

ORDINANCE TO ESTABLISH ORDINANCE ENFORCEMENT OFFICER

CONWAY TOWNSHIP LIVINGSTON COUNTY, MICHIGAN

Ordinance No. 25 As Amended on July 19, 2022

An ordinance to promote the enforcement of Conway Township, Livingston County, Michigan, ordinances in the interest of the health, safety and welfare of the residents, property, and other persons within Conway Township through the designation of an Ordinance Enforcement Officer; to establish provisions for an alternate Enforcement Officer in the absence of, or where the Enforcement Officer has an interest in or conflict with a potential enforcement issue.

SECTION 1 – ESTABLISHMENT OF ORDINANCE ENFORCEMENT OFFICER

There is hereby established the office of Ordinance Enforcement Officer with the Township of Conway, Livingston County, Michigan.

SECTION 2 - PURPOSE.

This Ordinance is adopted pursuant to the authority granted the Township Board to enforce the Township Ordinances under the Michigan Township Ordinances Act, Act 246 of 1945, MCL 41.181 §1(1).

The purpose of this Ordinance is to designate an Ordinance Enforcement Officer to enforce Township Ordinances governing the health, safety and welfare of the residents, property, and other persons within Conway Township, and to repeal all ordinances and parts of ordinances in conflict with the provisions hereinafter following.

SECTION 3 - APPOINTMENT OF ORDINANCE ENFORCEMENT OFFICER

The Township Board may appoint, at its discretion and upon resolution, any person or persons to serve as the Ordinance Enforcement Officer.

The Ordinance Enforcement Officer may be any one or more individuals associated with the Village of Fowlerville Police Department.

SECTION 4 - DUTIES

The Ordinance Enforcement Officer is authorized to enforce all General Law and Zoning Ordinances of Conway Township, whether currently or hereafter enacted, and whether such ordinances specifically designate a different official to enforce the same or do not designate any particular enforcing officer.

The Ordinance Enforcement Officer, in performing his or her duties, may utilize the Michigan State Police, the Livingston County Sheriff, the Village of Fowlerville Police, and any other police officer of any law enforcement agency that contracts with the Township to provide law enforcement services.

SECTION 5 – AUTHORITY OF ORDINANCE ENFORCEMENT OFFICER

The Ordinance Enforcement Officer has the authority to investigate potential and actual ordinance violations within the Township, to issue and serve warning letters, notice of municipal civil infraction citations and municipal civil infraction violations, appear in court or other judicial proceedings to assist in the prosecution of ordinance violators, and such other ordinance enforcement duties as may be delegated by the Conway Township Board, its Supervisor, or Township Attorney subject to the provisions of Michigan law and in keeping with Conway Township Ordinance No. 10, Municipal Civil Infraction Ordinance, Section 4.

SECTION 6 - SEVERABILITY

The provisions of this Ordinance are hereby declared to be severable and if any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by any judicial determination or statutory or constitutional provision, it shall not affect the remainder of such Ordinance which shall continue in full force and effect.

SECTION 7 - EFFECTIVE DATE

This Ordinance as amended shall take effect one day after publication.

Ordinance declared adopted on March 17, 2021, Resolution No. 170321-11 and amended on July 19, 2022, Resolution No. 1807722-___

CERTIFICATION

I hereby declare that the above is a true copy of the ordinance as amended and adopted by the Conway Township Board at a meeting held on July 19, 2022, at the Conway Township Hall, pursuant to the required statutory procedures.

Respectfully submitted,



Elizabeth Whitt, Conway Township Clerk