

BREVORT TOWNSHIP ORDINANCE #21-B

BREVORT TOWNSHIP BLIGHT ELIMINATION ORDINANCE

An ordinance to prevent, reduce, or eliminate blight, blighting factors, or causes of blight and to provide for the regulation and control of the storage, accumulation and disposition of junk, trash, rubbish, abandoned vehicles, wrecked, dismantled or unusable vehicles and building materials, the maintenance of blighted structures and other blighting factors or causes of blight (all without unduly restricting the orderly pursuit of the agricultural, logging, milling and construction trades), and to provide penalties for the violation thereof.

BREVORT TOWNSHIP BLIGHT ELIMINATION ORDINANCE ORDINANCE NO. 21-B

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THE TOWNSHIP OF BREVORT, MACKINAC COUNTY ORDAINS:

Section 1 Purpose:

Consistent with the letter and spirit, and pursuant to the enabling authority therefore provided by Public Act 246 (MCL, 41.181 ET SEQ.) of the Public Acts of 1945 and Public Act 344 (MCL, 125.71 ET SEQ.) of 1945 as amended, it is the purpose of this Ordinance to promote the public health, safety, and welfare of the people of Brevort Township by the prevention, reduction, or elimination of blight, blighting factors, or causes of blight in the Township of Brevort and by the prevention or elimination of certain environmental causes of blight or blighting factors which exist or which may in the future exist in said township.

Section 2 Definitions:

The following words or terms, when used herein, shall be deemed to have the meaning set forth below:

- A. The terms *junk*, *trash*, and *rubbish* are used synonymously and each shall include, without limitation, metal, iron, steel, copper, brass, zinc, lead, rope, rubber, rags, clothing, wood, plastic, paper, glass, garbage, stoves, refrigerators or other appliances, mobile homes not meeting the minimum standards for habitation by humans, televisions, furniture, damaged or deteriorated machinery or equipment, or other scrap or waste cast-off material of any kind, including parts of any of the above, whether or not the same could be put to any reasonable use or not. For the purpose of this Ordinance, the terms *junk*, *trash*, and *rubbish* shall not include firewood stored in a neat and orderly manner.
- For the purpose of this Ordinance, the terms *junk*, *trash*, and *rubbish* shall not include firewood stored in a neat and orderly manner.
- B. The term *junk motor vehicle* shall include, without limitation, any motor vehicle or motorized equipment (i.e., automobiles, trucks, snowmobiles, ATVs, motorcycles, etc.), with the exception of unlicensed farm or logging vehicles, which is not licensed for use in which it was intended in the State of Michigan, for a period in excess of sixty (60) days and shall also include, whether licensed or not, any motor vehicle or motorized equipment which is inoperable or does not have all its main component parts attached, for any inoperable or does not have all its main component parts attached, for any reason, for a period in excess of sixty (60) days. The sixty (60) day limit may be extended by the approval of the Brevort Township Planning Commission through means of a written application requesting such extension for unusual or extenuating circumstances.
- C. The term *abandoned vehicle* shall include, without limitation, any motor vehicle or motorized equipment which has remained on private property for a period of 48 continuous hours, or more, without the con-

erty owner of Brevort Township, may submit a written and signed complaint of violation of this Ordinance. The complaint must include proper documentation such as to location, name of landowner (if known), date, time, and a general description of the violation. Such complaint must be addressed to the Township supervisor, clerk, or their duly authorized representative.

Step Two: Within ten (10) working days of receipt of such complaint, the Township supervisor, clerk, or their duly authorized representative will make a visual inspection of the premises mentioned in the complaint to make a determination as to the validity and extent of the alleged violation.

Step Three: Within ten (10) working days of receipt of verification that a violation to this Ordinance exists, the Township supervisor, clerk, or their duly authorized representative will inform the owner of record by first class mail of the verified violation. The violation notification shall include the nature of the specific violation as described in this Ordinance, shall include a means to respond or be heard to the violation notification, and provide a time frame of ten (10) working days for such response.

Step Four: In the event that there is no response from the property owner within ten (10) working days, from the date of postmark of the violation notification, the Township supervisor, clerk or their duly authorized representative shall determine if a citation will be issued. However, if the property owner responds as described in the violation notification within such time period and produces a written and signed satisfactory resolution to the violation to the person initiating the notification, further action shall be abated until such time as the resolution proposed by the property owner is determined to be ineffective or unsatisfactory by the person who issued the violation notification or by the Brevort Township Board of Trustees.

