

Medina Township

Civil Infraction Penalties for Violation of Medina Township Zoning Ordinance

An ordinance to amend the Medina Township Zoning Ordinance so as to make the violation thereof a municipal infraction, to provide sanctions for violation thereof and to repeal all sections or parts of the Medina Township Zoning Ordinance in conflict therewith.

THE TOWNSHIP OF MEDINA, LENAWEE COUNTY, MICHIGAN ORDAINS:

SECTION 1. AMENDMENT OF ARTICLE EIGHTEEN - VIOLATIONS AND ENFORCEMENT,

Article XVIII, Section 18.04 of the Medina Township Zoning Ordinance is hereby amended to read in its entirety as follows:

Section 18.04 VIOLATION-ENFORCEMENT

- A. A violation of this Ordinance is a municipal civil infraction, the fine for which is set forth in the Medina Township Municipal Penalties and Civil Infractions Ordinance and such fine shall be in addition to all other costs, attorney fees, damages, expenses, and other remedies as provided by law.
- B. In addition to pursuing a municipal civil infraction proceeding pursuant to subsection A hereof, the Township may also instate an appropriate action in a court of competent jurisdiction seeking injunctive, declaratory, or other equitable relief to enforce or interpret this Ordinance or any provision of the Ordinance.
- C. All remedies available to the Township under this Ordinance and Michigan law shall be deemed to be cumulative and not exclusive.
- D. Any use of land that is commenced or conducted, any activity, or any building, item or structure that is erected, moved, used, place, reconstructed, razed, extended, enlarged, altered, maintained, or changed, in violation of any provision of this Ordinance is also hereby declared to be a nuisance per se.
- E. Each and every day during which a violation of this Ordinance shall exist shall be deemed to be a separate offense.
- F. Any person, firm or entity that assists with or enables the violation of this Ordinance shall be responsible for aiding and abetting and shall be considered to have violated the provision of this Ordinance involved for which such aiding

be deemed a violation of the provision of this Ordinance involved as if the violation had been successful or completed.

SECTION 2. SEVERABILITY

Should any part of this Ordinance be declared unconstitutional, illegal or of no force and effect by a court of competent jurisdiction, such portion thereof shall not be deemed to affect the validity of any other part or portion thereof.

SECTION 3. PUBLICATION AND EFFECTIVE DATE

This Ordinance is adopted by the Medina Township Board upon recommendation of the Medina Township Planning Commission after Notice and Public Hearing as provided in by the Medina Township Zoning Ordinance as amended and the Michigan Zoning Enabling Act, P.A. 110 of 2006 as amended.

SECTION 4. REPEALER

All Ordinances inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 5. EFFECTIVE DATE

This Ordinance shall become effective thirty (30) days after its publication (or publication of a summary thereof) in a newspaper in general circulation within Medina Township.


This Ordinance was offered for adoption by Township Board Member Tim Sword and was seconded by Township Board Member Jeff Liby, the vote being as follows:

YEAS: Ruth Ann Mansfield, Valerie Sword, Tim Sword, Jeff Liby and Jason Root

NAYS: None

ABSENT: None


Ordinance declared adopted on November 24, 2020.



Jason Root
Supervisor for Medina Township

CERTIFICATE OF ADOPTION AND PUBLICATION

I, Valerie Sword, the duly elected Clerk of Medina Township certify that the foregoing ordinance is a true and correct copy of the ordinance enacted by the Township Board of the Medina Township on November 24, 2020 and published in the State Line Observer, a newspaper circulated in Medina Township on December 2, 2020.

A handwritten signature in cursive script that reads "Valerie Sword". The signature is written in black ink and is positioned above a horizontal line.

Valerie Sword

Clerk for Medina Township