

**QUESTION 2 THE ANSWER TO THIS QUESTION SHOULD GO IN BLUEBOOK I OR IN EXAMPLIFY ANSWER SCREEN 2**

Pamela has owned a thrift business in the downtown area of a Michigan city for many years selling used clothes. When the area became impacted by the COVID pandemic, she had to close her business. Pamela experienced a terrible loss of income. Pamela moved her business to her suburban home located in a subdivision zoned residential use only. Initially, Pamela only sold online and shipped the purchased items. Sales were slow. Pamela could not afford extensive advertising. Pamela was advised that she could make money by selling directly out of her house and advertising the in-home business. Pamela placed two medium sized billboards at the opposite ends of her 1/2-acre property. The signs are illuminated at night by four bright spot lights, which are turned off at 8 p.m. daily when she closes.

The signs read:

Pam's Used Clothes  
Hours: 11 am to 8 pm  
(555) 555-5555

Business increased as did car traffic in the neighborhood. A city inspector visited Pamela's house after receiving a complaint about the business. The city inspector told Pamela the signs conflicted with the residential character of the neighborhood and violated the city ordinance that allows residents to participate only in minimal commercial activity. The ordinance states:

"A home occupation on property zoned residential is permissible only if it does not create a nuisance to the surrounding neighborhood; does not increase traffic more than nominally; and does not cause the erection or maintenance of any signs on the property."

Pamela was instructed to remove the two signs and lights. She refused and she was issued a citation.

Pamela went to court and argued the signs were her only practical and effective means of advertising. Pamela said she explored, but could not afford, other means of advertising. Pamela said she needed the signs for her business and that the city has no right to curtail her speech.

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The city responded that signs are not allowed in her area because the signs change and ruin the residential character of the neighborhood.

Pamela complains that the ordinance violates her right to free speech under Michigan and federal law. Is Pamela correct? Fully explain your answers.