

TOWNSHIP OF HOMER

At a meeting of the Township Board of the Township of Homer, Midland County, held at the Township Hall on January 18, 2012, beginning at 7:00pm, there were:

PRESENT: Lee, Varner, Stern, Powlett, Turk, Mealy

ABSENT: Glynn

The following preamble and resolution were moved for adoption by Mealy and seconded by Stern, and the motion was supported by: _____

RESOLUTION CONFIRMING COMPILATION OF TOWNSHIP ZONING ORDINANCE AND AUTHORIZING PRINTING THEREOF .

WHEREAS, the Township of Homer has previously adopted and enforced its Zoning Ordinance as authorized by the Michigan Zoning Enabling Act, MCL. 125.3101. et seq., and its predecessor enabling legislation; and

WHEREAS, enabling legislation and legal authorities provide that the Township ordinances shall be periodically compiled and may be printed by the Clerk under the authority of the Township Board for public inspection and dissemination; and

WHEREAS, the Township Clerk has caused the Township Zoning Ordinance to be compiled within that document entitled "Homer Township Zoning Ordinance, January 18, 2012" comprising the Township's existing, unexpired and unrepealed zoning ordinances and amendments thereto through January 18, 2012,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Zoning Ordinance compilation entitled "Homer Township Zoning Ordinance, January 18, 2012" is herein determined to be a true and accurate compilation of the Township's existing, unexpired and unrepealed Zoning Ordinance and text amendment thereto.
2. That the Township Clerk is herein authorized and shall cause to be printed for public inspection and dissemination the ordinance compilation entitled "Homer Township Zoning Ordinance, January 18, 2012.

2. That the Township Supervisor and Clerk shall authenticate the "Homer Township Zoning Ordinance, January 18, 2012" by affixing their official signatures thereon, below the following certification:

This compilation of the Zoning Ordinance of Homer Township, Midland County, Michigan, and amendments thereto is printed by authority of the Board of Trustees of Homer Township, Midland County, Michigan, pursuant to resolution of the Township Board.

A roll call vote on the foregoing resolution was taken and was as follows:

Yes Stern, Moody, Varner, Prviztt, Turk, Lee

No: None

Abstain: _____

CLERK'S CERTIFICATE

The undersigned, being the duly qualified and acting Clerk of Homer Township, Midland County, Michigan, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting held on January 18, 2012, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office, (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267), Public Acts of Michigan, 1976, as amended, and (4) minutes of such meeting were kept and will be or have been made available as required.



Todd Lee
Homer Township Clerk

ORDINANCE 2012

The Township of Homer, County of Midland, Michigan ordains, pursuant to the authority vested in it by Act 110 of 2006 of the Public Acts of the State of Michigan as amended, the attached Zoning Ordinance for Township of Homer, Midland County Michigan.

TITLE: This ordinance shall be known as the **Homer Township Zoning Ordinance**

PURPOSE: An Ordinance for the protection of the public health, safety, and other aspects of the general welfare of Homer Township through the establishment in the unincorporated portions of Homer Township of zoning districts for the planned orderly growth and development of the Township within which the proper use of land and natural resources may be encouraged or regulated, and within which zoning district's provisions may also be adopted designating the location of, size of, the land and structural uses that may be permitted without/with special use conditions, open spaces, and to provide planned orderly growth and development of the Township including the provision and use of public services, as well as to provide for penalties for violations of this Ordinance.

ENABLING AUTHORITY: This Ordinance is adopted pursuant to the Michigan Zoning Enabling Act, Public Act 110 of 2006 (MCL 125:3101), et seq. as amended.

ADOPTION OF THIS ZONING ORDINANCE AND REPEAL OF THE PRESENT ZONING ORDINANCE: The Zoning Ordinance of Homer Township presently in effect (Ordinance 2000) and all amendments thereto, hereby are repealed, provided, however, if this Zoning Ordinance shall subsequently not be approved by public referendum or be judicially determined to have been unlawfully adopted, such public referendum or judicial determination shall then automatically reinstate the present Homer Township Zoning Ordinance and all of its amendments to their full effect. The repeal of the existing zoning ordinance, however, shall not affect or prevent any pending or future prosecution of, or action to abate any existing violation of the prior ordinance if the use, so in violation, is in violation of the provisions of this ordinance.

