Charter Township of Orion

Ordinance No. 155

Minor In Possession

Adopted April 2, 2018
Ordinance No. 155

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CHARTER TOWNSHIP OF ORION BY
ADDING ORDINANCE NUMBER 155, ADOPTING BY REFERENCE SECTION 703 OF PUBLIC ACT 58 OF 1998,
MCL 436.1703, AS AMENDED AT THIS DATE OR AS MAY BE AMENDED IN THE FUTURE, REGARDING THE
REGULATION OF PURCHASE, CONSUMPTION, OR POSSESSION OF ALCOHOLIC LIQUOR BY MINOR;
ATTEMPT; VIOLATION; FINES; SANCTIONS; FURNISHING FRAUDULENT IDENTIFICATION TO MINOR;
USE OF FRAUDULENT IDENTIFICATION BY MINOR; PRIOR VIOLATION; SCREENING AND
ASSESSMENT; CHEMICAL BREATH ANALYSIS; NOTICE TO PARENT, CUSTODIAN, OR GUARDIAN;
EXCEPTIONS; DEFINITIONS.

Section 1. Adoption of Ordinance Number 155 of the Orion Charter Township Code of
Ordinances

Ordinance Number 155 of the Orion Charter Township Code of Ordinances is hereby created to read as follows:

Section 1. Adoption of Ordinance Number 155 of the Orion Charter Township Code of Ordinances

Section 1. Adoption of Section 703 of Public Act 58 of 1998, MCL 436.1703.

a) Purpose and intent. This is an ordinance to adopt Section 703 of Public Act 58 of 1998, MCL 436.1703,
as amended at this time or as may be amended in the future, by reference, for the purpose of regulating
purchase, consumption, or possession of alcoholic liquor by minor; attempt; violation; fines; sanctions;
furnishing fraudulent identification to minor; use of fraudulent identification by minor; prior violation;
screening and assessment; chemical breath analysis; notice to parent, custodian, or guardian;
exceptions; definitions.

b) Adoption by reference. Section 703 of Public Act 58 of 1998, MCL 436.1703, as amended at this
time or as may be amended in the future, is hereby adopted by reference.

c) Definition of minor. As defined in Section 109 of Public Act 58 of 1998, MCL 436.1109, as amended,
"minor" means an individual less than twenty-one (21) years of age.

d) Limitations. Violations of Section 703 of Public Act 58 of 1998, MCL 436.1703, as amended at this
time or as may be amended in the future, for which the maximum period of imprisonment is greater
than ninety-three (93) days shall not be enforced by the Township of Orion as an ordinance violation.

e) Penalties. The penalties provided in Section 703 of Public Act 58 of 1998, MCL 436.1703, as amended
at this time or as may be amended in the future, are adopted by reference, subject to the limitations
stated in subsection (d) above.

f) Repealer. All ordinances or parts of ordinances, including Orion Charter Township Ordinance No. 129,
in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force
and effect.

Section 2. 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 consumed accordingly to the law in force when they are commenced.

Section 3. Severability

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

Section 4. Effective Date

This Ordinance shall be published in a newspaper of general circulation in the Township of Orion, and shall become effective
upon publication, as provided by law.