

ORDINANCE NO. 02-10

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF CORUNNA BY AMENDING SECTION 50-76, ASSAULT, BREACH OF PEACE OF CHAPTER 50 OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE III OFFENSES AGAINST THE PERSON, AND TO PROVIDE EXCEPTIONS HERETO AND PENALTIES FOR VIOLATIONS HEREOF.

THE CITY OF CORUNNA, MICHIGAN, ORDAINS:

SECTION 1. CODE AMENDED.

Section 50-76, ASSAULT, BREACH OF PEACE is amended as hereafter follows.

SECTION 2. DEFINITIONS.

- (1) As used in this Ordinance, “dating relationship” means frequent, intimate associations primarily characterized by the expectation of affectionate involvement. This term does not include a casual relationship or an ordinary fraternization between two individuals in a business or social context.

SECTION 3. ASSAULT, ASSAULT AND BATTERY – NON-DOMESTIC.

A person who assaults or assaults and batters an individual, if no other punishment is prescribed by law, is guilty of a misdemeanor punishable by imprisonment for not more than 93 days or a fine of not more than \$500.00, or both.

SECTION 4. ASSAULT, ASSAULT AND BATTERY – DOMESTIC.

An individual who assaults or assaults and batters his or her spouse or former spouse, an individual with whom he or she has or has had a dating relationship, an individual with whom he or she has had a child in common, or a resident or former resident of his or her household, is guilty of a misdemeanor punishable by imprisonment for not more than 93 days or a fine of not more than \$500.00, or both.

SECTION 5. ORDINANCE INAPPLICABILITY.

This Ordinance does not apply to an individual using necessary reasonable physical force in compliance with Section 1312 of the revised school code, 1976 PA 451, MCL 380.1312, as amended.

SECTION 6. SEVERABILITY.

This Ordinance and the several sections, subsections, paragraphs, clauses and parts thereof are hereby declared to be severable. If any part or clause thereof is declared or adjudged invalid by present or future legislation or decree, the balance of the Ordinance shall not be affected thereby.

SECTION 7. CONFLICTING ORDINANCES REPEALED.

All Ordinances previously adopted and incorporated in the Code of the City of Corunna, Michigan, through codification procedures, or any existing Ordinances that are inconsistent with the provision of this Ordinance are hereby repealed, and in the case of inconsistencies, to the extent of such inconsistency, are hereby repealed.

SECTION 8. COPIES AVAILABLE.

This Ordinance may be purchased or inspected in the City Clerk's Office, Monday through Friday, between the hours of 9:00 a.m. and 4:30 p.m.

SECTION 9. EFFECTIVE DATE.

This Ordinance shall take effect pursuant to the Corunna City Charter, immediately upon publication hereof.

DATE OF PASSAGE: 09-03-02

DATE OF PUBLICATION: 09-07-02

EFFECTIVE DATE: 09-07-02

THE CITY OF CORUNNA

BY: _____
Stephen Corey, Mayor

BY: _____
Yvonne F. Long, City Clerk

STATE OF MICHIGAN)
)ss
COUNTY OF SHIAWASSEE)

I, Yvonne F. Long, being Clerk of the City of Corunna, do hereby certify that the foregoing is a true and accurate copy of the City of Corunna Ordinance No. 02-10, passed on the 3rd day of September, 2002. Further, I certify that I caused the same to be published in the Owosso Argus Press newspaper in the City of Owosso, Michigan, within seven (7) days after passage and adoption of the Corunna City Council, Corunna, Michigan.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 3rd day of September, A.D., 2002.

Yvonne F. Long
Corunna City Clerk