

Charter Township of Haring

515 Bell Avenue
Cadillac, Michigan 49601
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<http://www.twpofharing.org>

ORDINANCE NO. 16

AN ORDINANCE TO PREVENT, PROHIBIT, AND ABATE NUISANCES AND TO PROVIDE PUNISHMENTS FOR VIOLATIONS THEREOF.

Section 1. Enforcement. All premises affected by these regulations shall be subject to inspection of the Building Inspector and Township Manager, Constable, or their authorized representatives and they may collect such samples for laboratory examination or conduct any field tests deemed necessary to the enforcement of these regulations.

Whenever any nuisance, source of filth, or cause of sickness shall be found on private property, the Township Manager, Township Board, or the Township Constable, or their authorized representative shall order the owner or occupant thereof, at his own expense, to abate or remove the same within a time period specified, but not less than 5 days.

Section 2. Penalty and Fines (Amended by Ordinance No. 52).

- A. Any violation of any provision of this Ordinance shall be deemed a municipal civil infraction, punishable by a civil fine.
- B. Violation Notices. A person who, as a result of violating any provision of this Ordinance, receives a municipal civil infraction violation notice, upon an admission of responsibility thereon, shall pay a civil fine at the Haring Charter Township Municipal Violations Bureau, in the amount provided in Section 5 of Ordinance No. 47, the Haring Charter Township Municipal Ordinance Violations Bureau Ordinance, plus any costs as specified in said Section 5 of Ordinance No. 47.
- C. Citation/Complaint. A person who, as a result of violating any provision of this Ordinance, receives a municipal civil infraction citation/complaint, upon an admission or adjudication of responsibility thereon, shall pay a civil fine for each infraction of not less than \$50 nor more than \$500, plus costs, damages, expenses, and other sanctions as authorized under Public Acts No. 12, 13, and 14 of 1994, as amended, and other applicable laws.
- D. The Haring Charter Township Ordinance Enforcement Officer, the Municipal Ordinance Violations Bureau Clerk, the Township Building Inspector, Township Manager and/or such other Township officials as the Township Board may appoint from time to time by resolution, are authorized to issue municipal civil infraction citations and municipal civil infraction violation notices for violations of this Ordinance.

Section 3. Validity. If any section, sub-section, clause, or phrase of these regulations, is for any reason adjudged unconstitutional or invalid, it is hereby provided that the remaining portions of these regulations shall not be affected thereby.

Section 4. Definitions: Nuisance – For the purpose of this Ordinance, the term nuisance is defined as follows: “Nuisance” consists of unlawfully doing an act, or omitting to perform a duty, which act or omission either annoys, injures, or endangers the comfort, repose, health or safety of others or

offends decency. It shall also be considered as a “Nuisance” any condition or use of the premises, building interior or exterior which is detrimental to the property of others or which causes or tends to cause substantial diminution in the value of other property in the neighborhood in which such premises are located. This includes, but is not limited to, the keeping or the depositing on, or the scattering over the premises of, any of the following:

- A. Lumber, junk, trash, bottles, cans or debris.
- B. Abandoned, discarded or unused objects, machinery or equipment such as: automobiles, trucks, tires, and parts of automobiles, furniture, stoves, refrigerators, freezers, cans or containers,
- C. Any decomposal substances, and specifically including substances edible by and attractive to rodents, (e.g. rats), or other vermin and any substances, including garbage, fish, and offal, filth, refuse, constituting breeding areas for flies and bacteria.

Section 5. Maintenance of Property. No person owning, leasing, occupying or having charge of any premises shall maintain or keep any nuisance thereon, nor shall any person keep or maintain such premises in a manner causing substantial diminution in the value of other property in the neighborhood in which such premises are located.

Section 6. Exterior Storage of Non-Operating Vehicles. No person in charge of or in control of premises whether as an owner, lessee, tenant, occupant or otherwise, shall allow any partially dismantled, wrecked, junked, discarded or otherwise non-operating vehicle to remain on such property so as to constitute a nuisance; except that this article does not apply with regard to any vehicle in an enclosed building or so located upon the premises as not to be readily visible from any public place or from any surrounding private property.

This Ordinance shall further not apply with regard to any vehicle on the premises of a business enterprise operated in a lawful place, other than in a residential district, and operated in a lawful manner, when keeping or maintenance of such vehicle is necessary to the operation of such business enterprise; or with regard to a vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the Township or any other public agency or entity.

Section 7. No person shall leave unburied any dead horse, cow, dog, or other animal, so that the same shall become offensive, either in odor or appearance, but shall cause such animal to be removed to the County Landfill or other place designated by the Township Manager for that purpose and buried at least three feet beneath the surface of the ground.

Section 8. Effective Date. This Ordinance shall be in full force and effect thirty (30) days after publication.

Section 9. Certification: Approved this 11th day of April 1975.

I, Yvonne M. DeBoer, Township Clerk for the Township of Haring, Wexford County, Michigan, do hereby certify that Ordinance No. 16 was published in the Cadillac Evening News on April 18, 1975

YVONNE M. DEBOER, Haring Township Clerk

[Please contact the Charter Township of Haring Clerk’s office for a signed, certified copy of these or other township ordinances]