

Ordinance No. 1984-32 Sewage

An Ordinance regulating sewers, sewage connections, privacy vaults and cesspools.

THE VILLAGE OF SOUTH RANGE ORDAINS:

Section 1. Any person, firm or corporation owning a lot or premises in the vicinity of any of the public sewers of the Village of South Range, will henceforth be required to drain such lots or premises into the said public sewer lying adjacent thereto, whenever the Common Council shall by resolution declare that for want of such sufficient drainage or sewage, said lot or premises are a menace to public health, or a nuisance. A copy of said resolution together with a notice written or printed or partly written or printed, shall be served by the Village Marshall or any other police officer or watchman of the said Village, upon the owner, agent or occupant to construct a drain or sewer with a water closet thereon if necessary, of the dimensions and character to be described in said notice, and to connect the same with the public sewer designated in said notice. Said notice shall be served personally upon the party to be notified, if found within the Village, and if not found by posting the same in some conspicuous place on said premises.

Section 2. If the person, firm or corporation so notified, shall neglect or refuse for fifteen days to comply with the requirements of said notice, it shall be the duty of the Village Council to cause the said drain, sewer or water closet to be constructed at once, so as to sufficiently drain said premises and abate the nuisance. The Village Council shall be authorized to perform such work or have the same performed and they shall upon completion thereof file in the office of the Village Clerk, a statement showing the work done, the entire cost thereof, and the portion that should be charged to the different lots or premises benefited by said drain or sewer. Upon confirmation of said statement by the Village Council, the amount of the cost so apportioned shall be a lien on the said lot or premises to the extent and portion as the Council may order, and the said expenses shall be assessed against the said property as a special assessment, to be levied and collected in accordance with the resolution of the said Council, and in the same manner as other taxes are or may be levied and collected as a special assessment.

Section 3. It shall be unlawful for any person or persons to build, construct or maintain any privacy vault, cesspool or other receptacle in the earth for the reception of any excrement, swell, slops, offal, filth or other refuse matter of any kind upon any of the lots or premises within any of the sewer districts as established by the Village of South Range, or hereafter to be established.

Section 4. For every day that any person, firm or corporation shall maintain or suffer to be maintained upon any lot or premises described in the preceding section, any privacy vault, cesspool or other receptacle as thereon mentioned, from and after the time this Ordinance shall take effect he or they shall be deemed guilty of a separate offense and subject to the penalties hereinafter described.

Section 5. All lots and premises outside of the established sewer district of this Village and not adjacent to and in the vicinity of any public sewer or lateral branch thereof, shall have water-tight vaults or cesspools constructed in accordance with Michigan Health Department Standards so as to permit frequent cleaning, for the reception of all excrement, swell, slops, offal, filth or other refuse matter, of any kind. Such vaults shall be frequently cleaned and remain in a sanitary condition.

Section 6. All the connections with the public sewer shall be made in such a manner and of such material as the Common Council shall, by rules and regulations prescribe.

Section 7. No person or persons not embraced in the assessment roll for the construction of a public sewer shall be permitted to connect therewith his, her or their premises except on application in writing to the Village Council. Permission will be granted by the Village Council to any person; to connect property within the Village therewith by payment to the Village for the use of such sewer a monthly fee as set by the Village Council and for the privilege of making such connection the sum of \$100.00 (hook-up fee), plus any other costs incurred.

If the charge heretofore made by this Council for such connection and service has not been paid in full by every owner or occupant of property who has heretofore made connection between such property and a sewer, the amount owing shall be a lien on said lot or premises and said amount shall be assessed against the said property as a special assessment to be levied and collected in the same manner as other taxes are or may be levied and collected as a special assessment.

~~Section 8. Any person violating any of the provisions of this Ordinance shall upon conviction thereof be guilty of a misdemeanor punishable by a fine of not more than \$100.00 or by imprisonment of not more than 90 days in the County Jail or by both such fine and imprisonment. Any person so convicted shall be ordered to pay court costs.~~

Amended by 2017 Civil Infraction Ordinance:

Converted ordinance violations from misdemeanor offenses to municipal civil infractions and established civil fine schedules.

This Ordinance shall take effect on August 22, 1984.

Approved by the Village Council of the Village of South Range on August 2, 1984.

Agnes Hovinen, President

Katherine Mattson, Clerk

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