

**Henrietta Township  
Penalties and Violations Ordinance  
Ordinance #33**

Adopted December 13, 1995  
Effective 30 Days After Publication  
Amended February 28, 2002

AN AMENDMENT TO THE TOWNSHIP OF HENRIETTA ZONING ORDINANCE

At a Regular meeting of the Township of Henrietta Board held in the Township Hall on the 13<sup>th</sup> day of December 1995 at 8:00 p.m., the following Amendment to the Township of Henrietta Zoning Ordinance was offered by Member G. Lee Byerly and supported by Member A. Faist:

BE IT ORDAINED AND ENACTED by the Township Board for the Township of Henrietta, County of Jackson, State of Michigan, that Article XVII, Penalties, be amended as follows:

SECTION 1700. FINES

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:

**1<sup>st</sup>** offense – minimum of \$100.00 maximum of \$500.00 fine

**2<sup>nd</sup>** offense (within two years of first offense) minimum of \$200.00 maximum of \$500.00 fine

**3<sup>rd</sup>** offense (within two years of 2<sup>nd</sup> 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.

SECTION 1701. VIOLATIONS AND PENALTIES: Nuisance per se: Abatement

- A. Notice of Violation – The Building Inspector shall serve a Notice of Violation or Order on the person responsible for the erection, construction, alteration, extension, repair, use or occupancy of a structure or lot in

violation of this Ordinance, or in violation of a Certificate of Zoning Compliance issued hereunder. Such order shall direct the discontinuance of the illegal action or condition, and abatement of the violation.

- B. Stop Work Order – Upon notice from the Building Inspector that work on any structure or premises is being prosecuted contrary to the provisions of this Ordinance, such work shall be immediately stopped. The stop work order shall be posted on the property. The stop work order shall be in writing and shall be given to the owner of the property involved, or to the owner's agent, or to the person doing the work; and shall state the conditions under which the work may be resumed. Any person who shall continue any work in or about the structure or premises after having been served with a stop work order, except such work as such person is directed by the Building Inspector to perform in order to remove violations or unsafe conditions, shall be liable for the penalties set forth in Section 1700.
  
- C. Nuisance Per Se – Any structure which is erected, altered or converted, or any use of any structure or lot which is commenced or changes after the effective date of this Ordinance, in violation of any of the provisions herein, is declared to be a nuisance per se, and may be abated by order of any Court of competent jurisdiction.

The foregoing Amendment or a synopsis thereof shall be published in a newspaper of general circulation within the boundaries of the Township of Henrietta and qualified under State law to publish legal notices promptly after its' adoption, and shall become a part of Article XVII, Penalties, of the Ordinance of the Township of Henrietta Zoning Ordinance and shall take effect thirty (30) days after publication.

Members Present: G. Lee Byerly, A. Faist, S. Keene, J. Shaughnessy.

Member Absent: S. Dodge

Ayes: Four

Nays: Zero

Sally J. Keene, Clerk

James Shaughnessy, Supervisor