

**Henrietta Township
Hazardous Material Ordinance
Ordinance #25**

Adopted July 8, 1991
Effective August 30, 1991
Amended February 28, 2002

**AN ORDINANCE TO REQUIRE THE REGISTRATION OF BUSINESSES
HAVING HAZARDOUS MATERIAL ON THE PREMISES**

At a regular meeting of the Township of Henrietta Board held on the 8th day of July 1991, at 8:30 p.m., Eastern Standard Time, the following Ordinance was heard and passed:

THE TOWNSHIP OF HENRIETTA ORDAINS:

SECTION 1. REGISTRATION REQUIREMENT

Any business located in the Township of Henrietta which is required by State or Federal law or Statute to supply the Township of Henrietta Fire Department with material safety data sheets and a hazardous material response plan for either on-site or off-site material shall register said business with the Clerk of the Township.

SECTION 2. BUSINESS DEFINED

Any individual, firm, municipality, company, association, society, corporation, partnership, or group, including their officers and employees who have responsibility for or actual involvement in the operation of a business within the Township limits, whether the same be for profit or non-profit, which is registered with the County of Jackson or State of Michigan as a business.

SECTION 3. REGISTRATION CONTENTS

Any business required by this Ordinance to register with the Township shall provide the following information to the Township Clerk:

- a) The name of the business.
- b) The address of the business.
- c) The owner of the business.
- d) The type of the business.
- e) A copy of the hazardous material response plan and material safety data sheets together with any changes in such plan or sheets.

SECTION 4. PENALTY

Any business which fails to register as required to do so by this Ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not to exceed Five Hundred (\$500.00) Dollars or imprisonment in the County Jail of Jackson County, Michigan for a period of not more than ninety (90) days, or both such fine and imprisonment.

SECTION 5. EFFECTIVE DATE

This Ordinance shall take effect and be enforced from and after the earliest date allowed by law. This Ordinance shall be published in the manner provided by law.

SECTION 6. PENALTIES

Pursuant to the adoption of Ordinance #37, effective February 28, 2002 any person, firm, corporation or other organization which violates, disobeys, omits, neglects, or refuses to comply with, any of the provisions of this Ordinance or amendments hereof, commits a municipal civil infraction punishable as follows:

1st offense – minimum of \$100.00 maximum of \$500.00 fine

2nd offense (within two years of first offense) minimum of \$200.00 maximum of \$500.00 fine

3rd offense (within two years of 2nd offense) minimum of \$300.00 maximum of \$500.00 fine

Each day that a violation occurs shall constitute a separate offense.

The court may order other relief relative to the infraction(s). This may include, but is not limited to, reimbursement of actual costs incurred by the Township to attain compliance of this ordinance.

Members Present: R. Kristoff, G.L. Byerly, M. Jehnzen, G. Kirt, J. Loughray

Members Absent: None

Ayes: Five (5)

Nays: None

Adopted July 8, 1991

Effective: August 30, 1991

Rudolph J. Kristoff, Supervisor

Mary Ellen Jehnzen, Clerk