

**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 new sections related to the overnight occupation of public property.

**The City of Marquette Ordains:**

**SECTION 1. That new Sections 22-35 and 22-36 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 camp 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) Beaches
  - 4) Sidewalks
  - 5) Alleyways
  - 6) Public easements
  - 7) Public rights-of-way
  - 8) Public parking lots
  - 9) Public areas, whether improved or unimproved
  - 10) Public bike paths or trails
  - 11) Any forested or natural area under city jurisdiction
- d) Any person violating this section is responsible for a municipal civil infraction.

Sec. 22-36. Disposition of items associated with unauthorized occupation.

- a) If camping facilities, camping paraphernalia or other materials are found on city property in violation of the prohibition established under Sec. 22-35, the owner of such property, if present, shall be given an opportunity to remove the property.
- b) If the owner is not present or if they refuse to remove the property, the property shall be removed and handled subject to established Marquette Police Department policy.
- c) If the owner is not present but arrives during the removal of property, they shall be provided with an opportunity to remove the property.

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

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Jessica Hanley, Mayor

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Kyle Whitney, City Clerk

Date Adopted: \_\_\_\_\_

Date Published: \_\_\_\_\_