

COPY

SIDNEY TOWNSHIP
ORDINANCE NO. 12-03-2018

(Derby Lake Anti-Garbage and Trash Burning Ordinance)

This is an Ordinance to prohibit the burning of garbage, treated wood, household trash containing plastic, rubber, foam, textiles, electronics, and chemicals or hazardous materials at Derby Lake and to provide penalties for the violation of this Ordinance.

Now therefore, the Township of Sidney, Montcalm County, Michigan, ordains that Ordinance No. 12-03-2018 shall read as follows:

Article I.

Section 1.

- A. Prohibited Burning Defined as the burning outdoors of garbage, treated wood, household trash containing plastic, rubber, foam, textiles, electronics, chemicals or other hazardous materials.
- B. Burning allowed is campfires with wood, leaves, and news papers in open pits or burning barrels.

Section 2. Nuisance Prohibited

The burning of garbage or trash as defined in Section 1 A. above is prohibited.

Section 3. Exceptions

This Ordinance shall only apply to those properties living with the Township of Sidney, at Derby Lake, water front lake lots and any lots with deeded lake access to Derby Lake.

Section 4. Penalties for Violation

- A. Any person, firm, corporation, trust, partnership or other legal entity that violates or fails to comply with any provision of this Ordinance, and the owner of any land where anything is violation of this Ordinance shall be placed or shall exist, shall be responsible for a municipal civil infraction, for which the fine shall be not less than \$50.00 nor more than \$500.00 for each violation, in the discretion of the Court, and in addition to all other costs, damages and expenses provided by the law.
- B. Each day that a violation continues to exist shall constitute a distinct and separate offense, and shall make the violator liable for the imposition of a fine for each day.
- C. The Township of Sidney or the Montcalm County Sheriffs Dept. is authorized to investigate and issue citations for the violations of this Ordinance.
- D. The foregoing penalties shall not prohibit the Township from seeking injunctive relief against a violator or such other appropriate relief as may be provided by law.

Section 5. Effective Date

This Ordinance shall take effect on the date of publication of a copy thereof in the Daily News, a newspaper of general circulation within Montcalm County.

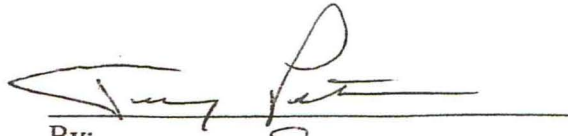
All Ordinances and resolutions, or parts thereof, which conflict with the provisions of this Ordinance are hereby repealed.

Article III.

If any section, paragraph, clause, or provision of this Ordinance is held for any reasons to be invalid or unconstitutional, the validity or unconstitutionality of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Article IV.

This Ordinance shall take effect on the 10TH day of December 2018.

By: 
Its: 