

**HUNTING AND FIREARM CONTROL;
PORTION OF FENTON CHARTER TOWNSHIP
Ordinance No. 161
Adopted: August 14, 1968**

An ordinance to prohibit hunting for any wild animal or wild bird with a firearm, or the discharge of a firearm in the interest of public safety and general welfare for a portion of Fenton Township as more fully set forth as follows:

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

SECTION 1 Operation.

No person, firm, individual, corporation, association and/or partnership shall after the effective date hereof hunt for any wild animal or wild bird with a firearm or discharge a firearm in the following part of Fenton Township, Genesee County, State of Michigan, described as that part of:

In a part of Fenton Township described as that part of Sec. 2 lying S of North Long Lake Road and Wiggins Rd., all of Sec. 11, that part of Sec. 12 lying S of North Long Lake Road and W of Fenton Road, that part of Section 13 lying W of Fenton Road, all of Sec. 14, that part of Sec. 15 lying East of Torrey Rd., the N half of Sec. 23 except the NW 1/4 of NW 1/4, and that part of the N 1/2 of Sec. 24 lying W of Fenton Road, T5N, R6E, Fenton Township, Genesee County, Michigan.

SECTION 2 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.

(Amended: Ord. No. 651, 10-17-05)

SECTION 3 Saving clause.

If any section, or provision of any section of this ordinance shall be held void, ineffective or unconstitutional, such clause shall not effect the validity of the remaining sections thereof.

SECTION 4 Effective clause.

This ordinance shall take effective action on and after the 14th day of August, AD, 1968.

SECTION 5 Adoption; certification.

We, the undersigned, Supervisor and Clerk of the Township of Fenton, Genesee County, Michigan, do hereby certify that the above ordinance was passed by the Fenton Township Board on the 14th day of August, AD, 1968.

**HUNTING AND FIREARM CONTROL;
BYRAM LAKE
Ordinance No. 170
Adopted: July 11, 1969**

An ordinance to prohibit hunting for any wild animal or wild bird with a firearm, or the discharge of a firearm in the interest of public safety and general welfare for a portion of Fenton Township as more fully set forth as follows:

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

SECTION 1 Operation.

Hunting for migratory waterfowl with a firearm or the possession of a firearm for the purpose of hunting migratory waterfowl on the waters of Byram Lake in Fenton Township, Genesee County, or within 300 feet from the shore thereof is prohibited.

SECTION 2 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.

(Amended: Ord. No. 651, 10-17-05)

SECTION 3 Saving clause.

If any section, or provision of any section of this ordinance shall be held void, ineffective or unconstitutional, such clause shall not effect the validity of the remaining sections thereof.

SECTION 4 Effective clause.

This ordinance shall take effective action on and after the 15th day of August, AD, 1969.

SECTION 5 Adoption; certification.

We, the undersigned, Supervisor and Clerk of the Township of Fenton, Genesee County, Michigan, do hereby certify that the above ordinance was passed by the Fenton Township Board on the 11th day of June, AD, 1969.

**HUNTING AND FIREARM CONTROL;
SILVER AND MARL LAKES
Ordinance No. 236
Adopted: November 25, 1974**

An ordinance to described areas closed to hunting, special local regulations for hunting and to provide for the safety of persons and property within the Township of Fenton, Genesee County, enacted under the authority of Act 159, Public Acts of 1967 (MCL 317.331), being identical to state administrative rules filed in the office of the Secretary of State.

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

SECTION 1 Definitions.

All words and phrases used in this ordinance shall be construed and have the same meaning as those words and phrases defined in Act 159, P.A. 1967 MCL 317.331.

SECTION 2 Restrictions.

Fenton Township, Silver Lake; hunting prohibited.

Hunting with or the discharge of a firearm is unlawful on the waters of Silver Lake and within 450 feet of the water's edge, sections 27, 28, and 33, T5N R6E Fenton Township, Genesee County.

