

Charter Township of AuSable

ORDINANCE NO. 89

ESTABLISHMENT OF ORDINANCE ENFORCEMENT OFFICER

Effective: January 26, 2005

AN ORDINANCE TO ESTABLISH THE OFFICE OF ORDINANCE ENFORCEMENT OFFICER; TO PRESCRIBE THE DUTIES OF SAID OFFICE; TO AUTHORIZE THE TOWNSHIP BOARD TO APPOINT ANY PERSON OR PERSON TO SAID OFFICE, AND TO AMEND ANY ORDINANCES OF THE TOWNSHIP WHICH CONFLICT WITH THE PROVISIONS HEREOF.

THE CHARTER TOWNSHIP OF AUSABLE ORDAINS:

SECTION 1: ORDINANCE ENFORCEMENT OFFICER

There is hereby established the office of Ordinance Enforcement Officer within the Charter Township of AuSable, of Iosco County, Michigan.

SECTION 2: APPOINTMENT

The township board is hereby authorized, by resolution, at any regular meeting of said board, to appoint any person or persons to the office of ordinance enforcement officer for such term or terms as may be designated in said resolution. Said board may further, by resolution, remove any person from said office, in the discretion of said board.

SECTION 3: DUTIES

The ordinance enforcement officer is hereby authorized to enforce all ordinances of the Township, whether here to before or hereafter enacted, and whether such ordinances specifically designate a different official to enforce the same or do not designate any particular enforcing officer. Where a particular officer is so designated in any such ordinance, the authority of the ordinance enforcement officer to enforce the same shall be in addition and supplementary to the authority granted to such other specific officer. The authority of such ordinance enforcement officer shall also be in addition and supplementary to the authority vested by the township supervisor or superintendent by statute. The ordinance enforcing authority of the township supervisor or superintendent and the other officers specifically designated in any township ordinance shall continue in full force and effect and shall in no way be diminished or impaired by the terms of the within ordinance.

SECTION 4: DEFINITIONS

The ordinance enforcement duties herein authorized shall include, among others, the following: investigation of ordinance violations; serving notice of violations; serving appearance tickets as authorized under Chapter 4 of Public act 175 of 1927, as amended; appearance in court or other judicial proceedings to assist in the prosecution of ordinance violators, and such other ordinance-enforcing duties as may be delegated by the township superintendent or assigned by the township attorney.

SECTION 5: SAVING CLAUSE

The provisions of the within ordinance are hereby declared to be severable and the invalidation of any one or more of the same by any judicial determination or statutory or constitutional provision shall not invalidate the remainder of said provisions or ordinance.

SECTION 6: EFFECTIVE

This ordinance shall take effect on the date of its publication. All ordinances, parts of ordinances, or resolutions in conflict herewith are hereby repealed.

This Ordinance shall be effective thirty (30) days following publication.

Moved by Gary, seconded by Barnes that the foregoing ordinance be adopted.

YEAS: Reeder, Lamrock, Barnes, Gary, Hayes, Poland

NAYS: None

ABSENT: Beliveau

Ordinance declared adopted.

CERTIFICATION

I hereby certify that the foregoing ordinance was adopted by the Township Board in a regular session held on January 18, 2005 and it was published in the Oscoda Press on January 26, 2005.

CHARTER TOWNSHIP OF AUSABLE

Dated: January 26, 2005

Ronald J. Lamrock
By: Ronald J. Lamrock
Its: Clerk