

XIII. Motion by LaBean and seconded by Byrnes to make the following amendments to Ordinance #4.

PINCONNING TOWNSHIP

Ordinance No. 4 - A
Flood Damage Prevention Ordinance
(Amendments)

- I. Section 4.0
New Section added, 4.3 - 5

In unnumbered A zones obtain, review and reasonably utilize base flood elevation data from alternative sources prior to its being

The Township Board may, at its discretion, waive the requirement of depositing a surety bond if it is satisfied that the applicant has posted sufficient bonds with the Michigan Department of Natural Resources, in accordance with Act 87, P.A. of 1965 as amended.

The Township shall also require, that the applicant deposit a certificate of a responsible indemnity company, in an amount to be fixed by the Township Board and related to the proposed work to be done insuring the Township and the public against any loss or damages arising in any way from the operation of the proposed disposal area.

ARTICLE 11.00 ENFORCEMENT

This Ordinance shall be enforceable by the Township Supervisor or his employees or agents, as he may designate; the Bay County Sheriff and/or Sheriff's Deputies; and/or the Director of the Bay County Health Department.

ARTICLE 12.00 SEVERABILITY, REPEAL, PENALTY

If any portion of this Ordinance should be determined to be invalid or unconstitutional by a court, the remainder shall be considered severable and shall remain in full force and effect.

Section 12.02 Repeal of Prior Ordinance

Any portion of any Ordinance or resolution heretofore adopted relating to disposal areas or sanitary land fill method of operations are hereby superseded.

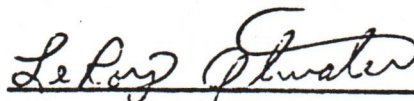
Section 12.03 Penalty

Any person, firm or corporation in violation of this Ordinance shall be guilty of a misdemeanor, and be punished by a fine of not more than Five Hundred Dollars (\$500.00) or imprisonment in the County Jail for a period not exceeding thirty (30) days, or both such fine and imprisonment, at the discretion of the court, together with the costs of said prosecution. "In addition to any other remedy provided by law, the Township and its authorized agents and any resident of the Township affected thereby, may institute civil proceedings in the Circuit Court for the County of Bay to abate any nuisance created by reason of the operation of any land fill and/ or to enforce the provisions of this Ordinance".

Article 13.00 Adoption and Effective Date

"This Ordinance was adopted by the Pinconning Township Board at a meeting held at the Township Hall in said Township on the 14th day to May, 1979, an Order published in the Pinconning Journal newspaper having a general circulation in the Township. This Ordinance being necessary for the preservation of the health and welfare of the residents of the Township shall be given immediate affect, with the exception of the penalty provisions hereof, which shall become effective 30 days after the date of the first publication hereof."

Signed, Pinconning Township Board



LeRoy Atwater
Township Clerk

(D)

Supervisor held discussion on Trash Pickup on several ideas he and other Twp. Supervisors are working on.

(E)

Mr. Raymond Skowron asked Board about clean out of the ditch by his home, and also along the D and M Railroad Tracks. Supervisor Duffy to check into matter.

(F)

Motion by LaBean and seconded by Atwater to have Twp. pay registration fee for all Twp. officials who attended the M.T.A. Session to be held on May 23, 1979 at the