

**MANCELONA TOWNSHIP
COUNTY OF ANTRIM, STATE OF MICHIGAN
ORDINANCE NO. 24
Adopted: 09-19-2022
Effective: 10-29-2022**

MANCELONA TOWNSHIP AMENDATORY ORDINANCE

An Ordinance to amend certain penalty and enforcement provisions and to add other related provisions to various Mancelona Township ordinances.

THE TOWNSHIP OF MANCELONA, ANTRIM COUNTY MICHIGAN ORDAINS:

SECTION 1: AMENDMENTS/ADDITIONS TO MANCELONA TOWNSHIP ORDINANCES 1, 2, 3, 4, 5, 6, 7, 10, AND 17.

DISMANTLED OR INOPERABLE MOTOR VEHICLE ORDINANCE No. 1

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION V. "PENALTY" of Mancelona Township Ordinance No. 1 Dismantled or Inoperable Motor Vehicle Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION V. PENALTY

“SANCTIONS FOR VIOLATIONS

- A. **Civil Fines.** Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall constitute a municipal civil infraction. 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 is subject to payment of a civil fine of not less than Twenty-Five (\$25.00) Dollars or more than Five Hundred (\$500.00) Dollars for each infraction. Repeat offenses or infractions shall be subject to an increased civil fine as established by the Mancelona Township Municipal Civil Infraction Ordinance, being Ordinance No. 21.
- B. **Costs.** In addition to the foregoing civil fine, the violator shall pay costs, which include all direct or indirect expenses to which Mancelona Township has been put in connection with the violation. In no case, however, shall cost of less than \$9.00 or more than \$500.00 be ordered.
- C. **Violators Included.** 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 shall be considered to be a violator and such person may each be charged and found responsible for a separate civil infraction and suffer the sanctions herein provided.
- D. **Separate Violations.** Each day a violation of this Ordinance continues to exist constitutes a separate violation.
- E. **Additional Remedies.** Nothing herein contained shall prevent Mancelona Township from taking such other lawful action as is necessary to prevent or remedy any violation of this Ordinance.”

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VI. of Mancelona Township Ordinance No. 1 Dismantled or Inoperable Motor Vehicle Ordinance is amended by addition of subsection “PROCEDURE FOR ABATEMENT” to read as inserted subsequent to SECTION VI. “ABATEMENT”, as follows:

PROCEDURE FOR ABATEMENT

- A. When the Township desire to abate the existence of any Dismantled or Inoperable Motor Vehicle as defined in said Ordinance, the Township shall send a written notice to the owner and/or possessor of the property. The notice shall describe the location of the property, describe the nature of the violation, give the owner and/or possessor of the property no less than thirty (30) days to eliminate the ordinance violation on the property, and inform the Owner and/or possessor of their right to request that a municipal civil infraction citation be issued by the Township as provided in subsection B below. The written notice shall be served on the owner and/or possessor of the property personally or sent to the owner and/or possessor of the property by certified mail, restricted delivery and return receipt requested. The thirty (30) day time period shall commence on the date of the personal service or in the case of service by certified mail shall commence on the date the owner and/or possessor of the property signs for the certified mail.
- B. Within thirty (30) days after service of the written notice from the township of the existence of a violation of this ordinance on their property, the owner and/or possessor of the property may request in writing that the township issue a municipal civil infraction citation and that formal hearing be held in the District Court concerning whether a violation of this Ordinance exists on the property. If the owner and/or possessor makes this written request, then the Township shall issue a municipal civil infraction citation, shall request that a formal hearing be held in the District Court, and shall not enter the Property to abate the violation unless authorized to do so by the District Court Judge. If the owner and/or possessor takes no action, the Township may issue a civil infraction notice or civil infraction citation in accordance with the Mancelona Township Civil Infraction Ordinance.

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VII. “ENFORCEMENT” of Mancelona Township Ordinance No. 1 Dismantled or Inoperable Motor Vehicle Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION VII. ENFORCEMENT

The Following Mancelona Township Personnel or personnel contracted by Mancelona Township have the authority to issue municipal civil infraction violation citations and municipal civil infraction violation notices: Township Supervisor, Township Enforcement Officer, Any Law Enforcement officer that contracts or may contract with Mancelona Township to provide law enforcement services.

