ORDINANCE NO.   2025-001

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE TOWNSHIP OF COHOCTAH TOWNSHIP, LIVINGSTON COUNTY, MICHIGAN; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE TOWNSHIP OF COHOCTAH, COUNTY OF LIVINGSTON, MICHIGAN:

Section 1. The Code entitled "Code of General Ordinances, Cohoctah Township, Michigan," published by CivicPlus, LLC, consisting of chapters 1 through 20, each inclusive, is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before March 9, 2023, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3. The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. Except as specifically provided otherwise by state law or township ordinance, all violations of this Code are misdemeanors. Except as otherwise provided by law or ordinance, a person convicted of a violation of this Code that is a misdemeanor shall be punished by a fine not to exceed $500.00, and costs of prosecution or by imprisonment for a period of not more than 90 days, or by both such fine and imprisonment. However, unless otherwise provided by law, a person convicted of a violation of this Code which substantially corresponds to a violation of state law that is a misdemeanor for which the maximum period of imprisonment is 93 days shall be punished by a fine not to exceed $500.00, and costs of prosecution or by imprisonment for a period of not more than 93

days or by both such fine and imprisonment. The commission of any violation of this Code that is declared to be a civil infraction shall subject the violator to a civil penalty as provided by state law for municipal civil infractions or trailway municipal infractions, whichever is applicable, and as determined by township ordinance. Except as otherwise provided by law or ordinance, with respect to violations of this Code that are continuous with respect to time, each day that the violation continues is a separate offense. As to other violations, each violation constitutes a separate offense. The imposition of a penalty does not prevent suspension or revocation of a license, permit or franchise or other administrative sanctions. Violations of this Code that are intermittent or ongoing are a nuisance per se and may be abated by injunctive or other equitable relief. The imposition of a penalty does not prevent injunctive relief or civil or quasi-judicial enforcement. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the Township may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 5. Additions or amendments to the Code when passed in such form as to indicate the intention of the Township to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 6. Ordinances adopted after March 9, 2023, that amend or refer to ordinances that have been codified in the Code shall be construed as if they amend or refer to like provisions of the Code.

Section 7. This ordinance shall become effective 30 days after publication.

Passed and adopted by the Cohoctah Township Board of Trustees this 10th day of April, 2025.

_____

Barbara Fear, Township Clerk

Moved by:

_____

Supported by:

_____

Yeas: _____

Nays: _____

Abstentions:

_____

Absent: _____

I hereby affirm that this Ordinance was duly adopted by the Cohoctah Township Board at its regular meeting on April 10, 2025 to which I add my signature this 10th day of April, 2025 and it shall have an effective date of thirty days after publication.

Barbara Fear, Township Clerk

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