

1.000 CIVIL INFRACTIONS

Ord. No. 95-7

Adopted: September 18, 1995

An Ordinance to provide for the issuance of citations for civil infractions and to provide the procedure therefor.

THE TOWNSHIP OF VERGENNES ORDAINS:

1.001 Township Supervisor.

Sec. 1. The Township Supervisor, with the approval of the Township Board, is authorized to issue citations for violation of any Township Ordinance which is designated to be a municipal civil infraction, including violations of Township Building Codes or the Township Zoning Ordinance, if the Supervisor has reasonable cause to believe an infraction has occurred, based upon either personal observation or the report of a person who has allegedly witnessed said infraction, except that if the citation is to be issued solely on the basis of a report made by an alleged witness, the Township Attorney must give prior written approval for the issuance of the citation.

1.002 Other authorized officers.

Sec. 2. The Township Supervisor may designate the Township Building Inspector or other Township official or employee as an officer authorized to issue citations for the violation of any Township Ordinance which is designated to be a civil infraction.

1.003 Form of citations.

Sec. 3. Civil infraction citations shall be numbered consecutively and shall be in a form approved by the State Court Administrator's office.

1.004 Service.

Sec. 4. Civil infraction citations shall be served upon the alleged violator as provided by law.

1.005 Appearance.

Sec. 5. Civil infraction citations shall require appearance at the District Court within a reasonable time after the citation has been issued.

1.006 Procedure.

Sec. 6. The procedures for the admission or denial of responsibility, request for informal or formal hearings, and all other matters related to processing of citations for civil infractions shall be as provided by law.

1.007 Appearance tickets.

Sec. 7. The issuance of appearance tickets, pursuant to Act 175 of the Public Acts of Michigan of 1927, as amended, for those violations of Township Ordinance which have been designated to be misdemeanors, is hereby authorized as follows:

(1) The Township Supervisor may issue an appearance ticket if the Supervisor has reasonable cause to believe that a person has violated any Township Ordinance.

(2) The Township Building Officials may issue an appearance ticket if that official has reasonable cause to believe that a person has violated a Township building code for which such official is responsible for enforcement.

(3) The Township Zoning Administrator may issue an appearance ticket if the Administrator has reasonable cause to believe that a person has violated the Township Zoning Ordinance.

1.008 Repeal.

Sec. 8. Ordinance No. 93-3, "Ordinance Enforcement Officer", is hereby repealed.

1.009 Publication/Effective date.

This Ordinance shall take effect thirty (30) days following publication of this Ordinance, or a summary thereof, as provided by law.