

**CHARTER TOWNSHIP OF BROWNSTOWN  
WAYNE COUNTY, MICHIGAN**

**ORDINANCE NO. 227-14**

**AN ORDINANCE TO AMEND THE PARENTAL RESPONSIBILITY  
ORDINANCE NO. 227, SECTION (D) TO ADDRESS THE RESIDENCY  
REFERENCE AND TO PROVIDE FOR CIVIL INFRACTION  
PENALTIES.**

**The Charter Township of Brownstown hereby ordains:**

**Section 1.** Ordinance No. 227, "PARENTAL RESPONSIBILITY", Article 40, Section 105.4000(D), is hereby replaced in its entirety to read as follows:

(D) Violation And Penalty:

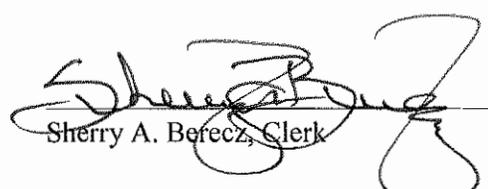
- 1) If a minor commits a delinquent act or a parent otherwise violates their parental responsibilities (as defined in this Ordinance) within the Township of Brownstown, the parent (regardless of where the parent or minor may reside) shall be guilty of a violation of this Article if:
  - a) It is proven that any act, word or nonexercise of parental responsibility by the parent encouraged, caused or allowed to occur the commission of the delinquent act by the minor or failure by the parent in their parental responsibility; or
  - b) It is proven that the parent knew or reasonably should have known that the minor was likely to commit a delinquent act, but failed to take timely and appropriate action to prevent the commission of the delinquent act by the minor. If at any time within 45 days following the giving of notice as provided in subsection (C) above, the minor to whom said notice related or applied commits a delinquent act as defined in this Article, it shall be rebuttably presumed that the minor committed the delinquent act with the knowledge, allowance, permission or sufferance of the parent.
- 2) Any person who commits a first violation of this Ordinance within any 24 month period shall be charged with a civil infraction which shall be filed with and adjudicated in the 33rd District Court. The punishment for such an offense shall be a fine not to exceed Three Hundred Dollars (\$300.00), within the discretion of the court. Any person who commits a second or subsequent offense within any 24 month period shall be charged with a misdemeanor which shall be filed with and adjudicated in the 33rd District Court. The punishment for such a second or subsequent offense shall be punishable by a fine not to exceed Five

Hundred Dollars (\$500.00) and/or 90 days in jail, within the discretion of the court.

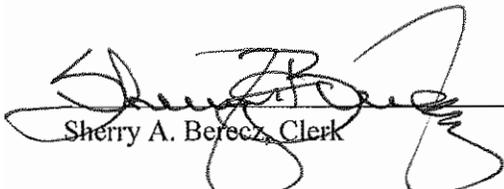
**Section 2. Severability.** If any article, section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such article, section, paragraph, clause, or provision shall not affect any of the other provisions of this Ordinance.

**Section 3. Repealer.** All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

**Section 4. Effective Date; Publication.** This Ordinance was approved and adopted by the Township Board of Brownstown Charter Township, Wayne County, Michigan, on August 15, 2016 after introduction and a first reading on July 18, 2016 and publication after first reading as required by Act 359 of the Michigan Public Acts of 1947, as amended. This Ordinance shall be effective immediately upon publication, in The News Herald, a newspaper having general circulation in the Township.

  
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Andrew Linko, Supervisor  
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Sherry A. Berecz, Clerk

I further certify that the foregoing was published in The News Herald, a newspaper of general circulation in the Charter Township of Brownstown, on the 21<sup>st</sup> day of August, 2016.

  
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Sherry A. Berecz, Clerk