

ORDINANCE #1
TOWNSHIP JUNKYARD ORDINANCE
EFFECTIVE: APRIL 6, 1957

MARTIN TOWNSHIP JUNK YARD ORDINANCE
The Township Board of Martin, Allegan County, Mich.
RESOLVES AND ORDAINS:

SECTION 1 – PURPOSE AND CONTENTS

The fundamental purpose of this ordinance is to best protect the public health, interest and general welfare of the Township insofar as "junk yards" and "places for the dismantling of automobiles" are concerned. In accordance with said purpose, this Ordinance provides for the licensing and regulations of "junk yards" and "places for the dismantling of automobiles," for the prescribing of rules, regulations and conditions for the operation of the same, for penalties for the violation of rules regulations or conditions contained herein, provides for the penalty for the operation of the same without a license and for the enforcement thereof.

SECTION 2 – TITLE

This ordinance shall be known as the Martin Township JunkYard Ordinance

SECTION 3 – DEFINITIONS

A junkyard shall be defined as a place, lot, field, or yard used for the purpose of receiving and or storing, and-or dismantling, wrecking and disposing of the junk and-or refuse material of automobiles.

SECTION 4 – LICENSING BY TOWNSHIP BOARD

The Township Board of Martin is empowered to issue licenses to persons, firms, associates and corporations from the conduct of junk yards within Martin Township, which licenses shall be for one year unless sooner revoked by said Board. The township board may in its discretion, for just cause, refuse to grant the license provided for in this Ordinance. "Just Cause" shall include, but not by way of limitation, failure to possess suitable premises, failure to have proper fencing upon said premises, and previous violation of this Ordinance by said applicant, provided; no application for license shall be refused until a hearing thereon shall be held by the Township Board, of which hearing the applicant shall have [10] days notice and at which hearing the applicant shall be permitted to present evidence in his behalf. After the effective date of this ordinance, no person, firm, association, or corporation shall operate a junkyard in the Township of Martin without a junkyard license issued by the Martin Township Board.

SECTION 5 – LICENSE FEE

The fee for a junk yard license shall be twenty five dollars [\$25.] for an annual license, fifteen dollars [\$15.] for a half year license, which fee shall be transmitted to the Township Board with the license application of any person, firm, association, or corporation desiring a township junk yard license. If said persons', firms', associations', or corporations' application shall be accepted and a license shall be issued, said fee shall be deposited in the general fund of the Township, and if said application for a junk yard shall be refused, said fee shall be returned to the applicant. The fee shall be due the first of January of each year and no half-year license shall be granted until July first of each year.

SECTION 6 – FORM OF APPLICATION

Any person, firm, association, or corporation desiring a Township junkyard license shall submit to the Township Board, an application containing the following information:

- a. The name of the owner or owners of the proposed junkyard.
- b. The mail address or addresses of the owner or owners of the proposed junkyard and the mail address of the proposed junkyard.
- c. The legal description of the premises proposed to be used as a junk yard together with full information as to whether the land is owned in fee or is leased, and if it is leased, the name of the lessor and the terms of the lease.
- d. The arrest record of the owner, in the case of a sole proprietorship, the arrest record of the members of a firm in the case of a firm, and the arrest record of the officers in an association of corporation in the case of an association of corporation proposing to operate the junk yard.
- e. Whether any operations are proposed which will be injurious to public health or result in unpleasant odors or loud noises.

All applications shall contain true statements of fact and if the applicant is a single individual it shall be signed by him, if the applicant is a partnership, it shall be signed by a partner, and if the applicant is an association of corporation it shall be signed by an officer thereof.

SECTION 7 – IDENTITY OF SELLERS OF JUNK AND RECORDS OF PURCHASES

- a. No junk yard operator shall receive and-or buy and-or take delivery from any minor of any property, junk or used automobiles without the written consent of one of the parents of said minor or his legal guardian.
- b. No junkyard operator shall purchase any junk and-or used automobiles from any person without positively determining said seller's identity.
- c. Every junkyard operator shall make record of all purchases of junk and-or used automobiles, which record shall be kept in a bound book maintained especially for said purpose. This record shall contain the name of the seller, his address, the means used by the junk yard operator to determine the seller's identity, the description of the property and-or automobile purchased, the date on which the purchase was made, the price paid for the property and-or used automobile, and the license number of any vehicle used by the seller of the junk in delivering the junk to the junk yard. This book shall be open to inspection by members of the Township Board, Constables and said Township, and all law enforcement officers of the State of Michigan, or any sub-division thereof.