Step Five: in the event that the preceding steps in this Section fail to produce a satisfactory resolution to the violation, further action for remedy pursuant to this Ordinance may be initiated as determined by the Brevort Township Board of Trustees and notification of such action shall be provided to the property owner by the Township supervisor, or clerk, or their duly appointed representative within ten (10) working days of such determination.

Section 8 Citations:

The Township supervisor, clerk, or their duly authorized representative may issue and serve a municipal civil infraction citation pursuant to the provisions of Act 12 of the Public Acts of 1994 (MCL 600.8791 et seq.) as amended, to any person he or she has reasonable cause to believe has violated or failed to comply with the provisions of this Ordinance. Municipal civil infraction citations issued under this Ordinance shall be substantially in the form required by MCL 600. 8709.

Section 9 Authorization for Removal of Junk, Trash, Rubbish, Junk Motor Vehicles, Abandoned Vehicles, Blighted Structures, and Building Materials:

The Township supervisor, clerk or their duly authorized representative shall enforce this Ordinance. The person or persons so designated and authorized may remove or cause to be removed any junk, trash, rubbish, junk motor vehicles, abandoned vehicles, blighted structures or building materials stored or maintained in violation of this ordinance, after having notified, in writing, the owner or occupant of such property of his or her inten-

tion to do so at least thirty (30) days prior to such removal. Such notice shall be served personally upon the owner or occupant of the property, if occupied, or may be posted in a conspicuous place upon vacant or unoccupied property. Each junk, trash, rubbish, junk motor vehicles, abandoned vehicle, blighted structure, or building materials stored or maintained in violation of this ordinance shall be removed and disposed of in accordance with the law. Such removal by the designated enforcement official is authorized irrespective of whether municipal civil infraction proceedings are initiated as authorized by this Ordinance and shall not excuse or relieve any person of the obligation imposed by this Ordinance to keep his or her property free from storage or accumulation of junk, trash, rubbish, junk motor vehicles, abandoned vehicles, blighted structures, or building materials, nor from the civil infraction sanctions authorized in this Ordinance.

Section 10 Lien for Costs of Removal and Reimbursement:

Any and all costs incurred by the Township of Brevort, township officials, or their representatives in removing or causing to be removed any junk, trash, or a court of appropriate jurisdiction.

Section 11 Penalty:

Any violation of, or any failure to comply with, the provisions of this Ordinance shall be deemed a municipal civil infraction, subject to all of the provisions of Act 12 of the Public Acts of 1994 (MC 600.8701 et seq.), as amended, including a civil fine up to \$500.00, plus costs, actual damages and expenses, including actual attorney fees and expenses, as well as the issuance of equitable writs and orders pursuant to MCL 600.8302. Each day that a violation of this Ordinance is continued or permitted to exist without compliance shall constitute a separate infraction, separately sanctionable as set forth above.

Section 12 Validity:

Should any section, clause, or provision of this Ordinance be declared by any court to be invalid, the same shall not affect the validity of the remaining portions of such section of this Ordinance or any part thereof than the part so declared to be invalid.

Section 13 Non-repeal:

This Ordinance shall be construed as a zoning ordinance and nothing in this Ordinance shall be construed to permit any activity or use which is prohibited, permitted, or restricted by the Brevort Township Zoning Ordinance. Nor shall this Ordinance be construed to repeal by implication any other ordinance of the Township of Brevort, pertaining to the same subject matter.

Section 14 Effective Date and Adoption:

This Ordinance shall become effective thirty (30) days after publication as required by law.

This Ordinance was adopted by the Township Board of the Township of Brevort, Mackinac County, Michigan, at a regular meeting held on May 6, 2003.

Ayes: Peterson, Rutledge, Serwach, Sorrels, Erskine;
Nays: None.

Attest: Betty Sorrels, Brevort Township Clerk.

I hereby certify that this Ordinance was published in *The St. Ignace News* on May 29, 2003, and an attested copy of this Ordinance has been recorded in the book of Ordinances of Brevort Township, available for inspection during regular business hours of the Township Clerk's office.

Betty Sorrels,
Brevort Township Clerk

sent of the owner or occupant of the property, or a period of 48 continuous hours, or more, after the consent of the owner or occupant of the property has been revoked.

