

June 18, 2007 as adopted

ANN ARBOR CHARTER TOWNSHIP BOARD OF TRUSTEES

ORDINANCE NO. 8-2007

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR ANN ARBOR CHARTER TOWNSHIP; 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

JUNE 18, 2007

Ordinance adopted at a regular meeting of the Board of Trustees of the Charter Township of Ann Arbor, Washtenaw County, Michigan, held at the Township Hall, 3792 Pontiac Trail, Ann Arbor, Michigan on June 18, 2007.

PRESENT: Della DiPietro, Richard Dieterle, Randolph Perry, Michael Moran, John Allison, Virginia Forshee, Rena Basch

ABSENT: None

Motion by Trustee Della DiPietro, supported by Trustee John Allison.

RECITALS

A. On June 4, 2007, the Ann Arbor Charter Township Planning Commission (“Planning Commission”) held a public hearing on the proposed codification of the Ann Arbor Charter Township Zoning Ordinance, being Chapter 74 of the proposed Code of Ordinances, and recommended approval of Chapter 74, subject to correction of minor typographical errors in the May 2007 draft prepared by Municipal Code Corporation.

B. On May 21, 2007, the Ann Arbor Charter Township Board of Trustees approved on first reading the proposed Code of Ordinances, Chapters 1 through 73 inclusive, subject to correction of minor typographical and formatting in the May 2007 Code draft.

C. At its meeting on June 18, 2007, after publication of the entire proposed Code of Ordinances, Chapters 1 through 74 inclusive, as prepared May 2007 by the Municipal Code Corporation, the Board considered the Code draft and noted the following:

(i) Omission of Public Lands from the Intent Section of the proposed Code draft being Section 74-427. This should be added as subsection (f).

- and -

(ii) An inconsistency between Section 74-14 pertaining to use of a mobile home as a dwelling and Section 74-4(c) pertaining to temporary structures. This should be corrected by adding to the end of Section 74-4(c) “or except as otherwise provided in Section 74-14.”

ORDINANCE

Based on the foregoing Recitals, the Township Board ordains:

1. **Code Adopted.** The Code entitled "Code of Ordinances, Ann Arbor Charter Township, Michigan," published by Municipal Code Corporation, consisting of chapters 1 through 74, each inclusive, is adopted, subject to the corrections and addition noted in the Recitals.
2. **Repealer.** All ordinances of a general and permanent nature enacted on or before March 19, 2007, and not included in the Code or recognized and continued in force by reference therein, are repealed, except Ordinance No. 6-2006 adopted September 18, 2006 entitled Ordinance for Adoption of the International Fire Code and NERPA Life Safety Code (“Fire Code”) is not repealed, shall remain in full force and effect, and is deemed incorporated in the Code.
3. **Repealed ordinances not revived.** 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.
4. **Penalty.** Unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof is responsible for a municipal civil infraction for which the minimum fine is \$50.00. 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.
5. **Amendments.** Additions or amendments to the Code when passed in such form as to indicate an intent 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. In addition to the Fire Code described in Section 2 above, the following ordinances have been adopted by the Township Board as of the date of this Ordinance and shall be deemed a part of and incorporated in the Code: Ordinance No. 4-2007 and Ordinance No. 5-2007 pertaining to Industrial Districts, Ordinance No. 6-2007 pertaining to Purchase of Development Rights, and Ordinance No. 7-2007 pertaining to Soil Erosion and Sedimentation Control.
6. **References in certain ordinances.** Ordinances adopted after March 19, 2007 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.
7. **Effective date.** This Ordinance shall take effect immediately upon publication, except Chapter 74 shall be effective seven days after publication.

Ordinance Declared Adopted.

AYES: Della DiPietro, Richard Dieterle, Randolph Perry, Michael Moran, John Allison,
Virginia Forshee, Rena Basch

NAYES: None

ABSTAIN: None



Michael C. Moran
Township Supervisor

I certify that the foregoing is a true and complete copy of the Ordinance adopted by the Ann Arbor Charter Township Board of Trustees, County of Washtenaw, State of Michigan, at a regular meeting held on June 18, 2007, that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.



Rena Basch, Clerk

Dated: June 19, 2007