

ORDINANCE NO. A-10

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE VILLAGE OF LAKE ORION; 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

The Village of Lake Orion Ordains:

Section 1. The Code entitled "Code of Lake Orion," published by CivicPlus, LLC is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before October 9, 2023, and not included in the Code or recognized and continued in force by reference therein, are repealed.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repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.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. Unless a violation is specifically designated in the text of the Code to be a municipal civil infraction, a violation shall be deemed to be a misdemeanor. Whenever in this Code or in any rule, regulation or order made pursuant to this Code or any ordinance of the Village, any act is prohibited or is made or declared to be unlawful or an offense, or whenever the doing of any act is required or the failure to do any act is declared to be unlawful, the violation of any such provision by any person shall, upon conviction, be punished by a fine not exceeding \$500.00, and/or a term of probation, and/or imprisonment for a term not exceeding 90 or 93 days, except whenever a specific penalty is otherwise provided except pursuant to MCL 117.3(k). MCL 257.625(1)(c) of the Michigan Vehicle Code is hereby specifically adopted by reference. In addition to probation, costs of prosecution, and any other consequence ordered by the court, a violation of this section is punishable by one or more of the following:

- (i) Community service for not more than 360 hours;
- (ii) Imprisonment for not more than 180 days; or
- (iii) A fine of not less than \$200.00 or more than \$700.00.

2. Except as specifically provided, any person under the age of 17 years who violates any provision of this Code or any ordinance of the Village shall be dealt with by the juvenile division of the probate court or as prescribed by the laws of the state.

3. In addition to any penalty under this section, the Village may seek injunctive relief, abate the condition as a nuisance, revoke any permit or license, and/or seek any other available remedy.

Section 5. Additions or amendments to the Code when passed in such form as to indicate the intention 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 the date specified in section 2 hereof 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.

Amended only as specified above and in the Chapters specified, the Code of Lake Orion shall remain in full force and effect.

A synopsis of this ordinance passed by the Council shall be published at least once in some legal newspaper of general circulation in the village within fifteen (15) days after its adoption by the Council. This ordinance shall become effective immediately upon the publication of said synopsis after having been passed. If any provision of this Ordinance is held invalid, the invalidity does not affect other provisions that can be given effect without the invalid provision.

VILLAGE OF LAKE ORION

By: \_\_\_\_\_

TERESA RUTT, PRESIDENT

By: \_\_\_\_\_  
Sonja Stout, CLERK/TREASURER

**CERTIFICATION**

I, Sonja Stout, Clerk of the Village of Lake Orion, Michigan, do hereby certify that the foregoing Ordinance No. A-10, was adopted at a Regular Meeting of the Village Council of the Village of Lake Orion held on \_\_\_\_\_, and that a synopsis thereof was published in accordance with the provisions of the Charter of the Village of Lake Orion in *The Lake Orion Review*, a newspaper circulated in the Village of Lake Orion, on \_\_\_\_\_ said publication having been made within fifteen (15) days after adoption of this Ordinance.

Date: \_\_\_\_\_

\_\_\_\_\_  
Sonja Stout  
Clerk/Treasurer