

STATE OF MICHIGAN
COUNTY OF GRAND TRAVERSE

EAST BAY CHARTER TOWNSHIP ORDINANCE NO. 2005- 4

JUNK ORDINANCE

An Ordinance to regulate and control the storage and disposal of junk and junk vehicles within the Township; to provide for the enforcement hereof and to prescribe penalties for the violation of this Ordinance; and to repeal all Ordinances in conflict herewith.

EAST BAY CHARTER TOWNSHIP ORDAINS:

Section 1

For the purpose of this Ordinance, the term "Junk" shall mean any motor vehicle, machinery, appliance, product or merchandise, scrap metal, other scrap materials which are damaged, deteriorated, or that are in a condition which prevents their use for the purpose for which they were intended, and household trash.

Section 2

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. No person shall place, discard, or abandon junk on public property or the private property of another, regardless if visible from a highway, street, or other public way, or from adjoining land.

Section 3

The Grand Traverse County Sheriff and his deputies are authorized as local enforcement officers of this Ordinance.

Section 4

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 5

Any person, firm, association, corporation or other entity which shall violate any provision of this Ordinance shall be deemed to be responsible for a municipal civil infraction as defined by Michigan statute which shall be punishable by a maximum fine of \$500, along with costs which may include all expenses, direct and indirect, to which

the Township has been put in connection with the municipal civil infraction. Costs of not less than \$9.00 or more than \$500 shall be ordered. A violator of this Ordinance shall also be subject to such additional sanctions and judicial orders as are authorized under Michigan law. Each day that a violation continues to exist shall constitute a separate violation of this Ordinance. Provisions of this Ordinance may also be enforced by suit for injunctive relief. Failure to pay fines and/or costs shall subject the property in violation to a lien as provided for by law.

Section 6

This Ordinance shall take effect thirty (30) days after it is published.

Upon roll call vote, the following voted:

YEAS: Strait, LaRose, Watson, Lile, GEE, McAllister, Friend

NAYS: \emptyset

ABSTAIN: \emptyset

ABSENT: \emptyset

A copy of this Ordinance may be inspected at the office of the East Bay Charter Township located at 1965 Three Mile Road, Traverse City, Michigan, between the hours of 9:00 a.m. and noon and from 1:00 p.m. to 4:00 p.m., Monday through Friday.

GLEN LILE, Supervisor *Glen Lile*

JAN GEE, Clerk *Jan GEE*

East Bay Township Board

Introduced on: June 13, 2005

Passed on: July 25, 2005

Prepared in the law offices of:

Running, Wise & Ford, P.L.C.

By: Thomas A. Grier

Township Attorneys

Business Address:

326 E. State Street, P.O. Box 686

Traverse City, MI 49685-0686

IF YOU ARE PLANNING TO ATTEND THE MEETING AND ARE HANDICAPPED REQUIRING ANY SPECIAL ASSISTANCE, PLEASE CALL JAN GEE, TOWNSHIP CLERK, (231) 947-8647, OR THE TDD NO. (231) 922-4766

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TO THE RECORD EAGLE:

Please publish on:

August 12, 2005

Please send affidavit to:

Thomas A. Grier and
East Bay Charter Township

Please send bill to:

East Bay Charter Township

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RECEIVED BY THE RECORD EAGLE VIA ^{E-mail} ~~TELEFAX~~ ON: *8-9-2005*