Approved by roll call vote of the Homer Township Board on January 18, 2012
Yea: Moody, Turk, Varner, Lee, Stern, Pruitt

Nay: None

Tall Lee
Township Clerk

January 18, 2012
Date

NOTICE OF ORDINANCE ADOPTION

HOMER TOWNSHIP

PLEASE TAKE NOTICE that the following ordinance was adopted by the Township Board of the Township of Homer, Midland County, at its meeting of January 18, 2012. This Ordinance may be inspected at the office of the Homer Township Clerk, 522 N. Homer Rd., Midland, MI.

ORDINANCE NO. 6002

Township of Homer
County of Midland, Michigan

AN ORDINANCE TO AMEND ORDINANCE NUMBER 6000, BEING THE LAND DIVISION ORDINANCE OF HOMER TOWNSHIP, MIDLAND, MICHIGAN.

The Township of Homer, County of Midland, Michigan ordains, pursuant to the authority vested in it by Act 246 of 1945 of the Public Acts of the State of Michigan as amended, the following Amendment to the Homer Township Land Division Ordinance.

SECTION 1.

Section X, Penalties and Enforcement is amended to hereafter read as follows:

Any person(s) or other entity who violates any provision of this ordinance, is responsible for a municipal civil infraction as defined by Michigan laws and subject to a civil fine set by the court which shall be in addition to all other costs, attorney fees, damages, expenses (direct and indirect) to which the township has been put and other remedies as provided by law. All violations of this Ordinance or any part thereof are declared a nuisance per se. In addition to pursuing a municipal civil infraction the Township specifically reserves the right and shall have the authority to proceed in any court of competent jurisdiction for the purpose of obtaining an injunction, restraining order or other appropriate remedy to abate said nuisance and to compel compliance with this ordinance. Each day that a violation shall continue is to constitute a separate offense. All remedies available to the Township under this ordinance and Michigan law shall be deemed to be cumulative and not exclusive.

SECTION 2.

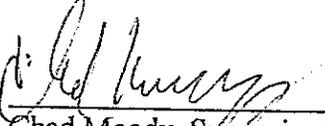
All ordinances and amendments thereto, in conflict with this ordinance are hereby repealed.

SECTION 3.

This ordinance shall become effective thirty (30) days after publication thereof.



Todd Lee, Clerk



Chad Moody, Supervisor

NOTICE OF ORDINANCE ADOPTION

HOMER TOWNSHIP

PLEASE TAKE NOTICE that the following ordinance was adopted by the Township Board of the Township of Homer, Midland County, at its meeting of January 18, 2012. This Ordinance may be inspected at the office of the Homer Township Clerk, 522 N. Homer Rd., Midland, MI.

ORDINANCE NO. 813
Township of Homer
County of Midland, Michigan

AN ORDINANCE TO AMEND ORDINANCE NUMBER 812, BEING THE ENFORCEMENT AND ADMINISTRATION OF STATE CONSTRUCTION CODES ORDINANCE OF HOMER TOWNSHIP, MIDLAND, MICHIGAN.

The Township of Homer, County of Midland, Michigan ordains, pursuant to the authority vested in it by Act 246 of 1945 of the Public Acts of the State of Michigan as amended, the following Amendment to the Homer Township Enforcement and Administration of State Construction Codes Ordinance.

SECTION 1.

Section 3, Penalties and Enforcement is amended to hereafter read as follows:

Any person(s) or other entity who violates any provision of this ordinance, is responsible for a municipal civil infraction as defined by Michigan laws and subject to a civil fine set by the court which shall be in addition to all other costs, attorney fees, damages, expenses (direct and indirect) to which the township has been put and other remedies as provided by law. All violations of this Ordinance or any part thereof are declared a nuisance per se. In addition to pursuing a municipal civil infraction the Township specifically reserves the right and shall have the authority to proceed in any court of competent jurisdiction for the purpose of obtaining an injunction, restraining order or other appropriate remedy to abate said nuisance and to compel compliance with this ordinance. Each day that a violation shall continue is to constitute a separate offense. All remedies available to the Township under this ordinance and Michigan law shall be deemed to be cumulative and not exclusive.

SECTION 2.

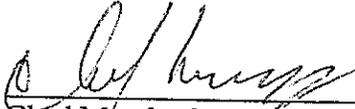
All ordinances and amendments thereto, in conflict with this ordinance are hereby repealed.

SECTION 3.

This ordinance shall become effective thirty (30) days after publication thereof.



Todd Lee, Clerk



Chad Moody, Supervisor