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VIII. “SEPARATE COURT ACTION” of Mancelona Township Ordinance No. 1 Dismantled or Inoperable Motor Vehicle Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION VIII. SEPARATE COURT ACTION

In addition to enforcing this Ordinance through the use of a municipal civil infraction proceeding, the Township may initiate proceedings in the Circuit Court to abate or eliminate any violation of this ordinance.

JUNK YARD ORDINANCE No. 2

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VX. "PENALTY" of Mancelona Township Ordinance No. 2 Junk Yard Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION VX. PENALTY

“SANCTIONS FOR VIOLATIONS

- A. **Civil Fines.** Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall constitute a municipal civil infraction. 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 is subject to payment of a civil fine of not less than Twenty-Five (\$25.00) Dollars or more than Five Hundred (\$500.00) Dollars for each infraction. Repeat offenses or infractions shall be subject to an increased civil fine as established by the Mancelona Township Municipal Civil Infraction Ordinance, being Ordinance No. 21.
- B. **Costs.** In addition to the foregoing civil fine, the violator shall pay costs, which include all direct or indirect expenses to which Mancelona Township has been put in connection with the violation. In no case, however, shall cost of less than \$9.00 or more than \$500.00 be ordered.
- C. **Violators Included.** 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 shall be considered to be a violator and such person may each be charged and found responsible for a separate civil infraction and suffer the sanctions herein provided.
- D. **Separate Violations.** Each day a violation of this Ordinance continues to exist constitutes a separate violation.
- E. **Additional Remedies.** Nothing herein contained shall prevent Mancelona Township from taking such other lawful action as is necessary to prevent or remedy any violation of this Ordinance.”

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION XVI. "ENFORCEMENT" of Mancelona Township Ordinance No. 2 Junk Yard Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION XVI. ENFORCEMENT

The Following Mancelona Township Personnel or personnel contracted by Mancelona Township have the authority to issue municipal civil infraction violation citations and municipal civil infraction violation notices: Township Supervisor, Township Enforcement Officer, Any Law Enforcement officer that contracts or may contract with Mancelona Township to provide law enforcement services.

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION XVII. "SEPARATE COURT ACTION" of Mancelona Township Ordinance No. 2 Junk Yard Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION XVII. SEPARATE COURT ACTION

In addition to enforcing this Ordinance through the use of a municipal civil infraction proceeding, the Township may initiate proceedings in the Circuit Court to abate or eliminate any violation of this ordinance.

NUISANCE ORDINANCE No. 3

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION V. “PENALTY” of Mancelona Township Ordinance No. 3 Nuisance Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION V. PENALTY

“SANCTIONS FOR VIOLATIONS

- A. **Civil Fines.** Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall constitute a municipal civil infraction. 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 is subject to payment of a civil fine of not less than Twenty-Five (\$25.00) Dollars or more than Five Hundred (\$500.00) Dollars for each infraction. Repeat offenses or infractions shall be subject to an increased civil fine as established by the Mancelona Township Municipal Civil Infraction Ordinance, being Ordinance No. 21.
- B. **Costs.** In addition to the foregoing civil fine, the violator shall pay costs, which include all direct or indirect expenses to which Mancelona Township has been put in connection with the violation. In no case, however, shall cost of less than \$9.00 or more than \$500.00 be ordered.
- C. **Violators Included.** 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 shall be considered to be a violator and such person may each be charged and found responsible for a separate civil infraction and suffer the sanctions herein provided.
- D. **Separate Violations.** Each day a violation of this Ordinance continues to exist constitutes a separate violation.
- E. **Additional Remedies.** Nothing herein contained shall prevent Mancelona Township from taking such other lawful action as is necessary to prevent or remedy any violation of this Ordinance.”

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VI. of Mancelona Township Ordinance No. 3 Nuisance Ordinance is amended by addition of subsection “PROCEDURE FOR ABATEMENT” to read as inserted subsequent to SECTION VI. “ABATEMENT”, as follows:

PROCEDURE FOR ABATEMENT

- A. When the Township desire to abate the existence of any Nuisance as defined in said Ordinance, the Township shall send a written notice to the owner and/or possessor of the property. The notice shall describe the location of the property, describe the nature of the violation, give the owner and/or possessor of the property no less than thirty (30) days to eliminate the nuisance on the property, and inform the Owner and/or possessor of their right to request that a municipal civil infraction citation be issued by the Township as provided in subsection B below. The written notice shall be served on the owner and/or possessor of the property personally or sent to the

owner and/or possessor of the property by certified mail, restricted delivery and return receipt requested. The thirty (30) day time period shall commence on the date of the personal service or in the case of service by certified mail shall commence on the date the owner and/or possessor of the property signs for the certified mail.