Fenton Township, Marl Lake; hunting prohibited.

Hunting with or the discharge of a firearm is unlawful on the waters of Marl Lake and within 450 feet of the water's edge, section 32 and 33 T5N R6E, Fenton Township, Genesee County.

SECTION 3 Repeal.

All other ordinances or parts of ordinances in conflict here within are hereby repealed.

SECTION 4 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.
(Amended: Ord. No. 651, 10-17-05)

SECTION 5 Severability.

This ordinance and the various parts, sections, subsections, provisions, sentences and clauses are severable. If any part of this ordinance is found to be unconstitutional or invalid it is declared the remainder of this ordinance shall not be affected hereby.

SECTION 6 Effective date.

This ordinance shall take effect 30 days after its publication in the Fenton Independent newspaper.

**BLIGHT ELIMINATION
Ordinance No. 508
Adopted: May 5, 1997**

An ordinance to define, prevent, reduce or eliminate blight, blighting factors or causes of blight within the Charter Township of Fenton, Genesee County, Michigan; to provide for the enforcement hereof; and to provide penalties for the violation hereof. Pursuant to the enacting authority therefore provided by act 344 of the Public Acts of 1945, as amended.

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

SECTION 1. Purpose.

Consistent with the letter and spirit of Public Act 344 of 1945, as amended, it is the purpose of this ordinance to prevent, reduce or eliminate blight or potential blight in the Charter Township of Fenton by the prevention or elimination of certain environmental causes of blight or blighting factors which exist or which may in the future exist in said township.

SECTION 2. Causes of Blight or Blighting Factors.

It is hereby determined that the following uses, structures and activities are causes of blight or blighting factors which, if allowed to exist, will tend to result in blighted and undesirable neighborhoods. On and after the effective date of this ordinance, no person, firm or corporation of any kind shall maintain or permit to be maintained any of these causes of blight or blighting factors upon any property in the Charter Township of Fenton owned, leased, rented or occupied by such person, firm or corporation.

- A. In any area, the storage upon any property of building materials unless there is in force a valid building permit issued by the Charter Township of Fenton for construction upon said property and said materials are intended for use in connection with such construction, or unless the building materials are stored within a totally enclosed structure. Building materials shall include but shall be limited to lumber, bricks, concrete or cinder blocks, plumbing materials, electrical wiring or equipment, heating ducts or equipment, shingles, mortar, concrete or cement, nails, screws, or any other materials used in constructing any structure.
- B. In any area, the storage or accumulation of junk, trash, rubbish or refuse of any kind without a landfill permit, except domestic refuse stored in such a manner as not to create a nuisance for a period not to exceed 15 days. The term "junk" shall include parts of machinery or motor vehicles, unused stoves or other appliances stored in the open, remnants of woods, metal or any other material or other cast-off material of any kind whether or not the same could be put to any reasonable use.
- C. In any area, the existence of any structure or part of any structure which, because of fire, wind or other natural disaster, or physical deterioration is no longer inhabitable, if a dwelling, nor useful for any other purpose of which it may have been intended.
- D. In any area, the existence of any vacant dwelling, garage or other out-building unless such buildings are kept securely locked, windows kept glazed or neatly boarded up and otherwise protected to prevent entrance thereto by vandals, or other unauthorized persons.

- E. In any area, the existence of any partially completed structure unless such structure is in the course of construction in accordance with a valid and unexpired building permit issued by the township and unless such construction is completed within a reasonable time.

SECTION 3 Enforcement and Penalty for Violation.

This ordinance shall be enforced by the Township Ordinance Enforcement Officer and/or the Township Building Inspector.

The owner, if possible, and the occupant of any property upon which any of the causes of blight or blighting factors set forth in Section 2 hereof is found to exist shall be notified in writing to remove or eliminate such causes of blight or blighting factors from such property within 10 days after service of the notice upon him. Such notice may be served personally or by certified mail, return receipt requested. Additional time may be granted by the Ordinance Enforcement Officer or Building Inspector where bonafide efforts to remove or eliminate such causes of blight or blighting factors are in progress.

