

COUNTY OF CLARE, STATE OF MICHIGAN
CLARE COUNTY NUISANCE ORDINANCE NO. 16A
ANTI-BLIGHT ORDINANCE

ADOPTED: August 7, 1989 12:01 A.M.
EFFECTIVE: August 28, 1989

An ordinance to secure the public health, safety and welfare of the residents and property owners of Clare County, Michigan, by regulating, preventing, reducing or eliminating blight, blighting factors or causes of blight within said county, to provide for the enforcement thereof; and to provide penalties for the violation thereof.

BOARD OF COMMISSIONERS
CLARE COUNTY, MICHIGAN

ORDAINS:

SECTION I

NAME

This ordinance shall be known and cited as the Clare County Anti-Blight Ordinance.

SECTION II

PURPOSE

The purpose of this ordinance is to promote the general health, safety and welfare of the residents and property owners of Clare County by regulating and preventing, reducing, or eliminating blight or potential blight in the county through the prevention or elimination of certain environmental causes of blight or blighting factors which exist or which may in the future exist in the county.

SECTION III

CAUSES OF BLIGHT OR BLIGHTING FACTORS

On and after the effective date of this ordinance, no person, firm, corporation or entity of any kind shall maintain or allow to be maintained upon any property in the County of Clare owned, leased, rented or occupied or possessed by such person, firm, corporation or entity of any kind any of the following uses, structures or activities which are hereby determined to be causes of blight or blighting factors which, if allowed to exist, will

tend to result in blighted or undesirable neighborhoods and threaten the public health, safety and welfare:

a) The parking or storage of "junk automobiles" outside of a completely enclosed building in any area (not including property for which a valid junk-salvage yard permit license issued by a township or the State of Michigan is in effect) for a period in excess of forty-five (45) days.

For the purpose of this ordinance the term "junk automobile" shall include any motor vehicle which is not licensed for use upon the highways of the State of Michigan, and shall also include, whether licensed or not, any motor vehicle which is inoperable or does not have all its main component parts attached.

b) The storage of "building materials" outside of a completely enclosed building in any area for a period in excess of thirty (30) days, not including building materials stored on the site of property for which a valid building permit has been issued by the appropriate county or township building official and where said materials are intended for use in connection with such construction.

For the purpose of this ordinance, the term "building materials" shall include lumber, bricks, concrete, cinder blocks, plumbing materials, electrical wiring or equipment, heating ducts or equipment, shingles, mortar, concrete or cement, nails, screws or any other materials used in constructing any structure.

c) The storage or accumulation of junk, trash, rubbish or refuse of any kind outside of a completely enclosed building in any area (not including property for which a valid junk-salvage yard permit issued by a municipality within the county is in effect) for a period in excess of thirty (30) days.

For the purpose of this ordinance, the term "junk, trash, rubbish or refuse of any kind" shall include without limitations, parts of vehicles, metal, iron, steel, copper, brass, zinc, tin, lead, rope, rubber, rags, clothing, wood, plastic, paper, glass, garbage, appliances, mobile homes not meeting the minimum standards for inhabitation by humans, unusable trailers, televisions, furniture, or any other scrap or waste material of any kind, including parts of any of the above, but not including domestic refuse stored in such a manner as not to create a nuisance for a period not exceeding thirty (30) days, and not including firewood stored in an orderly manner.

d) Any structure or part of structure which because of fire, wind or other natural disaster or physical deterioration, is no longer habitable as a dwelling, or useful for any other purpose for which it may have been intended.

SECTION IV

PENALTIES AND ENFORCEMENT

- a) Violation of this ordinance shall be a misdemeanor punishable upon conviction by fine of not to exceed \$500.00 or by imprisonment in the county jail for a period not exceeding ninety (90) days, or by both such fine and imprisonment. Each day that a violation exists shall constitute a separate offense.
- b) This ordinance shall be enforced by such person or persons as may be designated by the Clare County Sheriff.

SECTION V

VALIDITY

Should any section, clause, or provision of this ordinance be declared by a court of competent jurisdiction to be invalid, such holding shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION VI

NON-REPEAL

This ordinance shall not be construed to repeal by implication any other ordinance of Clare County pertaining to the same subject matter.

SECTION VII

EFFECTIVE DATE

This ordinance shall take immediate effect.

State of Michigan,)
) SS
 County of Clare.)


 Donna M. Carr
 Clare County Clerk

I, Donna M. Carr, Clerk of said County of Clare and Clerk of the Circuit Court thereof, the same being a Court of Record, do hereby certify that the above resolution was adopted by the Clare County Board of Commissioners in regular session on August 7, 1989, as appears of record in my office.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Harrison, this 7th day of August, 1989.


 Donna M. Carr, Clerk
 Board of Commissioners