- B. Within thirty (30) days after service of the written notice from the township of the existence of a violation of this ordinance on their property, the owner and/or possessor of the property may request in writing that the township issue a municipal civil infraction citation and that formal hearing be held in the District Court concerning whether a violation of this Ordinance exists on the property. If the owner and/or possessor makes this written request, then the Township shall issue a municipal civil infraction citation, shall request that a formal hearing be held in the District Court, and shall not enter the Property to abate the violation unless authorized to do so by the District Court Judge. If the owner and/or possessor takes no action, the Township may issue a civil infraction notice or civil infraction citation in accordance with the Mancelona Township Civil Infraction Ordinance.

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VII. “ENFORCEMENT” of Mancelona Township Ordinance No. 3 Nuisance Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION VII. ENFORCEMENT

The Following Mancelona Township Personnel or personnel contracted by Mancelona Township have the authority to issue municipal civil infraction violation citations and municipal civil infraction violation notices: Township Supervisor, Township Enforcement Officer, Any Law Enforcement officer that contracts or may contract with Mancelona Township to provide law enforcement services.

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VIII. “SEPARATE COURT ACTION” of Mancelona Township Ordinance No. 3 Nuisance Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION VIII. SEPARATE COURT ACTION

In addition to enforcing this Ordinance through the use of a municipal civil infraction proceeding, the Township may initiate proceedings in the Circuit Court to abate or eliminate any violation of this ordinance.

LAND DIVISION ORDINANCE NO.4

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that the second paragraph of SECTION X. “PENALTY” of Mancelona Township Ordinance No. 4 Land Division Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION X. “PENALTY

“SANCTIONS FOR VIOLATIONS

- A. **Civil Fines.** Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall constitute a municipal civil infraction. 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 is subject to payment of a civil fine of not less than Twenty-Five (\$25.00) Dollars

or more than Five Hundred (\$500.00) Dollars for each infraction. Repeat offenses or infractions shall be subject to an increased civil fine as established by the Mancelona Township Municipal Civil Infraction Ordinance, being Ordinance No. 21.

- B. **Costs.** In addition to the foregoing civil fine, the violator shall pay costs, which include all direct or indirect expenses to which Mancelona Township has been put in connection with the violation. In no case, however, shall cost of less than \$9.00 or more than \$500.00 be ordered.
- C. **Violators Included.** 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 shall be considered to be a violator and such person may each be charged and found responsible for a separate civil infraction and suffer the sanctions herein provided.
- D. **Separate Violations.** Each day a violation of this Ordinance continues to exist constitutes a separate violation.
- E. **Additional Remedies.** Nothing herein contained shall prevent Mancelona Township from taking such other lawful action as is necessary to prevent or remedy any violation of this Ordinance.”

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION XI. “ENFORCEMENT” of Mancelona Township Ordinance No. 4 Land Division Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION XI. ENFORCEMENT

The Following Mancelona Township Personnel or personnel contracted by Mancelona Township have the authority to issue municipal civil infraction violation citations and municipal civil infraction violation notices: Township Supervisor, Township Enforcement Officer, Any Law Enforcement officer that contracts or may contract with Mancelona Township to provide law enforcement services.

WATER SYSTEMS ORDINANCE NO. 5

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VII. “PENALTY” of Mancelona Township Ordinance No. 5 Water Systems Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION VII. “PENALTY

“SANCTIONS FOR VIOLATIONS

- A. **Civil Fines.** Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall constitute a municipal civil infraction. 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 is subject to payment of a civil fine of not less than Twenty-Five (\$25.00) Dollars or more than Five Hundred (\$500.00) Dollars for each infraction. Repeat offenses or infractions shall be subject to an increased civil fine as established by the Mancelona Township Municipal Civil Infraction Ordinance, being Ordinance No. 21.
- B. **Costs.** In addition to the foregoing civil fine, the violator shall pay costs, which include all direct or indirect expenses to which Mancelona Township has been put in connection with the violation. In no case, however, shall cost of less than \$9.00 or more than \$500.00 be ordered.

- C. **Violators Included.** 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 shall be considered to be a violator and such person may each be charged and found responsible for a separate civil infraction and suffer the sanctions herein provided.
- D. **Separate Violations.** Each day a violation of this Ordinance continues to exist constitutes a separate violation.
- E. **Additional Remedies.** Nothing herein contained shall prevent Mancelona Township from taking such other lawful action as is necessary to prevent or remedy any violation of this Ordinance.”

