

ORDINANCE #25-02
AN ORDINANCE TO AMEND MARQUETTE CITY CODE
CHAPTER 22, ARTICLE II, REGARDING OVERNIGHT
OCCUPATION OF PUBLIC PROPERTY

INTENT

The purpose of this ordinance is to amend Article II (Nuisances) of Chapter 22 (Environment) of the Marquette City Code in order to add a new section related to the overnight occupation of public property.

The City of Marquette Ordains:

SECTION 1. That Section 22-35 be hereby adopted, to read as follows:

Sec. 22-35. Prohibition of Unauthorized Occupation of City Property.

- (a) It shall be unlawful for any person to occupy city-owned or city-controlled property overnight, except as expressly permitted by the city. Except as permitted, it shall be unlawful for any person to camp on city-owned or city-controlled property, using camping facilities – including but not limited to tents, huts, or temporary shelters – or using camping paraphernalia – including but not limited to cots, beds, sleeping bags, hammocks, tarps, or similar items.
- (b) It shall be unlawful for any person to sleep overnight in a vehicle – including but not limited to vans, cars, campers, or recreational vehicles – on any city-owned or city-controlled property, unless expressly permitted by posted signage or other city authorization.
- (c) The prohibitions laid out in this section apply to city-owned and city-controlled properties. These properties include, but are not limited to:
 - (1) Streets
 - (2) Parks
 - (3) Sidewalks
 - (4) Alleyways
 - (5) Public easements
 - (6) Public rights-of-way
 - (7) Public parking lots
 - (8) Public areas, whether improved or unimproved
 - (9) Public bike paths or trails
 - (10) Any forested or natural area under city jurisdiction
- (d) If any person in violation of this ordinance refuses to vacate the public property or remove their items after being directed to do so by law enforcement, the City Police Department is authorized to remove such individuals and dispose of any tents, shelters, or related paraphernalia in violation.
- (e) Any person violating this section is responsible for a municipal civil infraction. Additionally, such person may be deemed to be creating a public nuisance, and the

city may pursue additional actions to abate the nuisance, including but not limited to removal of the individual from city-owned or city-controlled property.

SECTION 2. That this ordinance shall take effect ten days after adoption but not before publication.

Jessica Hanley, Mayor

Kyle Whitney, City Clerk

Date Adopted: _____

Date Published: _____