D. The term *blighted structure* shall include, without limitation, any dwelling, garage or outbuilding, or any factory, shop, office building, warehouse or any other structure or part of a structure which, because of fire, wind or other natural disaster, age or physical deterioration, is no longer habitable as a dwelling, nor useful for the purpose for which it may have been intended.

E. The term *building materials* shall include, without limitation, lumber, brick, concrete or cinder blocks, plumbing materials, electrical wiring or equipment, heating ducts or equipment, shingles, mortar, concrete, cement, nails, screws, drywall, paneling, metal or wood beams, trusses, or any other materials used in constructing any structure.

F. The term *person* shall include all natural persons, firms, co-partnerships, corporations, and other entities of any form, and all associations or partnerships, incorporated or unincorporated, whether acting by

Section 4 Regulations for the Storage or Accumulation of Trash, Rubbish, Junk, Junk Motor Vehicles, and Abandoned Vehicles:

It shall be unlawful for any person to store or to permit the storage or accumulation of trash, rubbish, junk, junk motor vehicles, or abandoned vehicles on any private property in the Township of Brevort except within a completely enclosed building or upon premises for which a special land use permit for the operation of a junkyard has been obtained pursuant to the Brevort Township Zoning Ordinance, Section 4.29, as may be from time to time amended, and which otherwise complies with the complete provisions of said Ordinance 4.29. Nothing in this section, however, shall prohibit the storage of trash or rubbish in sealed containers in such a manner as not to create a nuisance for a period not to exceed 30 days.

Section 5 Regulations for Blighted Structures:

It shall be unlawful for any person to keep in existence any blighted or vacant structure, dwelling, mobile home, trailer, garage, camper, accessory outbuilding, factory, ship, store, or warehouse unless the same is kept securely locked, the windows glazed or neatly boarded up, posted with a "No Trespassing" sign in a conspicuous location, and otherwise secured to prevent entrance thereto by unauthorized persons or unless such structure is in the course of construction in accordance with a valid building permit issued by the Township of Brevort, and unless such construction is completed within a reasonable time.

Section 6 Regulations for the Storage or Accumulation of Building Materials:

It shall be unlawful for any person to store or permit the storage or accumulation of building materials on any private property except in a completely enclosed building, or neatly and orderly stacked in a place outdoors completely screened by natural cover, fence or wall from view from any public road or neighboring property, or except where such building materials are part of the raw materials or stock in trade of a business located on property for which the operation of such business is either a permitted use or a use approved by a special use permit pursuant to the Township of Brevort Zoning Ordinance Section 12.1, as may be from time to time amended, or except when such materials are being used in the construction of a structure on the property in accordance with a valid building permit issued by the Township of Brevort, and unless such construction is completely within a reasonable time after the issuance of such permit.

Section 7 Violation Notification Procedures:

The Township supervisor, clerk, or their duly authorized representative shall adhere to the following procedure to notify violators of the provisions of this Ordinance:

Step One: Any person, or their representative, who is a resident or prop-

CORRECTION
Brevort Township
Blight Elimination
Ordinance No. 21-B

Section 13 Non-repeal:
This Ordinance shall not be construed as a zoning ordinance and nothing in this Ordinance shall be construed to permit any activity or use which is prohibited, permitted, or restricted by the Brevort Township Zoning Ordinance. Nor shall this Ordinance be construed to repeal by implication any other ordinance of the Township of Brevort, pertaining to the same subject matter.

The word not was left out of the paragraph above.

in said county. The annexed is a printed copy of a notice that was published in said paper on the following dates, to wit:

May 29, 2003


Wesley H. Maurer, Jr.

Subscribed and sworn to at St. Ignace, in said county,

this 29th day of May, 2003

Before me Wendy Lambiris, Notary
Public of Mackinac County.

My Commission expires December 26, 2005

WENDY LAMBIRIS, Notary Public
Mackinac County, State of Michigan
My Commission Expires >: 12-26-05

State of Michigan

In the City of St. Ignace for the County of Mackinac

In the Matter of Correction to Ordinance 21-B

COUNTY OF MACKINAC, ss.

Wesley H. Maurer, Jr., being duly sworn, says: I am the publisher-editor of The St. Ignace News, a newspaper published and circulated weekly in said county. The annexed is a printed copy of a notice that was published in said paper on the following dates, to wit:

June 5, 2003


Wesley H. Maurer, Jr.

Subscribed and sworn to at St. Ignace, in said county,

this 5th day of June 2003

Before me Wendy Lambiris, Notary
Public of Mackinac County.