Failure to comply with such notice within the time allowed by the owner and/or occupant shall constitute a violation of this ordinance.

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.

(Amended: Ord. No. 528, 5-18-98; Ord. No. 570, 2-5-01)

SECTION 4. Effective Date.

This ordinance shall be published as required by law and shall take effect 30 days after adoption and publication.

Enacted at a regular meeting of the Board of Trustees of the Charter Township of Fenton, held on the 5th day of May 1997.

**NOISE ABATEMENT
Ordinance No. 595
Adopted: July 22, 2002**

An ordinance to define, prohibit and provide penalties for the creation or permitting of unreasonably loud, disturbing or unnecessary noise within the limits of Fenton Township.

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

SECTION 1. Definitions.

Plainly Audible Sound – any sound of which the information content is unambiguously communicated to the listener such as, but not limited to, understandable spoken speech, comprehension of whether a voice is raised or normal, or comprehensible musical rhythms.

SECTION 2. Restrictions.

It shall be unlawful for any person himself, or knowingly to permit another person in any place owned and/or controlled by him, to create, assist in creating, permit, continue, or permit the continuance of any unreasonably loud, disturbing or unnecessary noise, which either injures or endangers the comfort, repose, health, peace or safety of others within the limits of the Township.

The following acts among others, are declared to be unreasonably loud, disturbing or unnecessary noises in violation of this Ordinance, but said enumeration shall not be deemed exclusive, namely:

- a. The sounding of any horn or signal device emanating from a motor vehicle or watercraft, except as a danger signal, so as to create any loud or harsh sound plainly audible within any dwelling unit or residence.
- b. The playing or operation of any device designed for sound reproduction including, but not limited to, any radio, television set, musical instrument, audio system, including cassette tape players, compact disc players, and speakers or loud speaker, in such a manner or with such volume as to be plainly audible in any dwelling unit or residence which is not the source of the sound, or to operate any such device on public property, public right-of-way or private street so as to be plainly audible fifty (50) feet or more from such device.

For prosecution of a violation of Section 2a of this Ordinance, proof that the particular motor vehicle or watercraft described in the misdemeanor citation was used in the violation together with proof that the defendant named in the misdemeanor citation was the owner of the motor vehicle or watercraft at the time of the violation constitutes in evidence a presumption that the registered owner of the motor vehicle or watercraft was the person who operated or controlled the motor vehicle when the noise violation occurred. The person in whose name the motor vehicle or watercraft is registered with the Secretary of State is presumed to be the owner of the motor vehicle or watercraft.

SECTION 3. 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.

SECTION 4. Repeals.

All ordinances inconsistent with the provisions of this ordinance are hereby repealed.

SECTION 5. Effective Date.

This ordinance shall be published as required by law and shall take effect 30 days after publication.

Enacted at a regular meeting of the Fenton Township Board held on the 22nd day of July 2002.

DISORDERLY PERSONS
Ordinance No. 623
Adopted: July 19, 2004

An ordinance to repeal Ordinance No. 103; to define disorderly conduct in the Charter Township of Fenton; and to provide penalties for the violation of this Ordinance.

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

SECTION 1. Definitions

- A. The term “public place”, as used in this ordinance, shall mean any street, alley, park, parking lot, public building, any place of business or assembly open to or frequented by the public, and any other place which is open to the public view, or to which the public has access.
- B. Whenever any words and phrases used herein are not defined but are defined in the State Penal Code, any such definition therein shall be deemed to apply to such words and phrases used herein.

