

# **Henrietta Township Dumping Ground Ordinance Ordinance # 7**

Adopted November 6, 1967  
Effective December 15, 1967  
Amended February 28, 2002

An Ordinance to secure the public peace, health, safety, welfare and convenience of the residents and property owners of the Township of Henrietta, Jackson County, Michigan, a municipal corporation, by the regulation of dumping grounds for waste, rubbish, junk and debris, and the operation thereof within said township; to provide penalties for the violation thereof; and to repeal all Ordinances and parts of Ordinances in conflict therewith.

The Township Board of Henrietta Township,  
Jackson County, Michigan, Ordains:

## **SECTION 1. NAME**

This Ordinance shall be known and cited as the Henrietta Township Dumping Ground Ordinance.

## **SECTION 2. REGULATIONS**

No person, firm, or corporation shall dump any waste

- (a) , rubbish, junk or debris in any area of the Township of Henrietta, Jackson County, unless the same is zoned to permit such use of property under the Henrietta Township Zoning Ordinance, or unless the same is municipally maintained and operated for such dumping ground purposes or a permit is obtained therefore from the Township Board, to be granted only in situations where such dumping would not be a nuisance or annoyance to adjoining property owners.
- (b) No such dumping of waste, rubbish, junk or debris shall hereafter be allowed between sunset and sunup of each day.
- (c) The burning of any dumping ground area, or the waste material therein, shall be prohibited and forbidden, without the prior written approval of the Supervisor and Fire Chief of said Township, and in no case shall be allowed within fifty (50) feet of the utility poles or towers or any public utility company, its' agents, successors, or assigns.
- (d) No municipally operated dump shall be used by any person, firm, or corporation which is not a resident, or tenant within said Henrietta Township, except residents of such Townships which have a contract with Henrietta Township.
- (e) Any dumping in municipally operated dumps shall be accomplished by depositing the waste material over the bank of the dump, and no such

waste material shall be allowed by the dumper to remain on the approach way to such bank.

- (f) No dumping of waste, rubbish, junk or debris shall be allowed in any area within twenty-five (25) feet of the nearest point of the base of the towers, poles, supports or other structures of any public utility company, its' agents, successors, or assigns.
- (g) Any person, firm, or corporation dumping in any municipally-operated dump shall do so at his, its', or their own risk and the Township of Henrietta shall not be held liable for any injuries or damages occurring therein.
- (h) No municipally operated dump shall be used for any purpose other than for dumping operations permitted under this Ordinance. No picking or scavenging of any municipally operated dump shall be permitted by any person, firm, or corporation other than those duly so licensed, registered with, and approved by the Henrietta Township Board. No loitering shall be allowed within a municipally operated dump, and no person, firm or corporation using such dumping facilities shall interfere with the rights, duties, and privileges of any other person, firm, or corporation using said dumping facilities in accordance with the provisions of this Ordinance.
- (i) No garbage nor odoriferous material shall be burned in any area within Henrietta Township without the prior written approval of the Supervisor and Fire Chief of said Township, to be granted only in cases where the same could not be a nuisance to, or unsafe for surrounding properties, property owners, and neighbors.
- (j) Any dumping in a municipally operated dump shall be on the days and between the hours set by the Township Board of Henrietta Township. Such days and hours shall be plainly posted at the entrance to such municipal dump and also shall be posted at the place where the Township Board has its' meetings. Dumping at any other time is prohibited by this Ordinance.
- (k) The Township of Henrietta shall not be liable for any damage to property adjoining a municipally operated dump caused by fires within said dump not approved in writing by the Supervisor and Fire Chief of said Township.

### SECTION 3. PENALTIES FOR VIOLATIONS

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 4. EFFECTIVE DATE**

This Ordinance shall take effect on the 15<sup>th</sup> day of December 1967. All Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance are hereby repealed.

Beatrice V. A. Kinch, Township Clerk