

Glen Arbor Township
6394 W. Western Ave. PO Box 276
Glen Arbor, MI 49636

GLEN ARBOR TOWNSHIP

ORDINANCE # 1-2006

TOWNSHIP JUNK ORDINANCE

AN ORDINANCE TO DEFINE "JUNK" AND TO PROHIBIT JUNK FROM BEING PLACED ON ANY PROPERTY IN THE TOWNSHIP WHERE IT IS VISIBLE FROM ABUTTING PROPERTY OR FROM A HIGHWAY, STREET OR PUBLIC WAY; OR FROM BEING PLACED ON ANY PUBLIC PROPERTY OR THE PRIVATE PROPERTY OF ANOTHER; TO PROVIDE FOR THE ENFORCEMENT THEREOF; AND TO PROVIDE FOR SANCTIONS FOR THE VIOLATION THEREOF.

GLEN ARBOR TOWNSHIP HERBY ORDAINS:

Section 1. Definition of "Junk."

For purposes of this ordinance, the term "junk" shall include any of the following:

- (a) any machinery, appliance, scrap materials, building materials, product or merchandise, scrap metal, or other materials, which are old, rusty, wrecked, damaged, deteriorated or discarded machinery, appliances, scrap metals, or which are not suited for use upon the premises, or the condition of which prevents its use for the purpose for which it was intended; or
- (b) any motor vehicle which is not in operating condition, properly licensed, and capable of performing the transportation function for which it was manufactured. The purpose of this subsection is to prevent the accumulation of junk motor vehicles, and, therefore, it shall not apply to any motor vehicle ordinarily used, but temporarily out of running condition; or
- (c) household trash

Section 2. Prohibited Acts.

No person shall place, discard, or abandon junk in a place where it is visible from a highway, street, or other public way, or where it is visible to an abutting landowner from that portion of the land used on a regular basis or visible from a highway, street or other public way. No person shall place, discard, or abandon junk on public property or the private property of another, whether or not visible from a highway, street, or other public way, or from adjoining land.

Section 3. Enforcement.

A violation of this ordinance is a municipal civil infraction and shall be enforced in the manner provided by Chapter 87 of the revised Judicature Act [MCL 600.8701 et seq. Violations of this ordinance shall be enforced by the township Zoning Administrator who is authorized to issue municipal civil infraction notices and citations pursuant to the authority of and as provided in applicable state law.

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Section 4. Sanctions.

A violation of this ordinance is a municipal civil infraction and any person or firm found responsible for such violation shall be subject to a maximum civil fine of \$500.00 plus costs. Commencing thirty (30) days after receiving notice of a violation, unless said violation is abated, each day the violation continues shall constitute a separate violation of this ordinance.

Section 5. Severability.

Each of the provisions of this ordinance is severable and, if any provision is held invalid for any reason by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

Section 6. Effective Date.

This ordinance shall take effect thirty (30) days after publication in the manner provided by law.

Ordinance effective November 26, 2006

Adoption of the foregoing ordinance was moved by Thompson and supported by Kelly.

Voting for: Thompson, Kelly, Gretzema, Quick and Soderholm.

Voting against:

The ordinance was declared adopted.

John Soderholm
Township Supervisor

CERTIFICATION

The above is a true copy of ordinance No. 1-2006 which was duly adopted by the Glen Arbor Township Board of Trustees at a regularly scheduled meeting held on October 17, 2006.

Bonnie Quick
Township Clerk