

ORDINANCE NO. 4

**TOWNSHIP OF MICHIGAMME
MARQUETTE COUNTY, MICHIGAN
ANTI-BLIGHT ORDINANCE**

SECTION I TITLE:

This Ordinance shall be known and may be cited as the Anti-Blight Ordinance of Michigamme Township.

SECTION II PURPOSE:

Consistent with the letter and spirit of Public Act 344 of 1945, it is the purpose of this 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.

SECTION III DEFINITION:

- A. The terms "junk" and "trash" are used synonymously and each shall include, without limitation, inoperative or dilapidated machinery, metal, iron, steel, copper, brass, zinc, tin, lead, rope, rubber, rags, clothing, wood, plastic, paper, glass, garbage, appliances, televisions, furniture or any other scrap or waste material of any kind, including parts of any of the above.
- B. 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, whether inhabited or temporarily or continuously uninhabited or vacant.
- C. The term "person" as used herein shall include any person, firm or corporation, or other entity of any kind.
- D. The term "junk motor vehicle" shall include any motor vehicle (i.e. automobiles, trucks, watercraft, snowmobiles, ATV's, motorcycles, RV's, campers, etc) not licensed for the use in which it is intended in the State of Michigan, and shall also include, whether licensed or not, any motor vehicle which is inoperable or is missing any of it's main component parts.
- E. A motor vehicle shall be deemed "inoperable" where any of the following conditions exist:
 - 1. Where it is being dismantled for sale, salvage, repair, or reclamation of the parts thereof.
 - 2. Where it does not have all of its main component parts properly attached.
 - 3. Where any other additional conditions exist which cause the vehicle, if eligible for operation on public streets, to be incapable of being operated in a lawful manner upon public streets.

- F. Main component parts shall be deemed to include all such parts or equipment as are necessary for a vehicle to be lawfully driven or drawn upon the public streets pursuant to the Michigan Vehicle Code, Act No 300 of Public Acts of 1949, as amended, and shall include fenders, hood, wheels, radiator, motor, windows, doors, muffler, body and essential engine parts.
- G. The term "farm" is to be used as defined in the Michigamme Township Zoning Ordinance.
- H. Mobile homes that do not meet the minimum standards for inhabitation by humans as defined in the Housing Law of State of Michigan, Act No. 167 of the Public Acts of 1917, as amended or the Michigan Residential or Building Codes for a new building or structure, purpose or location.

SECTION IV REGULATIONS:

- A. No person shall accumulate, place, or store or allow the accumulation, placing, or storing of "trash or junk or junk motor vehicles" on any public right of way for more than 48 hours, or on any premises for more than thirty (30) day in Michigamme Township that shall be visible to the naked eye, from a road, Lake Michigamme, or surrounding properties, unless licensed to do so by the State of Michigan. Any such licensee shall cause his premises to be screened by natural objects, plantings, fences, or other appropriate means so that the trash, junk or junk motor vehicles shall not be visible to public view except at a road entrance, which shall be no more than 25 feet in width.
- B. No person shall park or store any abandoned or junk vehicle unless (1) said vehicle is within a fully enclosed building; (2) said vehicle is awaiting repairs by a service station, garage, paint shop, or body shop. Provided they are fully licensed and upon the premises not more than thirty (30) days (3) said vehicle, although temporarily inoperable because of minor mechanical failure, does not remain on property for more than thirty (30) days, (4) said vehicle is involved in an insurance claim, litigation or a similar matter, in which case, said vehicle may remain upon premises for a period or ninety (90) days with extensions of thirty (30) days at the discretion of the enforcing officer upon written proof that additional time is required. (5) Said vehicle is used only as a seasonal vehicle during designated periods of the year, is maintained in operational condition.
- C. Unlicensed vehicles per tax ID number shall be limited to 2.
- D. Dangerous Buildings addressed in the Michigamme Township Dangerous Building Ordinance. This provision shall not apply to farm outbuildings.

SECTION V. NUISANCE

Any storage of miscellaneous debris upon any premises in violation of the provisions of this ordinance are hereby declared to be a public nuisance and may be enjoined or subject the violator to penalties and remedies as described in this Ordinance.

SECTION VI. Procedure

The complaint must be in writing with proper documentation such as location, land owner, (if known), date, time and a general description of the violation.

A visual inspection of the property shall be made documented with pictures.

The owner will be notified by certified mail of the verified violation.

If there is no resolution of the violation within fifteen (15) days, the violation will be processed following the steps as outlined in the Michigamme Township Civil Infraction ordinance.

SECTION VII. NOTICE TO REMOVE

The Township Clerk or the designated Ordinance Enforcement Officer is authorized to send out written notice by Certified mail to the owner or occupant of such real property to remove miscellaneous debris located on such property.

SECTION VIII. VIOLATIONS:

Any person who violates the provisions of this ordinance shall be deemed responsible for a civil infraction and shall be subject to a civil penalty. Failure to comply with this ordinance shall be enforced by Michigamme Township as described in Michigamme Township Civil Infractions Ordinance.

Section IX. Severability

The sections of this ordinance shall be deemed severable, and should any section, clause paragraph, or provision thereof be deemed unconstitutional or contrary to the laws of the State of Michigan and thereafter voided by any court of competent jurisdiction, the same shall not affect the validity of this ordinance as a whole or any other part thereof other than that part or section so declared to be unconstitutional or invalid.

SECTION X. REPEALER:

This anti-blight ordinance shall repeal any other ordinance pertaining to "junk, trash, blight, or junk motor vehicles.

Michigamme Township Board

By: Alvar Maki Date July 25, 2013

Alvar Maki Township Supervisor

By: Jean Howe Date July 25, 2013

Jean Howe Town Clerk

Township Clerk Certification

I, HEARBY CERTIFY that the above ordinance is a true copy of the ordinance adopted by the Michigamme Township Board at its meeting held on the 25th day of July, 2013.

Vote 5 ayes 0 nays

Board members voting aye Tembreull, Perry, Skytta, Howe, Maki

Board members voting nay _____

I FURTHER CERTIFY THAT THIS ORDINANCE WAS:

Published in the Mining Journal: July 31, 2013

Filed with the Marquette County Clerk: August 30, 2013

Jean Howe 08/30/13

Jean Howe, Township Clerk