SECTION 8 – LOCATION

No part of any junk yard, other than an access driveway thereof, shall be located closer than two hundred feet from the center of any state highway, and-or county road, and shall not be located closer than two hundred [200] feet to any building used, at the time the annual license for said junk yard shall be applied for, for dwelling purposes

SECTION 9 – FENCING

All junkyards located on or within two hundred [200] yards of the center of a state highway or any township or county road, shall be completely enclosed by a solid fence at least six feet high. It shall be kept in repair and shall be painted. If the fence is constructed of boards, they shall be placed in a vertical position and close enough together so as to make a solid continuous fence. All entrances to said enclosure shall be closed by gates, which gates shall be locked on Sundays and at all other times at which the operator on a junk yard or his employees are not thereon. All gates shall be of a solid

construction, shall be at least six feet high. No advertising of any kind shall be permitted on any portion of the fence, or the gates.

SECTION 10 FIRE REGULATIONS

No fire, whether used for the destruction of inflammable waste or junk material or otherwise, shall be set or allowed to burn within fifty (50) feet of the fence of any junk yard and shall only be set or allowed to burn in a suitable container which will prevent the emission of sparks therefrom. No fire shall be allowed to continue without an attendant being present. No wool, rubber, sulfur or other material tending to cause or causing a strong and-or unpleasant odor and-or tending to cause or causing an injurious smoke or gas shall be burned in any junk yard unless a suitable area and a suitable method, approved by the Township Board before any fires are set, is provided by the owner, or owners of any junk yard. The owner or owners, of any junkyard shall be liable for the costs or fees charged by any fire department for answering a "Fire Call" at said junkyard.

SECTION 11 MISC. PROVISIONS

Any person, firm, association, or corporation operating any "junk yard" at the time of the adoption of this Ordinance, shall have sixty (60) days to comply with the provisions herein. Any person, firm, association, or corporation who shall decide to vacate their place of business, or who shall have their license revoked, shall have thirty (30) days to clean up the premises where such business was established. Failing to comply with this provision the Township Board shall cause such premises to be cleaned up and shall collect the cost of such from such persons, firm association, or corporation or any member thereof.

SECTION 12 - REVOCATION OF JUNK YARD LICENSE

The license of any junk yard operator may be revoked by the Township Board upon a showing that any junk yard operator violated any of these foregoing provisions of this Ordinance, provided: no license shall be revoked until a hearing thereon shall be held by the Township Board, of which ten (10) days notice and at which hearing the licensee shall be permitted to present evidence in his behalf.

SECTION 13 - ENFORCEMENT

The Supervisor of Martin Twp. shall be the enforcement officer of this ordinance.

SECTION 14 - CRIMINAL PENALTIES

Any person, firm, association or corporation which shall operate a junk yard without a license of shall violate any provisions of this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding one hundred dollars [\$100.00] or by imprisonment in the County Jail not to exceed ninety [90] days or by both such fine and imprisonment in the discretion of the court.

SECTION 15 - CIVIL REMEDY

This Ordinance may also be enforced by civil action upon resolution by a majority of the members of the Township Board.

SECTION 16 AMMENDMENTS

This ordinance may be amended from time to time in manner and form provided by the enabling act, Act 12 of Public Acts of 1929, as amended, under which this Ordinance is enacted.

SECTION 17 VALIDITY

This Ordinance and the various parts, sections, sub-sections, sentences and phrases and clauses thereof are hereby declared to be severable. If any part, sentence, paragraph, section, sub-section, phrase or clause is adjudged unconstitutional or invalid it is hereby provided that the remainder of this Ordinance shall not be affected thereby. The Township Board hereby declares that it would have passed the Ordinance and each part, section, sub-section, phrase, sentence and clause thereof irrespective of the fact that any one or more parts, sections, sub-sections, phrases, sentences or clauses be declared invalid.

SECTION 18 – EFFECTIVE DATE

Within five [5] days after the adoption of this Ordinance it shall be published by posting the same in three [3] conspicuous places in the Township, and an affidavit of said posting shall be filed in the office of the Township Clerk. This Ordinance shall take effect on April 6, 1957, or on the date that said affidavit of posting shall be filed in the office of the Township Clerk, whichever date shall be the later.

