursuant to this ordinance. Any

acts prohibited by this ordinance committed not within the posted business hours shall be a violation of this SECTION 6. Any person on conviction of trespass

them. under this ordinance shall be punished by fine not exceeding \$100.00 for each ordinance are hereby declared offense and costs of prosecution, or by severable and if any clause, sentence, imprisonment in the county jail of word, section, paragraph or provision is Tuscola County not exceeding 90 days. declared void or unenforceable by a court of competent jurisdiction, it shall or by both such fine and imprisonr not affect any other portion of this in the discretion of the Court. SECTION 7. ordinance.

Elery Soniag

Village Clerk

This ordinance shall take effect and Section 8: Effective Date: This ordinance shall be effective upon be in full force after publication. ADOPTED: October 6,1980. publication and expiration of time proscribed by law. William Downing

ADOPTED: Octoper 5, 1980. Village President William Downing Village President

> Elery Sontag Village Clerk

MAJOR OIL COMPANY OILS At Our

COST PRICES Premium Hydraulic Oil \$2.43 gal

Regular Hydraulic Oil \$2.23 gal Series III \$2.77 gai Tractor Fluid.....\$3.07 gal. Available in 55 gal. drums only. Come in or call in your order at:

Enos Farm Supply

Phone 872-2002 Cass City \$10.00 Barrel Deposit

and a stand of the second stand of the second stand stand



along Phillips Road in Kingston township has become a sculpture built be nature.



LAWRENCE INSURANCE AGENCY, INC.

124 N. STATE ST. CARO PH. 673-4141

LIFE - HOME - CAR - BUSINESS - BONDS - FARM

6501 MAIN ST. CASS CITY PH. 872-4343

and the second second