

**GREEN OAK CHARTER TOWNSHIP  
ORDINANCE NUMBER 04-2008  
Anti-Blight Ordinance Amendments**

**An ordinance to amend the Green Oak Charter Township Code of Ordinances, Chapter 10, Article II and to secure the public health, safety and general welfare of the residents and property owners of Green Oak Charter Township, Livingston County, Michigan, by the prohibition and removal of blight within said Township; to correct certain typographical errors and to repeal all Ordinances or parts of Ordinances inconsistent with or less restrictive than said Ordinance.**

**GREEN OAK CHARTER TOWNSHIP, LIVINGSTON COUNTY, MICHIGAN  
ORDAINS:**

**The Green Oak Charter Township Code of Ordinances, Chapter 10, Article II is hereby amended as follows:**

**SECTION I**

Section 10-33. subparagraph (b) is hereby amended to read as follows:

“...(b) On properties used for single residential purposes, domestic refuse originating from such premises may be stored in such a manner as not to create a nuisance for a period not to exceed 30 days. The refuse shall be stored in suitable containers so as to protect it from wind, rain and animals, and shielded from view of adjacent areas, except when placed at the property line for removal on the day of removal. The proprietor of the premises shall provide for removal of all domestic refuse at least every 30 days or more often, if necessary, to prevent the creation of a nuisance....”

**SECTION II**

Section 10-36 is hereby repealed in its entirety and replaced by the following:

“Sec. 10-36. Removal of junk vehicles, abandoned vehicles, trash, rubbish, junk, or building materials.

The township supervisor, clerk or building inspector, or the duly authorized representative of such officials, may remove, or cause to be removed, any junk vehicles, abandoned vehicles, trash, rubbish, junk, or building materials, or parts thereof, from any unenclosed private property after having notified, in writing, the owner or occupant of such property of his intention to do so at least 48 hours prior to such removal. Such notice shall be served personally upon the owner or occupant of the property, if occupied, or may be posted in a conspicuous place upon vacant or unoccupied property. Such junk vehicle or abandoned vehicle, trash, rubbish, junk, or building materials, or parts thereof, shall be removed and disposed of in accordance with law. Such removal by the designated enforcement official shall not excuse or relieve any person of the obligation imposed by this article to keep his property free from storage or accumulation of junk

vehicles or abandoned vehicles, trash, rubbish, junk, or building materials, or parts thereof, nor from the penalties for violations thereof.”

### SECTION III

Section 10-37 is hereby repealed in its entirety and replaced by the following:

“Section 10-37 Notice, Nuisance and Abatement, Charges and Liens.

(a) *Notice.* It shall be the duty of the township ordinance enforcement officer or his designee to serve, or cause to be served, a written notice upon the owner or occupant of any premises on which storage or accumulation of junk vehicles or abandoned vehicles, trash, rubbish, junk, or building materials, or parts thereof, are stored in violation of the provisions of this Article and to demand the abatement of the nuisance within ten days.

(b) *Nuisance and abatement.* In addition to any other remedy provided, the violation of the terms of this section shall constitute a public nuisance per se, and:

(1) If the owner or occupant does not abate the nuisance within ten days, the ordinance enforcement officer or his designee may proceed to abate such nuisance, keeping an account of the expense of the abatement, and such expense shall be charged and paid by the owner or occupant of the premises.

(2) The township maintenance/building personnel shall have the duty to remove or abate storage or accumulation of junk vehicles or abandoned vehicles, trash, rubbish, junk, or building materials, or parts thereof, under this section, unless they are unavailable, in which case, a contracted trash hauler, or towing company shall be hired to remove or abate such junk vehicles or abandoned vehicles, trash, rubbish, junk, or building materials, or parts thereof. All expenses of the abatement shall be charged to, and paid by, the owner or occupant of the premises.

(c) *Lien.*

(1) Charges for removal of junk vehicles or abandoned vehicles, trash, rubbish, junk, or building materials, or parts thereof, shall be a lien upon the premises from which such junk vehicle(s) or abandoned vehicle(s), trash, rubbish, junk, or building materials, or parts thereof was or were removed. Whenever a bill for such charges remains unpaid for 60 days after it has been rendered, the township clerk may file with the register of deeds of the county a statement of lien claim. The statement shall contain a legal description of the premises, the expenses and costs incurred, the date the junk vehicles or abandoned vehicles, trash, rubbish, junk, or building materials, or parts thereof, were removed and a notice that the township claims a lien for such amount. Notice of such lien claim shall be mailed to the owner of the premises if his address is known; provided, however, that failure of the clerk to record such lien claim or to mail such notice, or the failure of the owner to receive such notice, shall not affect the township's right to collect for such charges as provided.

(2) Any such charges which have been assessed, but not paid when due, shall constitute a lien upon the subject real property. Such a lien shall be of the same character and effect as the lien created by state statute for general law township real property and shall include accrued interest and penalties. The township treasurer shall verify on March 1 of each year, and certify to the township assessor, the fact that such charges are delinquent and unpaid. The township assessor shall then enter the delinquent amount on the next general ad valorem tax roll as a

charge against the affected property, and the lien thereon shall be enforced in the same manner as provided and allowed by law for delinquent and unpaid real property taxes.”

**SECTION IV**  
**Repealer.**

All other ordinances, or parts of ordinances, in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

**SECTION V**  
**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 VI**  
**Severability.**


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

**SECTION VII**  
**Publication and Effective Date.**

The Township Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published in the manner required by law within thirty (30) days after it has been duly adopted by the Township Board. The effective date shall be thirty (30) days after the date of publication.

**SECTION VIII**  
**Adoption and Effective Date.**

This Ordinance was duly adopted by the Green Oak Township Board at its regular meeting called and held on the twenty-first day of May, 2008, and was ordered given publication in the manner required by law. This Ordinance shall become effective thirty (30) days from the date of publication of the Ordinance or a summary thereof.

  
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Michael H. Sedlak, CMC  
Township Clerk

  
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Mark St. Charles, Supervisor

Adoption Date: May 21, 2008

Publication Date: May 30, 2008

Effective Date: June 30, 2008

**CERTIFICATION**

I, Michael H. Sedlak, the Clerk for Green Oak Charter Township, Livingston County, Michigan, do hereby certify that the foregoing is a true and complete copy of Ordinance Number 04-2008, adopted by the Green Oak Charter Township Board at a regular meeting held on May 21, 2008. The following members of the Township Board were present at that meeting: Tracey Edry, Susan Daugherty, Rollin Green, George Kilpatrick, Wally Qualls, Michael Sedlak and Mark St. Charles. The Ordinance was adopted by the Township Board with seven members of the Board voting in favor and no members voting in opposition. Notice of adoption and publication of the Ordinance was published in the Livingston Community News on May 30, 2008. The Ordinance shall be effective thirty (30) days after publication pursuant to 1945 P.A. 246, as amended.



Michael H. Sedlak, CMC  
Township Clerk