TO WHOM IT MAY CONCERN:

Please take notice, that the foregoing Ordinance was duly adopted by the Township Board of Martin Township, Allegan County, Michigan, at a special meeting of the Board held on Saturday, April 6, 1957, at the Village Hall in Martin Township.

Laverne Young, Clerk

Harold Monteith, Twp. Supervisor

MARTIN TOWNSHIP JUNK YARD ORDINANCE

The Township Board of Martin, Allegan County, Mich.

RESOLVES AND ORDAINS:

SECTION 1—PURPOSE AND CONTENTS

The fundamental purpose of this ordinance is to best protect the public health, interest and general welfare of this Township insofar as "junk yards" and "places for the dismantling of automobiles" are concerned. In accordance with said purpose, this Ordinance provides for the licensing and regulations of "junk yards" and "places for the dismantling of automobiles," for the prescribing of rules, regulations and conditions for the operation of the same, for penalties for the violation of rules, regulations or conditions contained herein, provides for the penalty for the operation of the same without a license and for the enforcement thereof.

SECTION 2—TITLE

This ordinance shall be known as the Martin Township Junk Yard Ordinance.

SECTION 3—DEFINITIONS

A junk yard shall be defined as a place, lot, field, or yard used for the purpose of receiving and/or storing, and/or sorting, and/or packaging, and/or dismantling, wrecking and disposing of the junk and/or refuse material of automobiles.

SECTION 4—LICENSING BY TOWNSHIP BOARD

The Township Board of Martin is empowered to issue licenses to persons, firms, associates and corporations for the conduct of junk yards within Martin Township, which licenses shall be for one year unless sooner revoked by said Board. The Township Board may in its discretion, for just cause, refuse to grant the license provided for in this Ordinance. "Just Cause" shall include, but not by way of limitation, failure to possess suitable premises, failure to have proper fencing upon said premises, and previous violation of this Ordinance by said applicant, provided: no application for license shall be refused until a hearing thereon shall be held by the Township Board, of which hearing the applicant shall have ten (10) days notice and at which hearing the applicant shall be permitted to present evidence in his behalf. After the effective date of this ordinance, no person, firm, association or corporation shall operate a junk yard in the Township of Martin without a junk yard license issued by the Martin Township Board.

SECTION 5—LICENSE FEE

The fee for a junk yard license shall be twenty five dollars (\$25) for an annual license, fifteen dollars (\$15) for a half year license, which fee shall be transmitted to the Township Board with the license application of any person, firm, association or corporation desiring a township junk yard license. If said persons', firms', associations' or corporations' application shall be accepted and a license shall be issued, said fee shall be deposited in the general fund of the Township, and if said application for a junk yard shall be refused, said fee shall be returned to the applicant. The fee shall be due the first of January

of each year and no half year license shall be granted until July first of each year.

SECTION 6—FORM OF APPLICATION

Any person, firm, association or corporation desiring a Township junk yard license shall submit to the Township Board an application containing the following information:

a. The name of the owner or owners of the proposed junk yard.

b. The mail address or addresses of the owner or owners of the proposed junk yard and the mail address of the proposed junk yard.

c. The legal description of the premises proposed to be used as a junk yard together with full information as to whether the land is owned in fee or is leased, and if it is leased, the name and address of the lesser and the terms of the lease.

d. The arrest record of the owner, in the case of a sole proprietorship, the arrest record of the members of a firm in the case of a firm, and the arrest record of the officers of an association or corporation in the case of an association or corporation purposing to operate the junk yard.

e. Whether any operations are proposed which will be injurious to public health or result in unpleasant odors or loud noises.

All applications shall contain true statements of fact and if the applicant is a single individual it shall be sworn by him, if the applicant is a partnership, it shall be signed by a partner, and if the applicant is an association or corporation it shall be signed by an officer thereof.