My Commission expires December 26, 2005

WENDY LAMBIRIS, Notary Public
Mackinac County, State of Michigan
My Commission Expires >: 12-26-05

Brevort Township Blight Elimination Ordinance

Ordinance No. 21-B

An ordinance to prevent, reduce, or eliminate blight, blighting factors, or causes of blight and to provide for the regulation and control of the storage, accumulation and disposition of junk, trash, rubbish, abandoned vehicles, wrecked, dismantled or unusable vehicles and building materials, the maintenance of blighted structures and other blighting factors or causes of blight (all without unduly restricting the orderly pursuit of the agricultural, logging, milling, and construction trades), and to provide penalties for the violation thereof. All pursuant to the enabling authority provided by Acts 246 and 344 of the Public Acts of 1945, as each has been amended.

The Township of Brevort, Mackinac County Ordains:

Section 1 Purpose: Consistent with the letter and spirit, and pursuant to the enabling authority therefore provided by Public Act 246 (MCL, 41.181 ET SEQ.) of the Public Acts of 1945 and Public Act 344 (MCL, 125.71 ET SEQ.) of 1945 as amended, it is the purpose of this Ordinance to promote the public health, safety, and welfare of the people of Brevort Township by the prevention, reduction, or elimination of blight, blighting factors, or causes of blight in the Township of Brevort and by the prevention or elimination of certain environmental causes of blight or blighting factors which exist or which may in the future exist in said township.

Section 2 Definitions: The following words or terms, when used herein, shall be deemed to have the meaning set forth below:

- A. The terms junk, trash, and rubbish are used synonymously and each shall include, without limitation, metal, iron, steel, copper, brass, zinc, lead, rope, rubber, rags, clothing, wood, plastic, paper, glass, garbage, stoves, refrigerators or other appliances, mobile homes not meeting the minimum standards for inhabitation by humans, televisions, furniture, damaged or deteriorated machinery or equipment, or other scrap or waste cast-off material of any kind, including parts of any of the above, whether or not the same could be put to any reasonable use or not. For the purpose of this Ordinance, the terms junk, trash, and rubbish shall not include firewood stored in a neat and orderly manner.
- B. The term junk motor vehicle shall include, without limitation, any motor vehicle or motorized equipment (i.e., automobiles, trucks, snowmobiles, ATVs, motorcycles, etc.), with the exception of unlicensed farm or logging vehicles, which is not licensed for use in which it was intended in the State of Michigan, for a period in excess of sixty (60) days and shall also include, whether licensed or not, any motor vehicle or motorized equipment which is inoperable or does not have all its main component parts attached, for any inoperable or does not have all its main component parts attached, for any reason, for a period in excess of sixty (60) days. The sixty (60) day limit may be extended by the approval of the Brevort Township Planning Commission through means of a written application requesting such extension for unusual or extenuating circumstances.
- C. The term abandoned vehicle shall include, without limitation, any motor vehicle or motorized equipment which has remained on private property for a period of 48 continuous hours, or more, without the consent of the owner or occupant of the property, or a period of 48 continuous hours, or more, after the consent of the owner or occupant of the property has been revoked.
- D. The term blighted structure shall include, without limitation, any dwelling, garage or outbuilding, or any factory, shop, office building, warehouse or any other structure or part of a structure which, because of fire, wind or other natural disaster, age or physical deterioration, is no longer habitable as a dwelling, nor useful for the purpose for which it may have been intended.

Step One: Any person, or their representative, who is a resident or property owner of Brevort Township, may submit a written and signed complaint of violation of this Ordinance. The complaint must include proper documentation such as to location, name of landowner (if known), date, time, and a general description of the violation. Such complaint must be addressed to the Township supervisor, clerk, or their duly authorized representative.

Step Two: Within ten (10) working days of receipt of such complaint, the Township supervisor, clerk, or their duly authorized representative will make a visual inspection of the premises mentioned in the complaint to make a determination as to the validity and extent of the alleged violation.

Step Three: Within ten (10) working days of receipt of verification that a violation to this Ordinance exists, the Township supervisor, clerk, or their duly authorized representative will inform the owner of record by first class mail of the verified violation. The violation notification shall include the nature of the specific violation as described in this Ordinance, shall include a means to respond or be heard to the violation notification, and provide a time frame of ten (10) working days for such response.

