

THE CHARTER TOWNSHIP OF GARFIELD

ORDINANCE NO. 17

AMENDMENT NO. 2

An Ordinance to protect the health, safety and welfare of the people; to regulate the use of the Township Water System; and to establish remedies and fix penalties for violations.

**THE CHARTER TOWNSHIP OF GARFIELD,
GRAND TRAVERSE COUNTY, MICHIGAN,
ORDAINS:**

Amendment No. 2

Article XIII, Sections 1 and 2, of the Garfield Charter Township Water Service and Use Ordinance are hereby amended to read as follows:

Section 1. Any person, firm, association, corporation, or other entity found to be violating any provision of this ordinance, except the provisions of Section 3 and 4 of this Article XIII, shall be served by the County D.P.W. with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Section 2. Any person, firm, association, corporation, or other entity which shall continue any violation beyond the time limit provided for pursuant to Section 1 of this Article, shall be deemed to be responsible for a municipal civil infraction as defined by Michigan Statute which shall be punishable by a civil fine for each violation in accordance with the schedule set forth herein, along with costs which may include all expenses, direct and indirect, to which the Charter Township of Garfield has been put in connection with the municipal civil infraction. In no case, however, shall costs of less than \$10 or more than \$500 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.

Civil Fines for Municipal Infractions

Fine**to be calculated as follows:

1 st violation within 3-year period*	\$925 plus a dollar amount equal to the benefit charge otherwise paid under Ord. 15
2 nd violation within 3-year period*	\$925 plus a dollar amount equal to two times the benefit charge otherwise to be paid under Ord. 15
3 rd violation within 3-year period*	\$925 plus a dollar amount equal to three times the benefit charge otherwise to be paid under Ord. 15
4 th or subsequent violation within 3-year period*	\$925 plus a dollar amount equal to four times the benefit charge otherwise to be paid under Ord. 15

*determined on the basis of the date of violation(s)

**Minimum fine - \$925

This Amendment No. 2 to Garfield Township Ordinance No. 17 shall take effect thirty (30) days after publication.

A copy of the Ordinance, including this Amendment No. 2, may be purchased or inspected at the Township Hall, 3848 Veterans Drive, Traverse City, Michigan, between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday.

LEE F. WILSON, Supervisor

KAY JACOBS, Clerk

Garfield Township Board

Introduced to the Town Board on: March 13, 1997

Passed by the Town Board on: April 24, 1997

Prepared in the law offices of:

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