SECTION 7—IDENTITY OF SELLERS OF JUNK AND RECORDS OF PURCHASES.

a. No junk yard operator shall receive and/or buy and/or take delivery from any minor of any property, junk or used automobiles without the written consent of one of the parents of said minor or his legal guardian.

b. No junk yard operator shall purchase any junk and/or used automobiles from any person without positively determining said seller's identity.

c. Every junk yard operator shall make a record of all purchases of junk and/or used automobiles, which record shall be kept in a bound book maintained especially for said purpose. This record shall contain the name of the seller, his address, the means used by the junk yard operator to determine the seller's identity, the description of the property and/or used automobile purchased, the date on which the purchase was made, the price paid for the property and/or used automobile, and the license number of any vehicle used by the seller of the junk in delivering the junk to the junk yard. This book shall be open to inspection by members of the Township Board, Constables of said Township, and all law enforcement officers of the State of Michigan, or any sub-division thereof.

SECTION 8—LOCATION

No part of any junk yard, other than an access driveway thereto,

shall be located closer than two hundred feet from the center of any state highway, and/or county road, and shall not be located closer than two hundred (200) feet to any building used, at the time the annual license for said junk yard shall be applied for, for dwelling purposes.

SECTION 9—FENCING

All junk yards, located on or within two hundred (200) yards of the center of a state highway, or any township or county road, shall be completely enclosed by a solid fence at least six feet high. It shall be kept in repair and shall be painted. If the fence is constructed of boards, they shall be placed in a vertical position and close together so as to make a solid continuous fence. All entrances to said enclosure shall be closed by gates, which gates shall be locked on Sundays and at all other times at which the operator of a junk yard or his employees are not thereon. All gates shall be of a solid construction, shall be at least six feet high. No advertising of any kind shall be permitted on any portion of the fence, or the gates.

SECTION 10—FIRE REGULATIONS

No fire, whether used for the destruction of inflammable waste or junk material or otherwise, shall be set or allowed to burn within fifty (50) feet of the fence of any junk yard and shall only be set or allowed to burn in a suitable container which will prevent the emission of sparks therefrom. No fire shall be allowed to continue without an attendant being present. No wool, rubber, sulphur or other material tending to cause or causing a strong and/or unpleasant odor and/or tending to cause or causing an injurious smoke or gas shall be burned in any junk yard unless a suitable area and a suitable method, approved by the Township Board before any fires are set, as provided by the owner, or owners of any junk yard. The owner or owners of any junk yard shall be liable for the costs or fees charged by any fire department for answering a "Fire Call" at said junk yard.

SECTION 11—MISC. PROVISIONS

Any person, firm, association or corporation operating any "junk yard" at the time of the adoption of this Ordinance, shall have sixty (60) days to comply with the provisions hereof.

Any person, firm, association or corporation who shall decide to locate their place of business, or who shall have their license revoked, shall have thirty (30) days to clean up the premises where such business was established. Failing to comply with this provision, the Township Board shall cause such premises to be cleaned up and shall collect the cost of such from such persons, firm, association or corporation or any number thereof.

SECTION 12—REVOCATION OF JUNK YARD LICENSE

The license of any junk yard operator may be revoked by the Township Board upon a showing

that any junk yard operator has violated any of these foregoing provisions of this Ordinance, provided: no license shall be revoked until a hearing thereon shall be held by the Township Board, of which hearing the licensee shall have ten (10) days notice and at which hearing the licensee shall be permitted to present evidence in his behalf.

SECTION 13—ENFORCEMENT

The Supervisor of Martin Twp. shall be the enforcement officer of this ordinance.

SECTION 14—CRIMINAL PENALTIES

Any person, firm, association or corporation which shall operate a junk yard without a license or shall violate any provisions of this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding one hundred dollars (\$100.00) or by imprisonment in the County Jail not to exceed ninety (90) days or by both such fine and imprisonment in the discretion of the court.

SECTION 15—CIVIL REMEDY

This Ordinance may also be enforced by civil action upon resolution by a majority of the members of the Township Board.

SECTION 16—AMENDMENTS

This ordinance may be amended from time to time in manner and form provided by the enabling act, Act 12 of Public Acts of 1929, as amended, under which this Ordinance is enacted.

SECTION 17—VALIDITY

This Ordinance and the various parts, sections, sub-sections, sentences and phrases and clauses thereof are hereby declared to be severable. If any part, sentence, paragraph, section, sub-section, phrase or clause is adjudged unconstitutional or invalid it is hereby provided that the remainder of this Ordinance shall not be affected thereby. The Township Board hereby declares that it would have passed the Ordinance and each part, section, sub-section, phrase, sentence and clause thereof irrespective of the fact that any one or more parts, sections, sub-sections, phrases, sentences or clauses be declared invalid.

