

**TOWNSHIP OF CLIMAX**  
**COUNTY OF KALAMAZOO, STATE OF MICHIGAN**  
**CLIMAX TOWNSHIP ORDINANCE NO. 138**

**ADOPTED: February 9, 2010**

**EFFECTIVE: February 20, 2010**

**ORDINANCE ENFORCEMENT OFFICER ORDINANCE**

An Ordinance to establish the office of Ordinance Enforcement Officer; to prescribe the duties of said office; and to authorize the Township Board to appoint persons to said office.

**THE TOWNSHIP OF CLIMAX**  
**KALAMAZOO COUNTY, MICHIGAN**

**ORDAINS:**

**SECTION 1**

**ORDINANCE ENFORCEMENT OFFICER**

The office of Climax Township Ordinance Enforcement Officer is hereby established.

**SECTION 2**

**APPOINTMENT**

The Township Board is hereby authorized to appoint by motion/resolution any person or persons to the office of Ordinance Enforcement Officer for such term or terms as may be designated in said motion/resolution and for such compensation as the Board may determine. The Board may further, by motion/resolution, remove any person from said office, in the discretion of the Board.

**SECTION 3**

**AUTHORITY**

The Ordinance Enforcement Officer is hereby authorized to enforce all ordinances of the Township, whether heretofore or hereafter enacted, and whether such ordinances specifically designate a different enforcing official or do not designate any particular enforcing officer; provided, however, the Township Board may limit the enforcement authorization of any Ordinance Enforcement Officer to a specific ordinance

or ordinances. Where a particular officer is designated in any ordinance as an enforcing official that officer's authority shall continue in full force and effect and shall not be diminished or impaired by the terms of this Ordinance, and the authority of the Ordinance Enforcement Officer shall be in addition and supplementary to the authority granted to such other specific officer. An Ordinance Enforcement Officer shall in the performance of the officer's duties be subordinate and responsible to the Supervisor or such other Township Board member as the Township Board may from time to time designate.

#### **SECTION 4**

##### **DUTIES**

The Ordinance Enforcement Officer's duties shall include the following: investigation of ordinance violations; issuing and serving ordinance violation notices; issuing and serving appearance tickets as authorized under 1968 Public Act 147, as amended (MCL 764.9c); issuing and serving municipal ordinance violation notices and municipal civil infraction citations as authorized under 1994 Public Act 12, as it may from time to time be amended (MCL 600.8701 et seq); appearance in court or other judicial or quasi-judicial proceedings to assist in the prosecution of ordinance violators; and such other ordinance enforcing duties as may be delegated by the Township Board, Township Supervisor, or other Township official authorized to assign such duties.

#### **SECTION 5**

##### **SEVERABILITY**

The provisions of this Ordinance are hereby declared to be severable, and if any part is declared invalid for any reason by a court of competent jurisdiction it shall not affect the remainder of the Ordinance, which shall continue in full force and effect.

#### **SECTION 6**

##### **SUPPLEMENTARY EFFECT**

All ordinances of the Township heretofore or hereafter adopted shall be considered to be supplemented by the terms of this Ordinance.

#### **SECTION 7**

##### **REPEAL OF ORDINANCE NO. 100**

Ordinance No. 100 (Ordinance Enforcement Officer Ordinance) adopted March 11, 1986 is hereby repealed in its entirety.

**SECTION 8**

**EFFECTIVE DATE**

This Ordinance shall take effect the day after publication as required by law following adoption by the Township Board.

Marcia Lewis, Clerk  
Climax Township