

## ORDINANCE NO. 1200

Adopted: August 3, 1977  
 Effective: September 8, 1977

An Ordinance to restrict or limit the powers and duties prescribed by State law for township constables; to require minimum employment standards imposed by 1965 PA 203, as amended; to establish liability for violations of the provisions of this Ordinance; and to repeal all ordinances or parts of ordinances in conflict with this ordinance.

THE TOWNSHIP OF HOMER  
 COUNTY OF MIDLAND MICHIGAN

## ORDAINS:

SECTION I

Pursuant to authority vested in the Homer Township Board by Public Act No. 426 of the Public Acts of 1976 of the State of Michigan, no elected or appointed constable of the Township of Homer shall exercise any power nor assume any duty prescribed by the laws of the State of Michigan, except as follows:

~~(REPEALS AS FOLLOWS)~~

1. Township constables shall be authorized to serve all criminal warrants or other criminal process lawfully directed to them by this Township Board.
2. Township constables shall be authorized to serve all civil notices and process lawfully directed to them by this Township Board.
3. Township constables shall be authorized to serve any writ, process or order lawfully directed to them in the townships within the County in which this Township is situated.
4. Township constables shall be authorized to be ministerial officers of the District Court and may be appointed as a District Court officer by the District Court and may perform the duties permitted pursuant to Chapter 83 of Act No. 236 of the Public Acts of 1961, as amended, being Sections 600.8301 to 600.8395 of the Michigan Compiled Laws.
5. Township constables shall be authorized to attend sessions of the Circuit Court for the County of Midland, when notified for that purpose by the Sheriff of this County.
6. Township constables shall be authorized, when directed by the Township Board, to perform liquor control inspections under the Liquor Control Ordinance of this Township.
7. Township constables shall be authorized to perform such other duties or powers of their office when so directed by the Township Board.

SECTION II

When a township constable is required to perform both statutory criminal and civil duties, such township constable shall comply with the minimum employment standards established by the law enforcement officer training council pursuant to Section 9 of Act 203 of the Public Acts of 1965, as amended, being Section 28.609 of the Michigan Compiled Laws. The cost of complying with these standards shall be borne by the Township. The employment standards of this Section shall not apply when a township constable is appointed as a District Court officer.

SECTION III

Any elected or appointed township constable who shall violate any provision of this Ordinance shall thereby assume sole responsibility and liability for any damages resulting from such action constituting said violation.

SECTION IV

This Ordinance shall take effect on the 8th day of September, 1977. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

  
Township Clerk