

**ORDINANCE NO. 122**

**AN ORDINANCE TO AMEND ORDINANCE NO. 22 OF THE VILLAGE OF DECATUR, MICHIGAN, ENTITLED "AN ORDINANCE DEFINING PUBLIC NUISANCES, PROHIBITING THEIR CREATION OR MAINTENANCE, AND PROVIDING PENALTIES THEREFORE."**

**THE VILLAGE OF DECATUR, MICHIGAN ORDAINS:**

**Section 1-** Section 5 of Ordinance No. 22 of the Village of Decatur, Michigan is hereby repealed.

**Section 2 -** Section 6 of Ordinance No. 22 is hereby amended to read as follows, to-wit:

Section 6- NOTICE TO ABATE NUISANCES.

Whenever there is a violation of this Ordinance any police officer, building inspector, or other designated code enforcement official may give a written and/or verbal notice upon any person, firm or corporation violating any of the provisions of this Ordinance to cease doing or omitting to do anything declared by this Ordinance to be a nuisance, and to wholly abate same.

**Section 3 -** Section 7 of Ordinance No. 22 is hereby amended to read as follows, to-wit:

Section 7- ABATEMENT OF NUISANCES BY VILLAGE.

In the event that the person, firm or corporation doing or omitting to do anything herein declared to be a nuisance shall not wholly abate the same the Village of Decatur may take the necessary steps to wholly abate and remove such nuisance. All expenses incurred by the Village in abating or removing said nuisance shall be charged against the property from which the nuisance was removed and all such charges shall become a tax lien against such property.

**Section 4-** Section 8 of Ordinance No. 22 is hereby amended to read as follows, to-wit:

Section 8- VIOLATION.

Any violation of any provision of this Ordinance shall be a Municipal Civil Infraction. A violation includes any act which is prohibited or made or declared to be a nuisance by this Ordinance and any omission or failure to act, where the act is required by this Ordinance.

The sanction for any violation of this Ordinance shall be a civil fine not exceeding \$500.00, plus any costs, damages, expenses and other sanctions as authorized under Chapters 83 & 87 of ACT No. 236 of the Michigan Public Acts of 1961 as amended, being M.S.A. 27A.8302 and 27A.8701 et seq., respectively.

**Section 5-** This Ordinance shall become effective on the 1st day of June, 1998.

Adopted by the Village Council of the Village of Decatur, Michigan on this 4th day of May, 1998.