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VII. “ENFORCEMENT” of Mancelona Township Ordinance No. 5 Water Systems Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION VII. ENFORCEMENT

The Following Mancelona Township Personnel or personnel contracted by Mancelona Township have the authority to issue municipal civil infraction violation citations and municipal civil infraction violation notices: Township Supervisor, Township Enforcement Officer, Any Law Enforcement officer that contracts or may contract with Mancelona Township to provide law enforcement services.

LOT DIVISION ORDINANCE No. 6

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION V. “PENALTY” of Mancelona Township Ordinance No. 6 Lot Division Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION V. “PENALTY

“SANCTIONS FOR VIOLATIONS

- A. **Civil Fines.** Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall constitute a municipal civil infraction. 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 is subject to payment of a civil fine of not less than Twenty-Five (\$25.00) Dollars or more than Five Hundred (\$500.00) Dollars for each infraction. Repeat offenses or infractions shall be subject to an increased civil fine as established by the Mancelona Township Municipal Civil Infraction Ordinance, being Ordinance No. 21.
- B. **Costs.** In addition to the foregoing civil fine, the violator shall pay costs, which include all direct or indirect expenses to which Mancelona Township has been put in connection with the violation. In no case, however, shall cost of less than \$9.00 or more than \$500.00 be ordered.
- C. **Violators Included.** 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 shall be considered to be a violator and such person may each be charged and found responsible for a separate civil infraction and suffer the sanctions herein provided.

- D. **Separate Violations.** Each day a violation of this Ordinance continues to exist constitutes a separate violation.
- E. **Additional Remedies.** Nothing herein contained shall prevent Mancelona Township from taking such other lawful action as is necessary to prevent or remedy any violation of this Ordinance.”

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION VI. “ENFORCEMENT” of Mancelona Township Ordinance No. 6 Lot Division Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION VI. ENFORCEMENT

The Following Mancelona Township Personnel or personnel contracted by Mancelona Township have the authority to issue municipal civil infraction violation citations and municipal civil infraction violation notices: Township Supervisor, Township Enforcement Officer, Any Law Enforcement officer that contracts or may contract with Mancelona Township to provide law enforcement services.

CEMETERY ORDINANCE NO. 7

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION IX. “PENALTY” of Mancelona Township Ordinance No. 7 Cemetery Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION IX. “PENALTY

“SANCTIONS FOR VIOLATIONS

- A. **Civil Fines.** Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall constitute a municipal civil infraction. 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 is subject to payment of a civil fine of not less than Twenty-Five (\$25.00) Dollars or more than Five Hundred (\$500.00) Dollars for each infraction. Repeat offenses or infractions shall be subject to an increased civil fine as established by the Mancelona Township Municipal Civil Infraction Ordinance, being Ordinance No. 21.
- B. **Costs.** In addition to the foregoing civil fine, the violator shall pay costs, which include all direct or indirect expenses to which Mancelona Township has been put in connection with the violation. In no case, however, shall cost of less than \$9.00 or more than \$500.00 be ordered.
- C. **Violators Included.** 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 shall be considered to be a violator and such person may each be charged and found responsible for a separate civil infraction and suffer the sanctions herein provided.
- D. **Separate Violations.** Each day a violation of this Ordinance continues to exist constitutes a separate violation.
- E. **Additional Remedies.** Nothing herein contained shall prevent Mancelona Township from taking such other lawful action as is necessary to prevent or remedy any violation of this Ordinance.”

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION X. “ENFORCEMENT” of Mancelona Township Ordinance No. 7 Cemetery Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION VI. ENFORCEMENT

The Following Mancelona Township Personnel or personnel contracted by Mancelona Township have the authority to issue municipal civil infraction violation citations and municipal civil infraction violation notices: Township Supervisor, Township Enforcement Officer, Any Law Enforcement officer that contracts or may contract with Mancelona Township to provide law enforcement services.

