

CITY OF CRYSTAL FALLS
ORDINANCE NO. 2
(as amended)

AN ORDINANCE DESIGNATING CERTAIN ACTIONS TO BE PUBLIC NUISANCES.

THE CITY OF CRYSTAL FALLS ORDAINS:

- Section 1. No person shall deposit, place, or throw any dead or sick or injured animal, or part thereof, or any garbage, rubbish or other animal or organic matter into any reservoir or into or upon the banks of any stream, lake, pond, sewer, or well within the City.
- Section 2. No person shall make any unnecessary loud or unusual noises that annoy, injure, or endanger the comfort, repose, health or safety of the public. No person shall play or operate any musical instrument, phonograph or radio in such a manner as to cause loud or unusual sound or noise between the hours of 10:00 p.m. and 7:00 a.m.
- Section 3. No person shall operate or maintain any machine, device, apparatus, or instrument between the hours of 6:00 p.m. and 11:00 p.m., which shall cause reasonably preventable electrical interference with the operation of any radio or television receiving set.
- Section 4. No person shall attach, post or paint any sign, advertisement or other written or printed matter or any picture or device upon any lamp post, electric light or telephone pole, tree, hydrant, bridge, pavement, sidewalk, street, shop, building or public property located within any public street, alley or other public place within the City.
- Section 5. No person shall throw, scatter or deposit any posters, handbills, cards, or other written or printed matter or any waste paper in any public street, alley or public place, nor shall any person leave or deposit the same on any private property in such a manner as to permit them to be blown onto any street, alley, or other public place.
- Section 6. All owners of commercial, industrial, and institutional properties and multifamily units shall provide and maintain safe, clean, on-site storage facilities for garbage and rubbish generated on the property. Said storage shall be covered and screened from the public street, with adequate capacity to store the volume generated between collections. The property owner shall provide for collection and disposal in accordance with all applicable laws and regulations. All garbage shall be collected and properly disposed of at least once per week. The property owner shall restrict parking and provide snow removal, as may be necessary, to facilitate regular garbage collection.
- Section 7. It shall be the duty of every owner, possessor or occupier of plotted residential lots with dwellings, or lots between dwellings, or commercial property with building/s and available to the public, to cause the cutting down of weeds, grass, or other nuisance greenery before the 15th day of June, July, August and September, and further, that at no time shall the weeds, grass, or other nuisance greenery exceed ten (10) inches in height. In rural sections bordering roads it shall be the duty of the owner or possessor to keep the weeds, grass, or nuisance greenery, cut five (5) feet back from roadway, this also by the 15th day of June, July, August, and September.

Section 8. No person shall place or maintain any barbed wire fencing or any strands of barbed wire along the property line of or in any public street, alley, sidewalk or other public place within the platted area of the City, nor shall any person build or maintain any line fencing composed wholly or partly of barbed wire, provided, however, that it shall not be unlawful to place such barbed wire at the top of any legal fence, the lowest strand which shall not be less than six (6) feet above the ground in any platted area within the City.

Section 9. Every act, thing, device or condition which is forbidden by this ordinance shall be deemed to be a public nuisance.

Section 10. The City Manager and his subordinates, the Chief of Police and his subordinates are hereby authorized and empowered to abate or destroy any nuisance in any manner allowed or permitted by law, and in addition, the continuance of any such nuisance may be enjoined at the suit of the City by any court of competent jurisdiction.

Section 11. Penalty

- A. Any person violating this ordinance shall be deemed to have committed a civil infraction, subject to the payment of civil fines of \$50.00 plus costs, for the first violation.
- B. Any repeat offense shall be subject to increased fines, as follows:
 - 1. First Repeated offense shall be no less than \$150.00 plus cost.
 - 2. A fine for any second repeated offense or any subsequent repeated offense shall be no less than \$250.00 plus costs.
- C. In addition to ordering that the person found in violation of this Ordinance must pay civil fines and costs the District Court Judge or District Court Magistrate may issue any writ or order necessary to enforce the Ordinance including but not limited to the authority to order the person found in violation of this Ordinance to correct the condition giving rise to the civil infraction within 30 days or be subject to the contempt powers of the District Court as authorized and provided for by applicable Michigan Statutes.

This ordinance shall take immediate effect to provide for the usual daily operation of the City as outlined in Section 8.3b of the City Charter.

Original Adopted: 08/03/59

Amended: 11/08/1999

Amended: 03/10/08

Amended: 05/12/08