

CHAPTER 96: ALCOHOLIC BEVERAGES

Section

- 96.01 Definitions
- 96.02 Licensed required
- 96.03 Sales to minors
- 96.04 Purchases by minors
- 96.05 Possession in motor vehicle
- 96.06 Consumption in public
- 96.07 Open receptacle
- 96.08 Minors prohibited in public place after alcohol consumption
- 96.09 Special licenses
- 96.99 Penalty

§ 96.01 DEFINITIONS.

The meaning of *ALCOHOLIC LIQUOR* and *LICENSE* when used in this chapter shall be as defined in Public Act 8 of 1933 (Extra Session), being M.C.L.A. §§ 436.1 et seq. (Ord. 13, passed - - 67)

§ 96.02 LICENSED REQUIRED.

No alcoholic liquor shall be consumed on the public streets, parks, or in any other public places, including any store or establishment doing business with the public not licensed to sell alcoholic liquor for consumption on the premises; nor shall any one who owns, operates or controls any such public establishment or store permit the consumption of alcoholic liquor therein.

(Ord. 13, passed - - 67) Penalty, see § 96.99

§ 96.03 SALES TO MINORS.

No person, either directly or indirectly, by himself, clerk, agent, servant, or employee, shall at any time sell, furnish give, or deliver any alcoholic liquor to any person unless such person shall have attained the age of 21 years; nor shall any person, either directly or indirectly by himself, clerk, agent, servant or employee, at any time, sell, furnish, give or deliver any alcoholic liquor to any person who is so intoxicated as not to be in control of all his faculties; provided, however, that nothing herein contained shall prohibit the sale of alcoholic liquor to a minor upon authority of and pursuant to a prescription of a daily licensed physician.

(Ord. 13, passed - - 67) Penalty, see § 96.99

§ 96.04 PURCHASES BY MINORS.

No person under the age of 21 years shall at any time purchase, offer or attempt to purchase, obtain consume, or bring into any premises within the city, for which a license has been issued to sell intoxication liquor on the premises, any alcoholic liquor as defined by this chapter. Nor shall

any person in order to procure the sale and furnishing of alcoholic liquor to any person under the age of 21 years, make any false representations as to the age of the person for whom said alcoholic liquor is desired. Nor shall any person under the age of 21 years furnish any false information regarding his or her age or make any false representations as to his or her age to any law enforcement office, or to any person in charge of or employed in a place of business where alcoholic liquor is sold, for the purpose of obtaining a sale of any alcoholic liquor to himself or herself; provided, however, that nothing herein contained shall prohibit the purchase of alcoholic liquor by a minor under authority of and pursuant to a prescription or a duly licensed physician. (Ord. 13, passed - - 67) Penalty, see § 96.99

§ 96.05 POSSESSION IN MOTOR VEHICLE.

No person under the age of 21 years shall purchase or knowingly possess, transport or have under his control in any motor vehicle any alcoholic liquor unless said person is employed by a licensee of the Michigan Liquor Control Commission and is under his control during regular working hours and in the course of his employment. This section shall not apply to alcoholic liquor possessed by a minor under authority of and pursuant to a prescription of a duly licensed physician. (Ord. 13, passed - - 67) Penalty, see § 96.99

§ 96.06 CONSUMPTION IN PUBLIC.

Any person who shall be found consuming any alcoholic beverage in any motor vehicle, or on any public street, park, or other public place in the city shall be deemed guilty of a violation of this code and be punished as provided in this chapter. (Ord. 13, passed - - 67) Penalty, see § 96.99

§ 96.07 OPEN RECEPTACLE.

Any person who shall be found in any motor vehicle, or upon any public street, park or other public place, having in his possession an open receptacle or container containing any alcoholic beverage shall be deemed guilty of a violation of this code and punished as provided in this chapter. (Ord. 13, passed - - 67) Penalty, see § 96.99

§ 96.08 MINORS PROHIBITED IN PUBLIC PLACES AFTER ALCOHOL CONSUMPTION.

No minor shall be found in any public place after having consumed alcoholic beverages. (Ord. 13, passed - - 67) Penalty, see § 96.99

§ 96.09 SPECIAL LICENSES.

The City Council may, by resolution, allow the sale, possession, and consumption of alcoholic beverages in parks or other public places in accordance with the provisions of a special liquor license granted by the Michigan Liquor Control Commission.

(Ord. 115, passed 7-11-90)

§ 96.99 PENALTY.

Any person convicted of violations of this chapter shall be punished by a fine of not more than \$100 and costs of prosecution or be imprisoned for not more than 90 days or by both such fine and imprisonment.

(Ord. 13, passed - - 67)