

CHARTER TOWNSHIP OF FENTON
Ordinance No. 651
Adopted October 17, 2005

An ordinance to amend the penalty provisions for Ordinance Nos. 151, 158, 161, 170, 183, 236, 237, 250, 260, 263, 264, 265, 276, 333, 400, 312 & 403 for the purpose of updating the language related to misdemeanor penalties.

THE CHARTER TOWNSHIP OF FENTON, GENESEE COUNTY, MICHIGAN ORDAINS:

ARTICLE I. Section 3 of Ordinance No. 151, Section 3 of Ordinance No. 158, Section 2 of Ordinance 161, Section 2 of Ordinance No. 170, Section 3 of Ordinance No. 183, Section 4 of Ordinance No. 236, Section 4 of Ordinance No. 237, Section 4 of Ordinance No. 250, Section 16.01 of Ordinance No. 260, Section 9 of Ordinance No. 263, Section 4 of Ordinance No. 264, Section 4 of Ordinance No. 265, Section 3 of Ordinance No. 276, Section 4 of Ordinance No. 333 and Section 5 of Ordinance No. 400 are hereby amended to provide as follows:

Penalty for Violation

Violation of any of the provisions of this Ordinance shall hereafter constitute a misdemeanor and shall be punished by a fine not to exceed five hundred dollars (\$500.00) together with the cost of prosecution and/or imprisonment in the Genesee County Jail or such other place of detention as the court may prescribe for a period of time not to exceed ninety (90) days.

ARTICLE II. Section 3.3 of Ordinance No. 312 is hereby amended to provide as follows:

SECTION 3.3. Penalties for noncompliance.

No structure or land shall hereafter be constructed, located, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor and shall be punished by a fine not to exceed five hundred dollars (\$500.00) together with the cost of prosecution and/or imprisonment in the Genesee County Jail or such other place of detention as the court may prescribe for a period of time not to exceed ninety (90) days. Nothing herein contained shall prevent the Township of Fenton from taking such other lawful action as is necessary to prevent or remedy any violation.

ARTICLE III. Section 23 of Ordinance No. 403 is hereby amended to provide as follows:

SECTION 23. Penalty for violation.

Unless a use approval has been granted by the Township, any of the activities listed in Section 3.1 of this ordinance shall be considered a violation. Any person convicted of a violation of any provision of this ordinance shall be guilty of a misdemeanor and shall be punished by a fine not to exceed five hundred dollars (\$500.00) together with the cost of prosecution and/or imprisonment in the Genesee County Jail or such other place of detention as the court may prescribe for a period of time not to exceed ninety (90) days.

ARTICLE IV. Severability.

Each and every article of this amendatory ordinance, and each provision of each article section and subsection is declared to be separable and severable, and a judicial determination that any article, section, subsection or provision of this ordinance is invalid or unenforceable, shall not affect the validity or enforceability of any other article, section, subsection or provision.

ARTICLE V. Effective Date.

This amendatory ordinance shall be published as required by law and shall take effect immediately after its enactment and publication.

Enacted at a regular meeting of the Charter Township of Fenton Board of Trustees held on the 17th day of October 2005.

Bonnie K. Mathis, Supervisor

Robert E. Krug, Clerk