SECTION 18—EFFECTIVE DATE

Within five (5) days after the adoption of this Ordinance it shall be published by posting the same in three (3) conspicuous places in the Township, and an affidavit of said posting shall be filed in the office of the Township Clerk. This Ordinance shall take effect on April 8, 1957, or on the date that said affidavit of posting shall be filed in the office of the Township Clerk, whichever date shall be the later.

TO WHOM IT MAY CONCERN:

Please take notice, that the foregoing Ordinance was duly adopted by the Township Board of Martin Township, Allegan County, Michigan, at a special meeting of the Board held on Saturday, April 6, 1957, at the Village Hall in Martin Township.

Laverne Young, Clerk

Harold Monteth,

Twp. Supervisor

ORDINANCE #2
TOWNSHIP ZONING ORDINANCE
EFFECTIVE: MARCH 14, 1967

Martin Township Zoning Ordinance

The following ordinance was passed by the Martin Township board and at meeting Tuesday, March 14, 1967

On Ordinance to establish zoning districts and provisions governing the unincorporated portions of the Township of Martin, State of Michigan, in accordance with the provisions of Act 184 of the Public Acts of 1943 as amended; to provide for the administration, including penalties for the violation thereof, and to provide for the Board of appeals.

THE TOWNSHIP BOARD OF MARTIN TOWNSHIP ORDAINS:

Article I Preamble

Section 1.01 NAME

This ordinance shall be known as the "Martin Township Zoning Ordinance."

Section 1.02 PURPOSES

The fundamental purpose of this Ordinance is to promote the public health, safety, morals and general welfare. Its provisions are intended to provide for the orderly development of the township; to encourage the use of lands and natural resources in the township in accordance with their character and adaptability; to limit the improper use of land; to reduce hazards of life and property, to avoid overcrowding of population; to provide for adequate health conditions in dwellings and buildings hereafter erected or altered; to lessen congestion of the public roads and streets; to protect and conserve natural recreation areas, agricultural areas, residential areas and other areas naturally suited to particular uses; to facilitate the establishment if an adequate and economic system for transportation, sewage disposal, safe water supply, education, recreation and other public requirements; to conserve the expenditure of funds for public improvements and services; to conform with the most advantageous uses of land and resources of the township by both the community and the individual inhabitant.

Section 1.03 GENERAL PROCEDURE

To achieve the purpose of this Ordinance, the unincorporated portions of the township have been divided into zoning districts of varied shape, kind and area, and regulations have been adopted for each such district, with due consideration for the character of each district, its peculiar suitability for particular purposes, the conservation of property values and natural resources, and the general trend and character of land, buildings, and population development.

Section 1.04 SCOPE

Beginning with the effective date of this ordinance, and except as otherwise provided in this Ordinance, no new building or structure or part thereof, shall be erected, and no existing building or structure shall be enlarged, rebuilt or altered, and no building, structure, land or part thereof shall be used for purposes other than conformity with the provisions of this Ordinance pertaining thereto

Article II Districts

Section 2.01 ZONING DISTRICTS

For the purpose of this Ordinance all of the unincorporated areas of the Martin Township are hereby divided into five (5) kinds of zoning Districts to be known as Districts R1 (Residential), Districts R2 (Residential-Resort), Districts A (Agricultural), Districts C (Commercial), and Districts I (Industrial), the location of which are shown on

accompanying map entitled ZONING MAP OF MARTIN TOWNSHIP, ALLEGAN COUNTY, MICHIGAN.

Section 2.02 ZONING MAP OF MARTIN TOWNSHIP

The Zoning Map of Martin Township, Allegan County, Michigan and all information and proper notations shown thereon are hereby made a part of this Ordinance. Unless otherwise provided in the text of the Ordinance, the boundary lines of all zoning districts shall be interpreted as following along with section lines or the customary divisions of the section such as quarter and eighth lines; or the customary divisions of section such as quarter and eighth lines, or the centerline of highways, streets and waterways; or the shorelines of water bodies, or the boundaries of incorporated areas, recorded plats or subdivisions, or property lines of record on the date of enactment of this Ordinance, or any Amendment thereto, or any extension of said lines.