SECTION 2. Disorderly Persons

For the purposes of this Ordinance, a disorderly person shall be any person who shall engage in any act or practice hereinafter enumerated and any person who shall aid or abet such person to do such act or to engage in such practice, as follows:

- 1. Commit an assault, or an assault and battery on any person or be engaged in or aid in any fight, quarrel, or other disturbance;
- 2. Be visibly intoxicated in a public place and endanger directly the safety of another person or of property or acts in a manner that causes a public disturbance;
- 3. Consume or offer any alcoholic liquor to any person in any automobile while parked or being driven on any public street or highway;
- 4. Engage in any indecent, immoral, or obscene conduct in any public place;
- 5. Fire, discharge, display, or possess any fire works except those of the type used under the conditions permitted by the Penal Code of the State of Michigan, or by the ordinance of the Township of Fenton;
- 6. Engage in peeping in windows of any inhabited place;
- 7. Beg in any public place or be a vagrant;
- 8. Swim or bathe in any public place without wearing clothing;
- 9. Utter any indecent, immoral, vulgar, vile, profane, or obscene language in any public place or in such a way as to subject the public to same;
- 10. Make any immoral or indecent exposure of his or her person or indulge in any indecent or immoral conduct in any public place;

11. Willfully destroy, take, damage, alter, or in any manner deface any property of another or that which is not his own, or remove same from the building or place where it may be kept, placed or stored, without proper authority, or mark or post hand bills on, or in any manner mark the walls of any public building, fence, tree, or pole within the Township of Fenton, or destroy, take, disconnect, tamper, or meddle with any property belonging to the Township of Fenton;
12. Engage in any disturbance, fight, or quarrel in a public place;
13. Jostle or roughly crowd persons unnecessarily in any public place;
14. Engage in any act of prostitution or solicit or accost any person for the purpose of inducing the commission of any illegal or immoral act;
15. Attend, frequent, operate or be an occupant or inmate of any place where prostitution, gambling, the illegal sale of intoxicating liquor, or where any other illegal or immoral business or occupation is permitted or conducted;
16. Knowingly transport any person to a place where prostitution or gambling is practiced, encouraged, or allowed for the purpose of enabling such person to engage in gambling or in any illegal or immoral act;
17. Keep, maintain, or permit the use of, a gambling room, table, or equipment or any policy or pool tickets controlled by him; or place, receive, or transmit any bet on the outcome of any race, contest, or game of any kind whatsoever unless otherwise permitted;
18. Disturb the public peace and quiet by loud, boisterous, or vulgar conduct or by loud music, riot, disturbance or diversion tending to breach the peace.
19. Obstruct, resist, hinder, or oppose any member of the police force, or any peace officer in the discharge of his duties as such, or any deputized officer serving civil process or executing upon property by proper court order;
20. Prowl about or trespass upon any premises, either by day or night, without expressed or implied authority or the permission of the owner of such premises;
21. Turn in, or encourage to be turned in, a false alarm of fire or a false report or complaint to any Township, police, fire or school official;
22. Knowingly sell or furnish liquor, wine, beer, or other alcoholic beverages to any person under the age of twenty one (21) years, or to any visibly intoxicated person;
23. Throw or propel any snowball, missile, or object maliciously toward any person, vehicle or structure, or from any moving vehicle;
24. Cause any animal to be over driven, overloaded, tormented, overworked, tortured, cruelly beaten, mutilated, cruelly killed, or deprived of necessary sustenance.

25. Possess, consume, grow or cultivate marihuana, except as permitted under the Michigan Medical Marihuana Act.
26. Consume in any public place marihuana that is otherwise legally possessed under the Michigan Medical Marihuana Act.
(Amended: Ord. No. 626, 9-7-04, Ord. No. 721, 3-29-10)

SECTION 3. Severability

This Ordinance and its various paragraphs, parts, sections, sentences, and clauses are hereby declared to be severable. If any paragraph, part, section, sentence or clause of this Ordinance is adjudged unconstitutional or invalid, it is hereby provided that the remainder of the Ordinance shall not be affected thereby and shall be given effect without such invalid part or parts.

