

**LAKE TOWNSHIP
ROSCOMMON COUNTY, MICHIGAN
Civil Infractions Ordinance Amendment**

Ordinance No. 59

At a duly scheduled meeting of the Township Board of Lake Township, Roscommon County, Michigan, held at the Lake Township Hall on July 14, 2020 at 7:00 p.m., Township Board Member Clare moved to adopt the following Ordinance, which motion was seconded by Township Board Member Lukatch:

An Ordinance to amend the Lake Township Civil Infractions Ordinance, Ordinance No. 51, as amended, to establish that the Houghton Lake Building Agency may issue Municipal Civil Infraction Citations and Municipal Civil Infraction Violation Notices, and to repeal all conflicting Ordinances or parts of Ordinances.

THE TOWNSHIP OF LAKE, ROSCOMMON COUNTY, MICHIGAN, ORDAINS:

SECTION 1. AMENDMENT TO SECTION 2, DEFINITIONS: Section 2, entitled “Definitions”, shall be amended to add the Houghton Lake Building Agency as an “Authorized Township Official,” to define it therein, and to define “Building Official/Inspector”:

Section 2: Definitions. As used in this Ordinance:

- A. “Act” means Act No. 236 of the Public Acts of 1961, as amended.
- B. “Authorized Township Official” means the Township Ordinance Enforcement Officer, the Township Zoning Administrator, Building Official/Inspector of the Houghton Lake Building Agency, a police officer of other personnel of the Township authorized by this Ordinance or any Ordinance to issue Municipal Civil Infraction Citations or Municipal Civil Infraction Violation Notices, including members of the Roscommon County Sheriff’s Department who provide services to the Township.
- C. “Building Official/Inspector” means that person designated by the Houghton Lake Building Agency to enforce the State Construction Code.
- D. “Bureau” means the Lake Township Municipal Ordinance Violations Bureau as established by this Ordinance.
- E. “District Court” means the 82nd District Court, Roscommon County, Michigan.
- F. “Houghton Lake Building Agency” means the five-township joint enforcement agency authorizing joint enforcement of the State Construction Code, Lake Township, in conjunction with the Townships of Roscommon,

Markey, Denton and Backus pursuant to the Stille-DeRossett-Hale Single State Construction Code Act, Act 230 of 1972, MCL 125.1501 *et seq.*, and the Urban Cooperation Act of 1967, Act 7 of 1967, MCL 124.501 *et seq.*

- G. "Municipal Civil Infraction Action" means a civil action in which the defendant is alleged to be responsible for a municipal civil infraction.
- H. "Municipal Civil Infraction Citation" or "Citation" means a written complaint or notice prepared by an Authorized Township Official, directing a person to appear in court regarding the occurrence or existence of a municipal civil infraction violation by the person cited.
- I. "Municipal Civil Infraction Violation Notice" means a written notice prepared by an Authorized Township Official, directing a person to appear at the Lake Township Municipal Ordinance Violations Bureau and to pay the fine and costs, if any, prescribed for the violation by the schedule of civil fines adopted by the township, as authorized under Sections 8396 and 8707(6) of the Act.
- J. "Township" means Lake Township, Roscommon County, Michigan.
- K. "Township Ordinance Enforcement Officer" means that person designated by the Township Board to enforce the provisions of Township Ordinances.
- L. "Township Zoning Administrator" means that person designated by the Township Board to enforce the Township Zoning Ordinance.

SECTION 2: SEVERABILITY: The provisions of this Ordinance are hereby declared to be severable and if any part is declared invalid for any reason by a court of competent jurisdiction it shall not affect the remainder of the Ordinance which shall continue in full force and effect.

SECTION 3: REPEAL: All other ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed in their entirety.

SECTION 4: EFFECTIVE DATE: This Ordinance shall take immediate effect after publication of a notice of adoption of this Ordinance in the local newspapers.

YEAS: 5

NAYS: 0

ABSENT/ABSTAIN 0

ORDINANCE DECLARED ADOPTED

Signed copy on file
David Emmons, Lake Township Supervisor

CERTIFICATION

I, Tonya Clare, Clerk of Lake Township, do hereby certify that the foregoing is a true and accurate copy of Ordinance No. 59 adopted by Lake Township on July 14, 2020. A summary of the Ordinance was duly published in the Houghton Lake Resorter newspaper, a newspaper that circulates within Lake Township, on July 23, 2020. Within 1 week after such publication, I recorded the Ordinance in a book of ordinances kept by me for that purpose, including the date of passage of the ordinance, the names of the members of the township board voting, and how each member voted. I filed an attested copy of the Ordinance with the Roscommon County Clerk on July 24, 2020.

Signed copy on file
Tonya Clare, Lake Township Clerk

COPY

**LAKE TOWNSHIP
ROSCOMMON COUNTY, MICHIGAN
NOTICE OF ADOPTION OF CIVIL INFRACTIONS ORDINANCE AMENDMENT**

Ordinance No. 59

Please take notice that on July 14, 2020, the Township Board of Lake Township adopted Ordinance No. **59** which amends the Lake Township Civil Infractions Ordinance, Ordinance No. 51, as amended, to establish that the Houghton Lake Building Agency may issue Municipal Civil Infraction Citations and Municipal Civil Infraction Violation Notices, and to repeal all conflicting Ordinances or parts of Ordinances. Copies of the Ordinance may be obtained from Tonya Clare, Clerk, 1380 N Michelson Road, Houghton Lake, MI 48629, or laketownshipclerk@gmail.com.

The Ordinance has the following sections and catch lines: Section 1: Amendment to Section 2, Definitions, which adds the Houghton Lake Building Agency as an “Authorized Township Official,” to define it therein, and to define “Building Official/Inspector; Section 2: Severability; Section 3: Repeal; Section 4: Effective Date, which is immediately after this publication.

Published by Order of the Township Board
Lake Township, Roscommon County

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