

ENFORCEMENT OFFICER*

Ordinance No. 200-4

Adopted: 10/9/2000

***Cross reference(s)—Appearance Ticket**

An ordinance enacted pursuant to Act 246, Public Acts of 1945, as amended by Act 78, Public Acts of 1989, and as may be otherwise amended, and pursuant to Act 147, Public Acts of 1968, as amended to establish the Office of Ordinance Enforcement Officer, to prescribe the duties and authorities of said office, and to authorize the Township Board to appoint a person or persons to said office; and to generally provide for the public health, safety and general welfare of the persons and property of Fairfield Township; and to repeal all Ordinances and regulations or parts thereof in conflict hereof.

THE TOWNSHIP BOARD OF THE TOWNSHIP OF FAIRFIELD, LENAWEE COUNTY, MICHIGAN ORDAINS:

1.01 Short title.

Sec. 1. This Ordinance shall be known and referred to as the "Fairfield Township Enforcement Officer Ordinance."

1.02 Establishment of office.

Sec. 2. There is hereby established the office of Ordinance Enforcement Officer within the Township of Fairfield, Lenawee County, Michigan.

1.03 Appointment.

Sec. 3. The Fairfield Township Board is hereby authorized, by resolution, at any regular or special meeting of said Board, to appoint any person or persons to the office of Ordinance Enforcement Officer for such term or terms and at such compensation, or no compensation, as may be designated in said resolution. Said Board may further, at any time, by resolution, remove any person or persons from said office, in the sole discretion of said Board. Unless the Board resolves otherwise, all law enforcement officers of the Lenawee County Sheriffs Department shall automatically be appointed to the office of Ordinance Enforcement Officer with the same authority to enforce all rules, regulations, and Ordinances of Fairfield Township as a duly appointed person to the office of Ordinance Enforcement Officer.

1.04 Duties.

Sec. 4. It is the duty of all appointed Ordinance Enforcement Officers of Fairfield Township, to enforce all rules, regulations, and Ordinances of Fairfield Township, whether enacted prior to or after his or her appointment, to investigate situations which may involve violations, to issue

appearance tickets for violations as authorized under Act 147 of the Public Acts of 1968, as amended, to see that all continuing violators are prosecuted, to carry out those duties imposed by the various Ordinances of Fairfield Township, and to take other actions to carry out and enforce this Ordinance and the other Ordinances of Fairfield Township, even though such Ordinance specifically may designate a different official to enforce the same or does not designate any particular enforcement officer. The Ordinance Enforcement Officer's duties shall also include appearance in court or other judicial proceedings to assist in the prosecution of Ordinance violators, enforcement of the provisions of the Michigan Liquor Control Act, being Michigan Public Act 8 of 1933, as amended, within Fairfield Township, and performance of such other Ordinance enforcing duties as may be delegated by the Township Supervisor or Township Board.

1.05 Authority

Sec. 5. If an Ordinance of Fairfield Township specifically designates a particular official or public servant to enforce the Ordinance, or does not designate any particular official or public servant, the authority of the Ordinance Enforcement Officer to enforce the same shall be in addition to and supplementary to the authority granted to such other specific official or public servant. The authority of such Ordinance Enforcement Officer shall also be in addition and supplementary to the authority vested in the Township Supervisor by state statute. The Ordinance enforcing authority of the Township Supervisor and the other officials and public servants specifically designated in any Township ordinance shall continue in full force and effect and shall in no way be diminished or impaired by the terms within this Ordinance.

1.06 Prior inconsistent Ordinances repealed.

Sec. 6. All Ordinances or parts of Ordinances in conflict with this Ordinance are to the extent of such conflict, repealed.

1.07 Severability.

Sec. 7. This Ordinance and the various parts, sentences, paragraphs, sections, subsections, phrases and clauses hereof are hereby declared to be severable, and if any of them are adjudged unconstitutional or invalid, it is hereby directed that the remainder of the Ordinance shall not be affected.

1.08 Effective date.

Sec. 8. This Ordinance shall become effective on the day it, or a summary of it, is published in a newspaper of general circulation in Fairfield Township, said publication to occur within 30 days after its adoption.