

ORDINANCE 23

Dumping

An ordinance to regulate dumping and storage of fill materials and the use of materials from buildings, roadways, parking lots, sidewalks and drainage systems in the Charter Township of Madison for fill.

THE CHARTER TOWNSHIP OF MADISON HEREBY ORDAINS:

Section 1. Maximum Height of Fill

There shall be no dumping of materials used for fill allowed to exceed by 3 ft. the elevation of the nearest public highway or the elevation of the highest point of the parcel on which the dumping permit has issued.

Section 2. Proximity to Drains

There shall be no fill or dumping allowed within 25 ft. of any county drain, highway drain or any drain catch basin.

Section 3. Permitted Fill Materials

Material allowed to be used for fill shall be limited to concrete, earth, or asphalt paving. No building materials from the demolition of buildings containing wood, glass, insulation, metals, plastics, shingles or liquids shall be allowed to be used for fill nor will not be allowed to be dumped or stored on any land parcels in the Township of Madison.

Section 4. Required Cover

Concrete or asphalt used for fill must be covered by a minimum of (12 inches) (1 foot) of dirt (earth) within 30 days after expiration of permit.

Section 5. Permit Required

Any dumping or fill activity must obtain a permit before work is started.

Section 6. Permit Requirements

- a. The fee for the required permit is \$35.00 and the permit shall be good for 30 days.
- b. A limit of 2 permits shall be issued for each parcel per year.

Section 7. Residential Property

All residential zoned property shall be exempt from obtaining dump and fill permit if fill does not exceed 12 inches (1 ft.) in depth.

Section 8. Penalties

Every person convicted of a violation of any provision of this ordinance or any rule or regulation adopted or issued in pursuance thereof shall be punished by a fine of not more than one hundred (\$100.00) dollars and cost of prosecution or imprisonment for not more than ninety (90) days or by both such fine and imprisonment. Each act of violation and every day upon which any such violation shall occur shall contribute a separate offense. The imposition of any such sentence shall not exempt the offender from compliance with the ordinance.

Section 9. Construction

Wherever the word "person" is used in this ordinance it shall also be deemed to include all firms, associations, organizations, partnerships, trust companies and/or corporations as well as individuals; wherever the singular is used it shall also include the plural; wherever the masculine is used it shall also include the feminine and neuter.

Section 10. Effective Date

This ordinance shall become effective 30 days after its adoption.

Section 11. Publication of Ordinance

The Township Clerk shall publish this ordinance in the manner prescribed by law.

YEAS: (6) Dusseau, Holtz, Myers, Eaton, Richardson and Roback
NAYS: (0) None
ABSENT: (1) Smith

Ordinance 23 declared adopted on July 13, 1993.

Theodore C. Dusseau
Township Supervisor for the
Charter Township of Madison

CERTIFICATE OF ADOPTION AND PUBLICATION

I, James O. Holtz, the duly elected Clerk of the Charter Township of Madison certify that the foregoing ordinance is a true and correct copy of the ordinance enacted by the

Township Board of the Charter Township of Madison on July 13, 1993 and published in the Adrian Daily Telegram, a newspaper circulated in the Charter Township of Madison on July ____, 1993.

James O. Holtz
Township Clerk for the
Charter Township of Madison