

**OTSEGO LAKE TOWNSHIP
COUNTY OF OTSEGO
STATE OF MICHIGAN
ORDINANCE NUMBER 2007-01
ORDINANCE ENFORCEMENT OFFICER**

AN ORDINANCE TO ESTABLISH THE OFFICE OF ORDINANCE ENFORCEMENT OFFICER; TO PRESCRIBE THE DUTIES OF SAID OFFICE; TO AUTHORIZE THE TOWNSHIP BOARD TO APPOINT PERSONS TO SAID OFFICE; TO AMEND ANY ORDINANCES OF THE TOWNSHIP WHICH CONFLICT WITH THE PROVISIONS HEREOF.

Section 1: ORDINANCE ENFORCEMENT OFFICER

The office of Otsego Lake Township Ordinance Enforcement Officer is hereby established.

Section 2: APPOINTMENT

The Township Board is hereby authorized to appoint by motion/resolution any person or persons to the office of Ordinance Enforcement Officer for such term or terms as may be designated in said motion/resolution and for such compensation as the Board may determine. The Board may further, by motion/resolution, remove any person from said office, in the discretion of the Board.

Section 3: AUTHORITY

The Ordinance Enforcement Officer is hereby authorized to enforce all ordinances of the Township, whether heretofore or hereafter enacted, and whether such ordinances specifically designate a different enforcing official or do not designate any particular enforcing officer. Where a particular officer is so designated in any ordinance that officer's authority shall continue in full force and effect and shall not be diminished or impaired by the terms of this Ordinance, and the authority of the Ordinance Enforcement Officer shall be in addition and supplementary to the authority granted to such other specific officer. An Ordinance Enforcement Officer shall in the performance of the officer's duties be subordinate and responsible to the Supervisor or such other Township Board member as the Township Board may from time to time designate.

Section 4: DUTIES

The Ordinance Enforcement Officer's duties and authority shall include the following: investigation of suspected or reported ordinance violations; issuing and serving ordinance violation notices; issuing and serving appearance tickets as authorized under 1968 Public Act 147, as amended (MCL 764.9c); issuing and serving municipal ordinance violation notices and municipal civil infraction citations as authorized under 1994 Public Act 12, as it may from time to time be amended (MCL 600.8701 et seq); appearance in court or other judicial or quasi-judicial proceedings to assist in the prosecution of ordinance violators; and such other ordinance enforcing duties as may be delegated by the Township Board, Township Supervisor, or assigned by the Township Attorney.

Section 5: 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 6: SUPPLEMENTARY EFFECT

All ordinances of the Township heretofore or hereafter adopted shall be considered to be supplemented by the terms of this ordinance.

Section 7: EFFECTIVE DATE

This ordinance shall take effect on March 28, 2007. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

The above Ordinance was given publication in the Gaylord Herald Times on the following date: March 28, 2007.

CLERK'S CERTIFICATE

THE UNDERSIGNED, Lorraine Markovich, Clerk of Otsego Lake Township certifies that the above Ordinance No. 2007-01 entitled "Ordinance Enforcement Officer" was adopted by the Otsego Lake Township Board at a regular meeting held on March 15, 2007, and that the vote was as follows:

FOR: Wagar, Markovich, Whyte, Brown, and Baker

AGAINST: None

Lorraine Markovich – Township Clerk