SECTION 4. Repeal of Inconsistent Ordinances

Ordinance No. 103 of the Charter Township of Fenton is hereby repealed, as are any other ordinances of the Charter Township of Fenton in conflict herewith.

SECTION 5. Penalty

Any person who shall violate any provision of this Ordinance shall, upon conviction thereof, be punished by a fine not exceeding Five Hundred Dollars (\$500.00) and costs of prosecution, or by imprisonment in the Genesee County Jail for a period not to exceed ninety (90) days, or by both, such fine, costs, and imprisonment in the discretion of the Court.

SECTION 6. Effective Date

This ordinance shall be published as required by law and shall take effect 30 days after its enactment and publication.

Enacted at a regular meeting of the Board of Trustees of the Charter Township of Fenton, held on the 19th day of July 2004.

**TALL GRASS ORDINANCE
Ord. No. 709
Adopted: May 18, 2009**

An ordinance to regulate the height of grass in the Charter Township of Fenton.

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

SECTION 1. Purpose

The Township hereby finds that tall grass can have a blighting effect on neighborhoods and can provide a refuge for vermin. The purpose of this ordinance is to secure the public health, safety and general welfare of the residents and property owners of Fenton Township by regulating the height grass is allowed to grow.

SECTION 2. Definition

Grass: any type of grass or weed, but not including small grain crops such as corn oats or barley.

Owner: any person holding an ownership interest in land in the Charter Township of Fenton upon which there is tall grass growing. For the purposes of this Ordinance, the name and address listed on the Township tax assessment roll shall indicate ownership interest in such land.

Used for agriculture: the use of land for tilling of the soil, the raising of field or tree crops or animal husbandry, as a source of income.

SECTION 3. Duty to Cut Grass

- A. This ordinance applies to the following lots under one (1) acre in size:
 - 1. Lots with a structure.
 - 2. Vacant lots in a residential subdivision where 75% of the lots or units have been developed, or in the case of a multi-phase project, in any phase where 75% of the lots or units have been developed.
- B. This ordinance does not apply to:
 - 1. Land used for agricultural purposes.
 - 2. Portions of lots used for flower gardens, shrubbery or vegetable gardens.
 - 3. Naturally wooded areas, regulated wetlands or meadows.
 - 4. Areas designated as undeveloped open space.
- C. The owner of lots to which this ordinance applies shall not allow the grass to grow over twelve inches (12") in height.

SECTION 4. Enforcement

- A. This ordinance shall be enforced by the Fenton Township Ordinance Enforcement Officer (OEO).
- B. If it is determined that a lot is in violation of the ordinance, the OEO shall send notice of the violation to the property owner listed in the most recent Township Assessment Roll. The notice shall be sent by both first class and certified mail return receipt. The notice shall give the property owner fourteen (14) days from the date of the notice to cut the grass.
- C. If the grass is not cut within fourteen (14) days the OEO shall have the authority and may contract to have the lawn mowed by an authorized representative who is

bonded and insured and is hereby empowered to enter upon any premises or land in Fenton Township for the purpose of mowing grass in violation of this ordinance. No person shall interfere with such person or persons while they are engaged in carrying out the provisions of this ordinance.

- D. After having a lot mowed, the Township shall then submit a bill to the property owner for the cost of the mowing plus an administrative fee established by the Township Board. If the property owner does not pay the bill within 30 days of the date of the invoice the cost of such payment shall be charged against the premises and it shall become a lien on the land or property assessed of the same character in effect as the lien created by general law for taxes, until paid.

SECTION 5. Severability

The several provisions of this ordinance are declared to be separate; if any Court shall hold that any section or provision hereof is invalid, such holding shall not affect or impair the validity of any other section or provision of this ordinance.

SECTION 6. Effective Date

This ordinance shall be published as required by law and shall take effect 30 days after its enactment and publication.

Enacted at a regular meeting of the Board of Trustees of the Charter Township of Fenton, held on the 18th day of May 2009.