Step Four: In the event that there is no response from the property owner within ten (10) working days, from the date of postmark of the violation notification, the Township supervisor, clerk or their duly authorized representative shall determine if a citation will be issued. However, if the property owner responds as described in the violation notification within such time period and produces a written and signed satisfactory resolution to the violation to the person initiating the notification, further action shall be abated until such time as the resolution proposed by the property owner is determined to be ineffective or unsatisfactory by the person who issued the violation notification or by the Brevort Township Board of Trustees.

Step Five: In the event that the preceding steps in this Section fail to produce a satisfactory resolution to the violation, further action for remedy pursuant to this Ordinance may be initiated as determined by the Brevort Township Board of Trustees and notification of such action shall be provided to the property owner by the Township Supervisor, or clerk, or their duly appointed representative within ten (10) working days of such determination.

Section 8 Citations: The Township supervisor, clerk, or their duly authorized representative may issue and serve a municipal civil infraction citation pursuant to the provisions of Act 12 of the Public Acts of 1994 (MCL 600.8791 et seq.) as amended, to any person he or she has reasonable cause to believe has violated or failed to comply with the provisions of this Ordinance. Municipal civil infraction citations issued under this Ordinance shall be substantially in the form required by MCL 600.8709.

Section 9 Authorization for Removal of Junk, Trash, Rubbish, Junk Motor Vehicles, Abandoned Vehicles, Blighted Structures, and Building Materials: The Township supervisor, clerk or their duly authorized representative shall enforce this Ordinance. The person or persons so designated and authorized may remove or cause to be removed any junk, trash, rubbish, junk motor vehicles, abandoned vehicles, blighted structures or building materials stored or maintained in violation of this ordinance, after having notified, in writing, the owner or occupant of such property of his or her intention to do so at least thirty (30) days prior to such removal. Such notice shall be served personally upon the owner or occupant of the property, if occupied, or may be posted in a conspicuous place upon vacant or unoccupied property. Each junk, trash, rubbish, junk motor vehicles, abandoned vehicle, blighted structure, or building materials

E. The term building materials shall include, without limitation, lumber, brick, concrete or cinder blocks, plumbing materials, electrical wiring or equipment, heating ducts or equipment, shingles, mortar, concrete, cement, nails, screws, drywall, paneling, metal or wood beams, trusses, or any other materials used in constructing any structure.

F. The term person shall include all natural persons, firms, co-partnerships, corporations, and other entities of any form, and all associations of natural persons, incorporated or unincorporated, whether acting by themselves, or by a servant, agent, or employee. All persons who violate any of the provisions of this ordinance, whether as owner, occupant, lessee, agent, servant or employee shall, except as herein otherwise provided, be equally liable as principals.

G. The term premises shall mean any lot or parcel of land owned or occupied by any person, whether or not improved with any dwelling, house, building, or other structure, and whether inhabited or temporarily or continuously uninhabited or vacant.

Section 3 Determination: It is hereby determined that the storage or accumulation of trash, rubbish, junk, junk motor vehicles, abandoned vehicles, building materials, and the existence of blighted structures, upon private property within the Township of Brevort in the manner prescribed in this ordinance tends to result in blighted and deteriorated neighborhoods, the impairment of property values, the exposure of the land, waters, and air to hazardous substances, the exposure of persons, especially children, to personal injury, the spread of vermin and disease, the increase in criminal activity, and the impairment of aesthetic values; and, therefore, is contrary to the public peace, health, safety, and general welfare of the citizens and property of Brevort Township.

Section 4 Regulations for the Storage or Accumulation of Trash, Rubbish, Junk, Junk Motor Vehicles, and Abandoned Vehicles: It shall be unlawful for any person to store or to permit the storage or accumulation of trash, rubbish, junk, junk motor vehicles, or abandoned vehicles on any private property in the Township of Brevort except within a completely enclosed building or upon premises for which a special land use permit for the operation of a junkyard has been obtained pursuant to the Brevort Township Zoning Ordinance, Section 4.29, as may be from time to time amended, and which otherwise complies with the complete provisions of said Ordinance 4.29. Nothing in this section, however, shall prohibit the storage of trash or rubbish in sealed containers in such a manner as not to create a nuisance for a period not to exceed 30 days.

Section 5 Regulations for Blighted Structures: It shall be unlawful for any person to keep in existence any blighted or vacant structure, dwelling, mobile home, trailer, garage, camper, accessory outbuilding, factory, ship, store, or warehouse unless the same is kept securely locked, the windows glazed or neatly boarded up, posted with a No Trespassing sign in a conspicuous location, and otherwise secured to prevent entrance thereto by unauthorized persons or unless such structure is in the course of construction in accordance with a valid building permit issued by the Township of Brevort, and unless such construction is completed within a reasonable time.

