

STATE OF MICHIGAN
COUNTY OF HURON
TOWNSHIP OF PORT AUSTIN

BLIGHT ORDINANCE

ZONING ORDINANCE

ORDINANCE NO. 131

WHEREAS, the Port Austin Planning Commission, in compliance with PA 184 of 1943, as amended, being the Township Rural Zoning Act, has recommended an amendment to the Port Austin Township Zoning Ordinance; and

WHEREAS, the recommended amendment has been studied and considered by the Port Austin Township Board which finds it to be compatible with the present land usage, reasonable and necessary for the public peace, health, safety and welfare of the people of the Township of Port Austin.

THE TOWNSHIP OF PORT AUSTIN, HURON COUNTY, MICHIGAN ORDAINS THE FOLLOWING:

USE OF YARD SPACES AND OTHER OPEN SPACE FOR JUNK STORAGE:

No machinery, equipment, vehicles, lumber piles, crates, boxes, building blocks, unsightly noxious weeds, fallen or dead trees, shrubs, bushes, garbage or other materials either discharged, unsightly or showing evidence of a need for repairs, with or without a current license shall be placed, stored, parked, abandoned or junked in any open area that is visible from the street, public place or adjoining residential property for longer than forty-eight (48) hours.

In the event the above items are permitted to be placed, stored, parked, abandoned or junked in such area, the zoning inspector, local policy agency, shall give written notice to the owner of the premises on which said item is stored and/or to the owner of the stored item to remove, or cause to be removed, said item within forty-eight (48) hours after the giving of such notice. Failure to comply with such notice within forty-eight (48) hours shall constitute a violation of the ordinance. The above agents/administrator may, upon investigation, issue a letter to the owner or owners authorizing a grace period not to exceed thirty (30) days. This section does not apply to storage of building materials for on-site construction purposes.

For the purpose of this ordinance, any motor vehicles, machinery, appliances, product, merchandise with parts missing or scrap metals or other scrap materials that are damaged, deteriorated or are in a condition which can not be used for the purpose for which the product was manufactured, shall be considered as junk.

The provisions of this ordinance are hereby declared to be severable, and if any part is declared invalid for any reason by a court of competent jurisdiction, it shall not affect the remainder

of the ordinance which shall continue in full force and effect.

All ordinances of the township heretofore or hereafter adopted shall be considered to be supplemented by the terms of this ordinance.

This ordinance shall take effect upon publication as required by Michigan law following adoption of the township board.

In the event that compliance to the above ordinance does not occur, the township and/or any duly authorized contractor may enter upon the land and cause all such areas to be cleared and the expenses of such clearing shall be paid by the owner of said land. If the land owner does not pay for such costs the township has the right to petition the court to have a court order compelling the payment of the same or the costs to be placed upon the tax roll of the property owner.

Any person or other entity who violates any of the provisions of this ordinance is responsible for a municipal civil infraction as defined by Michigan law and subject to a civil fine of not more than \$500.00, plus costs, which may include all direct or indirect expenses the township has put in connection with the violation including reasonable costs and attorneys fees. A violator of this ordinance shall also be subject to such additional sanctions, remedies and judicial orders as are authorized under Michigan law. Each day a violation of this ordinance continues to exist constitutes a separate violation.

Made and passed at a meeting thereof this 19th day of August, 2002.

Cheryl L. Gray
CHERYL GRAY, Township Clerk

Marvin L. Goretski
MARVIN GORETSKI, Township Supervisor