

Hartford Township, Van Buren County, Michigan
Ordinance Number 3
To Regulate Outdoor Storage of Dismantled, Partially Dismantled or Inoperable Motor
Vehicles, Machinery and Equipment

An ordinance to regulate the outdoor storage of dismantled, partially dismantled or inoperable motor vehicles, machinery and equipment in the Township of Hartford, Van Buren County, Michigan and to provide penalties for the violation thereof.

The Township of Hartford ordains:

Section 1. Regulations. No person, firm or corporation, except as shall be duly licensed under the ordinances of said Township, shall park or store on any lands within the Township of Hartford, any dismantled, partially dismantled or inoperable motor vehicle, machinery, equipment or household appliance unless same shall be kept in a wholly enclosed building or structure.

Section 2. Definitions.

1. An inoperable motor vehicle is hereby defined as being such vehicle which by reason of dismantling, disrepair, or any other cause, is incapable of being propelled under its own power. Any motor vehicle which has a main component part missing or unattached shall be construed as being dismantled, or partially dismantled.
2. Inoperable machinery, equipment or household appliance are hereby defined as being such machinery, equipment or household appliance that by reason of dismantling, disrepair or any other cause is incapable of functioning as it was intended to function. Any such equipment, machinery or household appliance which has some part or parts which are ordinarily a component of such machinery, equipment or household appliance removed or missing shall be construed as being dismantled or partially dismantled.

Section 3. Enforcement.

1. The provisions of this ordinance shall be enforced by the Township Zoning Administrator. The owner and/or occupant of any land upon which a condition as set forth in Section 1 is found to exist shall be notified in writing to remove or eliminate such condition within ten (10) days after service of the notice upon him. Such notice may be served personally or by registered or certified mail, return receipt requested.
2. Failure to comply with said notice within the time allowed therein shall constitute a violation of this ordinance.

Section 4. Penalties. ~~Any person, firm or corporation who violates or fails to comply with any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and shall, upon conviction, be punished by a fine of not to exceed \$100.00 and costs of prosecution, or by imprisonment in the County Jail for a term not exceeding 90 days or by both such fine and imprisonment in the discretion of the Court.~~ **Amended June 17, 2013 with Ordinance 38a**

- a. Any person or entity who violates, disobeys, neglects or refuses to comply with any provision of this Ordinance, or any order issued under the Ordinance, including any conditions imposed thereon, or who causes, allows, or consents to any of same, shall be deemed to be responsible for a violation of this Ordinance.
- b. Any person or entity responsible for a violation of this Ordinance, whether as an occupant, owner (by deed or land contract), lessee, licensee, agent, contractor, servant, employee, or otherwise, shall be liable as a principal. Each day that a violation exists shall constitute a separate offense.
- c. Any violation of this Ordinance is hereby declared to constitute a public nuisance, and shall constitute a basis for such judgment, writ or order necessary to compel compliance with the Ordinance and/or to restrain and prohibit continuation of the violation, or other appropriate relief in any court of competent jurisdiction in addition to any other relief or sanction herein set forth or allowed by law.
- d. A violation of this Ordinance is a municipal civil infraction as defined by Michigan statute and shall be punishable by a civil fine determined in accordance with the following schedule:

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	Minimum Fine	Maximum Fine
1 st Offense within 3-year period*	\$ 75.00	\$500.00
2 nd Offense within 3-year period*	\$150.00	\$500.00
3 rd Offense within 3-year period*	\$300.00	\$500.00
4 th or More offense within 3-year period*	\$500.00	\$500.00

*Determined on the basis of the date of commission of the offense(s).

Additionally, the violator shall pay costs which may include all expenses, direct and indirect, to which Hartford Township has been put in connection with the municipal civil infraction. In no case, however, shall costs of less than \$9.00 or more than \$500.00 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, or other appropriate remedy to compel compliance with this Ordinance. Each day that a violation exists shall constitute a separate offense.

*Passed by the Township Board of the Township of Hartford, Van Buren County, Michigan on February 16, 1971.
Effective date April 2, 1971*