

TOWNSHIP OF ALLEGAN

ORDINANCE NO. 03-01

ADOPTED: Oct 1, 2001

EFFECTIVE: Dec. 1, 2001

An Ordinance to amend the Allegan Township Blight Ordinance (Ordinance No. 85-2) so as to make violation thereof punishable as a municipal civil infraction; to specify sanctions for violation of the Blight Ordinance; and to repeal all Ordinances or parts of Ordinances in conflict herewith.

THE TOWNSHIP OF ALLEGAN,
ALLEGAN COUNTY, MICHIGAN

ORDAINS:

SECTION I
AMENDMENT OF SECTION 3D OF ORDINANCE NO. 85-2

Section 3D of the Allegan Township Blight Ordinance is hereby amended to read as follows:

- D. Violation. Any person who violates, disobeys, neglects or refuses to comply with any provision of this Ordinance, or who causes, allows, or consents to any of same, shall be deemed to be responsible for a violation of this Ordinance. Any person responsible for a violation of this Ordinance whether as an owner (by deed or land contract), lessee, licensee, agent, contractor, servant, employee, or otherwise, shall be liable as a principal. Each day that a violation exists shall constitute a separate offense.

SECTION II
ADDITION OF SECTIONS 3E AND 3F

Sections 3E and 3F of the Allegan Township Blight Ordinance are hereby added to read as follows:

- E. Municipal Civil Infraction. A violation of this Ordinance is a municipal civil infraction as defined by Michigan statute and shall be punishable by a civil fine determined in accordance with the following schedule:

	Minimum Fine	Maximum Fine
-1 st Offense	\$ 75.00	\$ 500.00
-2 nd Offense	\$ 150.00	\$ 500.00
-3 rd Offense	\$ 325.00	\$ 500.00
-4 th or More Offense	\$ 500.00	\$ 500.00

Additionally, the violator shall pay costs which may include all expenses, direct and indirect, which Allegan Township has incurred in connection with the municipal civil infraction. In no case, however, shall costs of less than \$9.00 be ordered.

- F. Remedial Action. Any violation of this Ordinance shall constitute a basis for injunctive relief or other appropriate remedy in any court of competent jurisdiction to compel compliance with this Ordinance and enforce the provisions thereof.

SECTION III SEVERABILITY

Section 5 of the Allegan Township Blight Ordinance (Ordinance No. 85-2) is hereby added to read as follows:

Should any section, clause or provision of this Ordinance be declared unconstitutional, illegal or of no force and effect by a court of competent jurisdiction, then and in that event such portion thereof shall not be deemed to affect the validity of any other part or portion of this Ordinance.

SECTION IV EFFECTIVE DATE AND REPEAL OF CONFLICTING ORDINANCES

This Ordinance shall take effect thirty (30) days following publication, following adoption. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Hollis Hough, Clerk
Allegan Township
3037 118th Ave.
Allegan, MI 49010-9555