

**GREEN OAK CHARTER TOWNSHIP  
ORDINANCE NUMBER 04-2011**

**AN ORDINANCE TO AMEND CHAPTER 4 OF THE GREEN OAK CHARTER TOWNSHIP CODE OF ORDINANCES, ADDING DEFINITIONS TO SECTION 4-21, AMENDING SECTION 4-27 TO PROHIBIT DOG DEFICATION ON PUBLIC AND PRIVATE PROPERTY, AND ADDING SEC 4-28 TO PROVIDE SANCTIONS FOR VIOLATIONS OF CHAPTER 4, INTENDED TO PROTECT THE PUBLIC HEALTH, SAFETY AND WELFARE WITHIN THE TOWNSHIP BY ELIMINATING THE THREATS ASSOCIATED WITH DOG FECES, INCLUDING THE SPREAD OF DISEASE AND CONTAMINATION.**

**GREEN OAK CHARTER TOWNSHIP ORDAINS:**

**Section 1.**

The Definitions Section contained in Section 4-21 of Chapter 4, Animals, of the Code of Ordinances for Green Oak Charter Township is hereby amended to add definitions of "private property" and "public property" and shall read as follows:

**Sec. 4-21. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Private Property* means property of any person or persons, firm, association, partnership, LLC or corporation, other than property of the dog owner or dog owner's family, as family is defined in Sec. 38-1 of the Green Oak Charter Township Zoning Ordinance.

*Public Property* means property owned by the Township, county or state, including but not limited to, recreation areas, playing fields, school grounds, sidewalks, easements, rights-of-way, walkways, streets and roads.

*Running at large* means and includes any dog which shall be loose on the streets or highways of the township and shall also include a dog entering upon a street or other public place. A dog shall not be considered to be running at large when accompanied by his owner or authorized agent and held properly in leash, or when engaged in lawful hunting, accompanied by his owner or the owner's authorized agent.

**Section 2.**

A new Sec. 4-27 to Chapter 4, Animals, of the Code of Ordinances for Green Oak Charter Township is hereby adopted, added and shall read as follows:

**Sec. 4-27 Defecation on Public and Private Property**

If any dog defecates upon any public property, or the private property of another, the owner of the dog shall immediately remove, or cause to be removed, from the property any and all feces deposited by the dog. This section shall not apply to guide dogs for the visually disabled or aid dogs for the physically disabled.

**Section 3.**

The former Sec. 4-27 to Chapter 4, Animals, of the Code of Ordinances for Green Oak Charter Township shall be moved to Sec. 4-28 and is hereby adopted, added and shall read as follows:

**Sec. 4-28. - Sanctions for violations.**

- (a) Any person or other entity who violates any of the provisions of this article is responsible for a municipal civil infraction and subject to a civil fine plus costs.
- (b) Costs shall include all direct and indirect expenses to which the township has been put in connection with the violation.
- (c) A violation of this article shall also be subject to such additional sanctions, remedies and judicial orders as are authorized under section 1-11. Each day a violation of this article continues to exist constitutes a separate violation.

**Section 4. Repealer.**

This Ordinance hereby repeals any ordinances in conflict herewith.

**Section 5. Severability.**

The various parts, sections and clauses of this Ordinance are declared to be severable. If any part, sentence, paragraph, section or clauses is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected.

**Section 6. Savings Clause.**

That nothing in this Ordinance hereby adopted be construed to affect any just or legal right or remedy of any character nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

**Section 7. Publication and Effective Date.**

This Ordinance is hereby declared to have been adopted by the Green Oak Charter Township Board at a meeting thereof duly called and held on the sixteenth day of November, 2011, and ordered to be given effect as mandated by Charter and statute.

**Section 8. Adoption.**

This Ordinance was duly adopted by the Green Oak Charter Township Board at its regular meeting called and held on the sixteenth day of November, 2011, and was ordered given publication in the manner required by law.



Michael H. Sedlak, CMC Township Clerk



Mark St. Charles Township Supervisor

Adoption Date: November 16, 2011

Publication Date: November 25, 2011

Effective Date: November 25, 2011

**CERTIFICATION**

I, Michael H. Sedlak, the Clerk for the Green Oak Charter Township, Livingston County, Michigan, do hereby certify that the foregoing is a true and complete copy of Ordinance Number 04-2011, adopted by the Green Oak Charter Township Board at a regular meeting held November 16, 2011,. The following members of the Township Board were present at that meeting: Susan Daugherty, Treasurer, Tracey Edry, Trustee, Rollin Green, Trustee, Richard Everett, Trustee, Michael Sedlak, Clerk and Mark St. Charles, Supervisor. The Ordinance was adopted by the Township Board of Trustees with six (6) members of the Board voting in favor and no members voting in opposition. Notice of adoption and publication of the Ordinance was published in accordance with all applicable State Laws on May 27, 2011. The Ordinance shall be effective on November 25, 2011, the date of publication as required by MCL 42.22.

  
Michael H. Sedlak, Township Clerk