

GRAND RAPIDS TOWNSHIP TRASH ORDINANCE NO. 214

AN ORDINANCE TO PREVENT, REDUCE OR ELIMINATE BLIGHT, BLIGHTING FACTORS, OR CAUSES OF BLIGHT, WITHIN THE TOWNSHIP, AND TO SECURE THE PUBLIC HEALTH, SAFETY, AND GENERAL WELFARE BY PROHIBITING THE ACCUMULATION OF TRASH AND JUNK OR EITHER OF THEM ON PREMISES OTHER THAN IN PROPERLY DESIGNATED SANITARY LANDFILLS OR LICENSED JUNK YARDS, AND TO PROVIDE PENALTIES FOR THE VIOLATION OF SAID ORDINANCE.

THE CHARTER TOWNSHIP OF GRAND RAPIDS ORDAINS:

Section 1. Definitions.

(a) The terms "Trash" and "Junk" are used synonymously and each as herein used shall include the following: Used articles or used pieces of: iron, scrap metal, automobile bodies or parts of machinery or junked or discarded machinery, used lumber which may be used as a harborage for rats, ashes, garbage, industrial by-products or waste, empty cans, food containers, bottles, crockery, utensils of any kind, boxes, barrels, and all other articles customarily considered trash or junk and which are not housed in a building.

(b) The term "Person" as used herein shall include any person, firm or corporation.

Section 2. It shall be unlawful for any person to accumulate, place, or allow or permit the accumulation or placing of trash or junk on any premises in said Township, except in a sanitary landfill licensed by the State of Michigan, in a junk yard duly licensed by the Township or in receptacles for not longer than twenty (20) days while awaiting lawful disposal.

Section 3.

(a) Any person who violates any provision of this Ordinance is responsible for a municipal civil infraction, subject to payment of a civil fine of not less than \$50.00, plus costs and other sanctions, for each violation (as authorized by Section 21 of Act No. 359 of the Public Acts of 1947, as amended, and the Grand Rapids Charter Township Municipal Civil Infraction Ordinance).

(b) Repeat offenses under this Ordinance shall be subject to increased fines as provided by this Section, below. As used in this Section, Arepeat offense@ means a second (or any subsequent) violation of the same requirement or provision of this Ordinance (i) committed by a person within any 90 day period and (ii) for which the person admits responsibility or is determined to be responsible. The increased fine for a repeat offense under this Ordinance shall be as follows:

(1) The fine for any offense which is a first repeat offense shall be not less than \$250.00, plus costs.

(2) The fine for any offense which is a second repeat offense, or any subsequent repeat offense, shall be not less than \$500.00 each, plus costs.

(c) Each day on which any violation of this Ordinance occurs or continues constitutes a separate offense subject to separate sanctions.

(d) The Building Inspector is hereby designated as the authorized township official to issue municipal civil infraction citations for violations of this Ordinance, as provided by the Grand Rapids Charter Township Municipal Civil Infraction Ordinance. As used in this Ordinance, ABuilding Inspector@ means the township official, employee, agent or other entity appointed by resolution of the Township Board to perform the functions and tasks assigned by this Ordinance to the ABuilding Inspector.@

(e) In addition to any remedies available at law, the township may bring an action for an injunction or other process against any person to restrain, prevent or abate any violation of this Ordinance. **[Section 3 amended 5/3/95 by Ord. 325]**

Section 4. Should any section, clause or provision of this Ordinance be declared by the courts to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part declared to be invalid.

Section 5. Effective Date. This Ordinance shall become effective July 16, 1973 as amended June 16, 1983.