PUBLIC ENTERTAINMENT ORDINANCE No. 10

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION IV. “PENALTY” of Mancelona Township Ordinance No. 10 Public Entertainment Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION IV. PENALTY

“SANCTIONS FOR VIOLATIONS

- A. **Civil Fines.** Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall constitute a municipal civil infraction. 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 is subject to payment of a civil fine of not less than Twenty-Five (\$25.00) Dollars or more than Five Hundred (\$500.00) Dollars for each infraction. Repeat offenses or infractions shall be subject to an increased civil fine as established by the Mancelona Township Municipal Civil Infraction Ordinance, being Ordinance No. 21.
- B. **Costs.** In addition to the foregoing civil fine, the violator shall pay costs, which include all direct or indirect expenses to which Mancelona Township has been put in connection with the violation. In no case, however, shall cost of less than \$9.00 or more than \$500.00 be ordered.
- C. **Violators Included.** 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 shall be considered to be a violator and such person may each be charged and found responsible for a separate civil infraction and suffer the sanctions herein provided.
- D. **Separate Violations.** Each day a violation of this Ordinance continues to exist constitutes a separate violation.
- E. **Additional Remedies.** Nothing herein contained shall prevent Mancelona Township from taking such other lawful action as is necessary to prevent or remedy any violation of this Ordinance.”

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION V. “ENFORCEMENT” of Mancelona Township Ordinance No. 10 Public Entertainment Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION V. ENFORCEMENT

The Following Mancelona Township Personnel or personnel contracted by Mancelona Township have the authority to issue municipal civil infraction violation citations and municipal civil infraction violation notices: Township Supervisor, Township Enforcement Officer, Any Law Enforcement officer that contracts or may contract with Mancelona Township to provide law enforcement services.

PARKING ORDINANCE No. 17

IT IS HEREBY ORDAINED, by the Township Board for the Township of Mancelona, Antrim County, Michigan, that SECTION IV. “PENALTY” of Mancelona Township Ordinance No. 10 Public Entertainment Ordinance is hereby deleted in its entirety, and the following is substituted therefor:

SECTION IV. PENALTY

“SANCTIONS FOR VIOLATIONS

- A. **Civil Fines.** Violations of the provisions of this Ordinance or failure to comply with any of its requirements shall constitute a municipal civil infraction. 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 is subject to payment of a civil fine of not less than Twenty-Five (\$25.00) Dollars or more than Five Hundred (\$500.00) Dollars for each infraction. Repeat offenses or infractions shall be subject to an increased civil fine as established by the Mancelona Township Municipal Civil Infraction Ordinance, being Ordinance No. 21.
- B. **Costs.** In addition to the foregoing civil fine, the violator shall pay costs, which include all direct or indirect expenses to which Mancelona Township has been put in connection with the violation. In no case, however, shall cost of less than \$9.00 or more than \$500.00 be ordered.
- C. **Violators Included.** 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 shall be considered to be a violator and such person may each be charged and found responsible for a separate civil infraction and suffer the sanctions herein provided.
- D. **Separate Violations.** Each day a violation of this Ordinance continues to exist constitutes a separate violation.
- E. **Additional Remedies.** Nothing herein contained shall prevent Mancelona Township from taking such other lawful action as is necessary to prevent or remedy any violation of this Ordinance.”

SECTION 2: EFFECTIVE DATE. This Ordinance shall take effect thirty (30) days following publication or posting after final adoption by the Township Board.

MANCELONA TOWNSHIP – ORDINANCE CERTIFICATION

At a regular meeting of the Mancelona Township Board, Antrim County, Michigan, held at the Mancelona Township Hall located at 9601, South M-88 Hwy., Mancelona, Antrim County, Michigan on September 19, 2022, at 6:00 P.M.:

PRESENT: Rod Vesey, Donna Gundle Krieg, Chuck Johnson, Jessie Ayoub, Mike Biehl
ABSENT: None

An Amendatory Ordinance amending Mancelona Township Ordinances Nos.1, 2, 3, 4, 5, 6, 7, 10, and 17 was considered by the Board and upon motion made by Donna Gundle Krieg and seconded by Chuck Johnson, the Township Board duly adopted said Amendatory Ordinance upon the following vote:

YEAS: Rod Vesey, Donna Gundle Krieg, Chuck Johnson, Jessie Ayoub, Mike Biehl.

NAYS: None

I, MICHAEL BIEHL, Clerk of the Township of Mancelona, hereby certify that said Amendatory Ordinance was adopted by the Mancelona Township Board at said meeting as set forth above; that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act; that a synopsis of said Amendatory Ordinance was published in the Antrim County Review on September 29, 2022 and that a true and complete copy of said Ordinance can be inspected or obtained at the office of the Mancelona Township Clerk in the Mancelona Township Hall.

MICHAEL BIEHL, TOWNSHIP CLERK