Section 6 Regulations for the Storage or Accumulation of Building Materials: It shall be unlawful for any person to store or permit the storage or accumulation of building materials on any private property except in a completely enclosed building, or neatly and orderly stacked in a place outdoors completely screened by natural cover, fence or wall from view from any public road or neighboring property, or except where such building materials are part of the raw materials or stock in trade of a business located on property for which the operation of such business is either a permitted use or a use approved by a special use permit pursuant to the Township of Brevort Zoning Ordinance Section 12.1, as may be from time to time amended, or except when such materials are being used in the construction of a structure on the property in accordance with a valid building permit issued by the Township of Brevort, and unless such construction is completely within a reasonable time after the issuance of such permit.

Section 7 Violation Notification Procedures: The Township supervisor, clerk, or their duly authorized representative shall adhere to the following procedure to notify violators of the provisions of this Ordinance:

stored or maintained in violation of this ordinance shall be removed and disposed of in accordance with the law. Such removal by the designated enforcement official is authorized irrespective of whether municipal civil infraction proceedings are initiated as authorized by this Ordinance and shall not excuse or relieve any person of the obligation imposed by this Ordinance to keep his or her property free from storage or accumulation of junk, trash, rubbish, junk motor vehicles, abandoned vehicles, blighted structures, or building materials, nor from the civil infraction sanctions authorized in this Ordinance.

Section 10 Lien for Costs of Removal and Reimbursement: Any and all costs incurred by the Township of Brevort, Township officials, or their representatives in removing or causing to be removed any junk, trash, rubbish, junk motor vehicles, abandoned vehicles, blighted structures, or building materials pursuant to this Ordinance, shall be reimbursed by the owner of the property from which the junk, trash, rubbish, junk motor vehicles, abandoned vehicle, blighter structures, or building materials was removed.

The owner or party in interest in whose name the property appears upon the last local tax assessment records shall be notified by the township clerk of the cost of bringing the premises in compliance with this Ordinance by first class mail at the address shown on the records. If the owner or party in interest fails to pay the cost within thirty (30) days after mailing by the township clerk of the notice of the amount of the cost, the Township shall have a lien against the property in the amount of such cost incurred by the Township to bring the property into compliance with this Ordinance. The lien shall not take effect until notice of the lien has been filed or recorded as provided by law. A lien provided for in this subsection does not have priority over previously filed or recorded liens and encumbrances. The lien for the cost shall be collected and treated in the same manner as provided for property tax liens under the General Property Tax Act No. 206 of the Public Acts of 1983, being Sections 211.1 to 211.157 of the Michigan Compiled Laws. The Township may also maintain an action to recover such costs in a court of appropriate jurisdiction.

Section 11 Penalty: Any violation of, or any failure to comply with, the provisions of this Ordinance shall be deemed a municipal civil infraction, subject to all of the provisions of Act 12 of the Public Acts of 1994 (MC 600.8701 et seq.), as amended, including a civil fine up to \$500.00, plus costs, actual damages and expenses, including actual attorney fees and expenses, as well as the issuance of equitable writs and orders pursuant to MCL 600.8302. Each day that a violation of this Ordinance is continued or permitted to exist without compliance shall constitute a separate infraction, separately sanctionable as set forth above.

Section 12 Validity: Should any section, clause, or provision of this Ordinance be declared by any court to be invalid, the same shall not affect the validity of the remaining portions of such section of this Ordinance or any part thereof than the part so declared to be invalid.

Section 13 Non-repeal: This Ordinance shall not be construed as a zoning ordinance and nothing in this Ordinance shall be construed to permit any activity or use which is prohibited, permitted, or restricted by the Brevort Township Zoning Ordinance. Nor shall this Ordinance be construed to repeal by implication any other ordinance of the Township of Brevort, pertaining to the same subject matter.

Section 14 Effective Date and Adoption: This Ordinance shall become effective thirty (30) days after publication as required by law.

This Ordinance was adopted by the Township Board of the Township of Brevort, Mackinac County, Michigan, at a regular meeting held on May 6, 2003.

Ayes: Peterson, Rutledge, Serwach, Sorrels, Erskine; Nays: None.

Attest: Betty Sorrels,
Brevort Township Clerk.