

**CHARTER TOWNSHIP OF FENTON**  
**Ordinance No. 756**  
**Adopted April 22, 2013**

An ordinance to amend Article VIII of Sewer System Ordinance No. 615 to add provisions for the granting of waivers and appealing decisions relating to the implementation of the Sewer System Ordinance.

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

**ARTICLE I.** Article VIII (General Provisions) of Ordinance No. 615 is hereby amended to add the following sections:

**SECTION 3. Waiver.**

The Township Supervisor, after review and recommendation by the Township Sanitary Sewer Committee, may grant a waiver from a requirement of this ordinance following submission of an application by the property owner and payment of the required fee established by the Township Board by resolution to the Township Clerk. The Township Supervisor may not grant a waiver from a standard required by another board or government agency such as Genesee County Drain Commissioner's Division of Water and Waste. The Township Supervisor shall grant a waiver if he/she determines that:

- A. That there are such special circumstances or conditions affecting said property that the strict application of the provisions of this Ordinance would clearly be impracticable or unreasonable, and
- B. That the granting of the specified waiver will not be detrimental to the public welfare or injurious to other property in the area in which said property is situated.

**SECTION 4. Appeals.**

A person, corporation or firm directly affected by an administrative decision made by a township employee in implementation of this ordinance including a waiver request outlined in Section 3 above, may appeal that decision to the Township Zoning Board of Appeals by submitting an application and required fee established by the Township Board by resolution to the Township Clerk. The Township Zoning Board of Appeals may uphold, revise or reverse the decision following a public meeting if they determine that the decision conflicts with the provisions of this ordinance.

**ARTICLE II. 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 III. 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 22nd day of April 2013.

**Bonnie K. Mathis, Supervisor**

**Robert E. Krug, Clerk**