

**MARTIN TOWNSHIP  
ALLEGAN COUNTY, MICHIGAN  
ORDINANCE NO. 104**

At a regular meeting of the Township Board for Martin Township held at the Township offices on January 11, 2012, the following Ordinance was offered for adoption by Township Board Member Tiemeyer, and was seconded by Township Board Member Coburn:

**AN ORDINANCE TO AMEND THE PENALTIES PROVISION OF THE  
MARTIN TOWNSHIP ZONING ORDINANCE, ORDINANCE NO. 30, AS  
AMENDED, TO PROVIDE FOR CIVIL INFRACTION PENALTIES**

The Township of Martin ordains:

1. Amendment of Section 20.1. That Section 20.1 of the Martin Township Zoning Ordinance, Ordinance No. 30, as amended, shall be amended to read in its entirety as follows:

20.1 Penalties. Any building or structure which is erected, moved, placed, reconstructed, razed, extended, enlarged, altered, maintained, or used, and any use of a lot or land which is begun, maintained, or changed, in violation of any term of this ordinance is hereby declared to constitute a municipal civil infraction. Any person who violates, disobeys, omits, neglects or refuses to comply with any provision of this ordinance, or any permit or approval issued hereunder, shall be in violation of this ordinance and shall be responsible for a civil infraction which shall be punishable by a civil fine determined in accordance with the following schedule:

	Minimum Fine	Maximum Fine
1 <sup>st</sup> Offense	\$150.00	\$500.00
2 <sup>nd</sup> Offense*	\$300.00	\$500.00
3 <sup>rd</sup> or more Offense*	\$500.00	\$500.00

\*within 2-year period determined on the basis of the date of commission of the initial offense(s).

Additionally, the violator shall pay costs which may include all expenses, direct and indirect, which the Township has incurred in connection with prosecuting the municipal civil infraction. In no case, however, shall costs of less than \$9.00 or more than \$500 be ordered. In addition the Township shall have the right to proceed in any court of competent jurisdiction for the purpose of obtaining an injunction, restraining order, compliance order or other appropriate remedy to compel compliance with this ordinance as authorized by state law. Each day that a violation of this ordinance exists shall constitute a separate violation of this ordinance.

2. Severability. The various parts, sections and clauses of this ordinance are declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

3. Effective Date. This ordinance shall become effective seven (7) days after its publication (or publication of a summary thereof) in a newspaper in general circulation within the Township consistent with state law.

The vote in favor of this Ordinance was as follows:

YEAS: Jim Brenner, Carrie Coburn, and Susan Tiemeyer

NAYS:None

ABSENT: Glenn Leep and Jack Sipple

ORDINANCE NO. 104 DECLARED ADOPTED.

### **CERTIFICATION**

I certify that the above is a true copy of an ordinance adopted by the Martin Township Board at the date and place specified above pursuant to required statutory procedures.

By

Dated: January 11, 2012

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Carrie Coburn  
Martin Township Clerk

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