

Ordinance Number _____

**Amendment to the Ford River Zoning Ordinance
Municipal Civil Infraction Provisions for Inclusion in Zoning Ordinance**

THE TOWNSHIP OF FORD RIVER, DELTA COUNTY, ORDAINS:

Section 1: Additional words and phrases are amended to Article II, Section 202 to include the following definitions in the correct alphabetical location:

Municipal Civil Infraction: means an action, omission, or violation of this Ordinance subject to the provisions of the Ford River Township Municipal Civil Infraction Ordinance [Ordinance Number xxxxxxxx].

Section 2: The wording and phrases of Article IX, Section 907 and its subsections are repealed and replaced with the following:

Section 907 Enforcement and Violation

- A. The Zoning Administrator is authorized to issue municipal civil infraction citations for violations of this Ordinance.

Section 3: The wording and phrases of Article XII, Section 1204 and its subsections are repealed and replaced with the following:

Section 1204 Penalties and Remedies

- A. A violation of any regulation contained in this Ordinance is determined to be detrimental to the health, safety, and general welfare of the residents, property owners, and other persons within the township, and is deemed to be a public nuisance per se. Any violation of this Ordinance shall constitute the basis for injunctive relief against the violator or land owner to restrain and prohibit the violator or owner from continuing the violation, in addition to any other relief or penalty provided by this Ordinance or allowed by law.
- B. The failure to comply with provisions of this ordinance shall constitute a violation of this ordinance. Every day on which a violation exists shall constitute a separate offense.
- C. Unless otherwise specified in this Ordinance, violations of this Ordinance constitute a municipal civil infraction. Civil sanctions are subject to the Ford River Township Municipal Civil Infraction Ordinance [Ordinance Number xxxxxxxx] and those authorized by Public Act 326 of 1961, as amended.
- D. It shall be a misdemeanor, punishable by conviction of a fine of not to exceed \$500, plus other costs, imprisonment for a term not to exceed 90 days, or both fine and imprisonment; for any person who:

- a. Makes a knowingly false statement, representation, or certification in an application, report, record, plan, or other document filed or required to be maintained pursuant to this Ordinance; or
- b. Willfully continues or violates this Ordinance after suspension or revocation of a permit authorized under this Ordinance, other ordinances, or state law.

Section 4: All ordinances or parts of ordinances in conflict with the provision of this ordinance are hereby repealed.

Section 5: The amendments to the Ford River Township Zoning Ordinance shall be in full force and effect seven days following the publication of the notice of adoption in the Escanaba Daily Press.

ORDINANCE ADOPTED BY TOWNSHIP BOARD:_____

PUBLICATION OF NOTICE OF ADOPTION:_____

ORDINANCE EFFECTIVE:_____

**Resolution of Adoption for an Amendment to
the Ford River Township Zoning Ordinance**

WHEREAS, the Ford River Township Planning Commission has the duty of preparing a Zoning Ordinance for Ford River Township; and

WHEREAS, the Planning Commission has prepared an updated and amended Zoning Ordinance for the Township in accordance with the Michigan Zoning Enabling Act, M.C.L. 125.3101 et. seq.; and

WHEREAS, the Planning Commission has met all public notification requirements of the Michigan Zoning Enabling Act, including a public hearing held on April 8, 2025 for additional public review and comments and no further revisions were proposed; and

WHEREAS, in accordance with the Michigan Zoning Enabling Act, the Delta County Planning Commission was given opportunity to complete a statutory review and offer recommendations; and

WHEREAS, the Planning Commission recommended approval of the zoning ordinance to the Township Board at their April 8, 2025 meeting.

NOW THEREFORE BE IT RESOLVED by the Township Board of the Township of Ford River, Delta County, Michigan that the proposed Zoning Ordinance be adopted.

PASSED AND APPROVED BY THE TOWNSHIP BOARD OF THE TOWNSHIP OF FORD RIVER, DELTA COUNTY, MICHIGAN THIS 13TH DAY OF MAY 2024.

Roll Call Vote:

	Aye	Nay	Absent
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Stephen Nelson			
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Debbi Brown			
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Amanda Wagner			
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Robert Valentine			
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Jayne Church			
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I hereby certify that the foregoing is a true and complete copy of the ordinance adopted by the Ford River Township Board, Ford River Township, Delta County, Michigan at a regular meeting held on _____ pursuant to the procedures required by law.

Debbi R. Brown
Ford River Township Clerk

Notice for the Daily Press

AN ORDINANCE TO AMEND IN PART
THE FORD RIVER TOWNSHIP ZONING ORDINANCE
WHICH WAS ADOPTED [DATE], AS AMENDED,
TO PROVIDE FOR ENFORCEMENT BY MUNICIPAL CIVIL INFRACTION

THE TOWNSHIP OF FORD RIVER, DELTA COUNTY, ORDAINS:

1. The Ford River Township Zoning Ordinance of [date], as amended (hereinafter the “Ordinance”), shall be amended to include the definition of “municipal civil infraction” in Section 202, Definitions.
2. The Ordinance shall be amended to repeal and replace Section 907, Enforcement and Violation to authorize the Township Zoning Administrator to enforce the ordinance by municipal civil infraction.
3. The Ordinance shall be amended to repeal and replace Section 1204, Penalties and Remedies to allow for enforcement of violations by municipal civil infraction, subject to the Ford River Township Municipal Civil Infraction Ordinance, and other appropriate means.

This ordinance amendment shall take effect seven days after publication of this notice. The full text of the Zoning Ordinance and adopted amendment can be found on the Ford River Township website, www.fordriver.org, or by contacting the Township Supervisor.