

TOWNSHIP OF CHIKAMING  
BERRIEN COUNTY, MICHIGAN

ORDINANCE NO. 77  
Adopted June 8, 1995

AN ORDINANCE TO AMEND ORDINANCE NO. 44 OF CHIKAMING TOWNSHIP ENTITLED: AN ORDINANCE TO ESTABLISH COMPREHENSIVE ZONING REGULATIONS FOR THE TOWNSHIP OF CHIKAMING, PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT AND AMENDMENT THEREOF, IN ACCORDANCE WITH THE PROVISIONS OF THE TOWNSHIP RURAL ZONING ACT, ACT 184 OF THE PUBLIC ACTS OF 1943, AS AMENDED, BY ACT 637, OF THE PUBLIC ACTS OF 1978, AND FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH AND TO PROVIDE PENALTIES FOR VIOLATIONS HEREOF.

THE TOWNSHIP OF CHIKAMING, BERRIEN COUNTY, MICHIGAN ORDAINS:

Section 1.

ARTICLE 17, Section 17.02--Penalties for Violations, is hereby amended and shall read as follows:

Section 17.02--Sanctions for Violations.

- A. Violation of the provisions of this ordinance or failure to comply with any of its requirements, including violations of conditions and safeguards established in connection with grants of Variances or Special Land Use Permits shall constitute being responsible for a municipal civil infraction, subject to payment of a civil fine of not less than Fifty (\$50.00) Dollars or more than Five Hundred (\$500.00) Dollars, plus costs and other sanctions, for each infraction. Repeat offenses shall be subject to an increased civil fine as follows:
- (1) The fine for any offense which is a first repeat offense shall be not less than Two Hundred Fifty (\$250.00) Dollars, plus costs and other sanctions.
- (2) The fine for any offense which is a second repeat offense shall be not less than Five Hundred (\$500.00) Dollars, plus costs and other sanctions.
- A repeat offense means a second (or any subsequent) violation of this Ordinance (i) committed by a person within any six (6) month period and (ii) for which the person admits responsibility or is determined to be responsible.
- Each day on which any violation of this Ordinance continues constitutes a separate offense and shall be subject to penalties or sanctions as a separate offense.
- B. The owner or tenant of any building, structure, premises or part thereof, and any architect, builder, contractor, agent or other person who commits, participates in, assists in or maintains such violation may each be found responsible of a separate civil infraction offense and suffer the penalties herein provided.
- C. Nothing herein contained shall prevent the Township from taking such other lawful action as is necessary to prevent or remedy any violation of this ordinance.

Section 2.

Enactment. The foregoing changes and amendments to Ordinance No. 44, the Township Zoning Ordinance, were enacted on the 8th day of June, 1995, by the Township Board of Chikaming Township, Berrien County, Michigan, and ordered to take effect immediately.

Attest:

  
Harold J. Gilmore, Supervisor  
Chikaming Township

  
Jeanne S. Dudeck, Clerk

**CERTIFICATION**

I do hereby certify that the foregoing constitutes a true and complete copy of Ordinance No. 77, duly adopted by the Township Board of the Township of Chikaming, Berrien County, Michigan, at a regular meeting held on the 8th day of June, 1995. I further certify that Dudeck moved the adoption of said ordinance and Zimmerman supported said motion. The names and the members of the Township Board and their vote on the foregoing ordinance were as follows:

MEMBERS	AYES	NAYS	ABSTAIN	ABSENT
Gibson	<u>X</u>	_____	_____	_____
Zimmerman	<u>X</u>	_____	_____	_____
Simmons	<u>X</u>	_____	_____	_____
Dudeck	<u>X</u>	_____	_____	_____
Gilmore	<u>X</u>	_____	_____	_____

I further certify that the aforesaid ordinance was recorded in the Ordinance Book for the Township of Chikaming on the 9th day of June, 1995, and such recording has been authenticated by the signatures of the Supervisor and Township Clerk. I further certify that the foregoing ordinance was published in full in the Southcounty Gazette, a newspaper circulated in the Township of Chikaming, Berrien County, Michigan, on the 15th day of June, 1995.

Dated: June 9, 1995

*Jeanne S. Dudeck*  
 \_\_\_\_\_  
 Jeanne S. Dudeck, Clerk  
 Township of Chikaming