Section 2.03 LOCATION OF ZONING DISTRICTS IN MARTIN TOWNSHIP

The description of unincorporated areas of Martin Township as divided by sections and set forth in Appendix A of this Ordinance shall constitute the areas included in each Zoning district

Article III District R1 (Residential)

The following provisions shall apply to District R1:

Section 3.01 USES PERMITTED

No land shall be used hereafter, and no building or structure erected or moved upon any premises and used for other than one or more of the following uses, except as otherwise provided in the Ordinance.

1. Principle uses permitted.
 - a. One family dwellings
 - b. Multi-family dwellings
2. Permitted Accessory uses
 - a. One garage per dwelling unit provided storage for a maximum of three cars or a combination of trucks and automobiles of three cars or a combination of trucks and automobiles not exceeding three in number.
 - b. Home occupations, including handicrafts such as dressmaking, millinery, watch repairing and professional occupations such as the office of a physician, dentist, lawyer; provided however, that there shall be no external evidence of such occupation except a name plate not exceeding four (4) square feet in area, and further that the use of occupation shall not require or effect any change in the external character of the dwelling
3. Uses by Special Permit. The following uses allowed when determined to be in conformity with the provisions of Section 8.21
 - a. Churches, Schools, libraries and public owned buildings.
 - b. Hospitals, clinics, sanatoriums, convalescent homes and similar structures designed for human care
 - c. Public utility buildings
 - d. Community country clubs, fraternal lodges, and similar civic and social organizations when not operated for profit.
 - e. Parks, playgrounds, public and private swimming pools and similar facilities for outdoor exercise and recreation when not operated for profit.

- f. Accessory buildings, structures and uses customarily incidental to any of the above permitted uses. Such uses shall include temporary signs.

Section 3.02 SIZE OF PREMISES

1. Dwellings Every parcel of land upon which a dwelling is hereafter erected or moved shall conform with the following
 - a. In the case of unplatted lands, no lot shall contain less than fourteen thousand (14,000) square feet exclusive of public highway right of ways nor shall be less than eighty (80) feet in width at the building line.
 - b. In the case of lots contained in plats hereafter recorded, the area shall be not less than ten thousand (10,000) square feet and the width of the lot shall be not less than seventy five (75) feet at the building line. Provided however, where lots are served by connections to municipal water supply or sewage systems, lot width requirements may be reduced to sixty (60) feet at the building line when in conformity with Section 8.12, Paragraph two (2) of this Ordinance.
 - c. Every parcel of land shall provide a minimum width of twenty-five (25) feet at the site of the access to the premises
2. Other buildings: The minimum size of a parcel of land required for special permit uses shall be as follows:
 - a. Side Yards: At least ten (10) feet in width on each side, provided, however, where lots abut upon two or more streets or highways, only yards abutting upon lots adjacent to the longest dimension of the property shall be considered side yards. Side yard requirement for special permit shall be twenty (20) feet.
 - b. Rear Yards: At least thirty (30) feet in depth.
 - c. Front Yards: In conformity with Section 8.16 of this Ordinance.

Section 3.04 FLOOR AREA OF BUILDING

1. Every dwelling hereafter erected or moved upon a premises and intended for year around occupancy shall contain not less than seven hundred twenty (720) square feet of floor area for each family unit; Provided, that no such area shall include space in an attached garage, open porch or other attached structure of similar nature
2. In cases of single family dwellings erected or moved upon premises for recreational purposes and intended for seasonal or temporary occupancy, the floor area required shall be not less than five hundred twenty (520) square feet.

Section 3.05 BUILDING HEIGHT

No building structure or part thereof shall be erected or altered to a height exceeding two and one half stories, but not to exceed thirty-five (35) feet; Provided, that the height of a specific building may be increased if approved by the Board of Appeals as may be reasonable for the use thereof.

ARTICLE IV DISTRICT R2 (Residential Resort)

The following provisions shall apply to all Districts "R 2"

Section 4.01 USES PERMITTED

No land shall be used hereafter, and no building or structure erected or moved upon any premises and used for other than one or more of the following uses, except as otherwise provided in this Ordinance.

1. Principal permitted uses
 - a. One family dwelling
 - b. Multi family dwelling
2. Permitted Accessory Uses:
 - a. One garage per dwelling unit providing storage for a maximum of three cars or combination of three cars and trucks
 - b. Home occupation, including handicrafts such as dressmaking, millinery, watch repairing, and professional occupations such as the office of physician, dentist, lawyer; Providing, however, that there shall be no external evidence of such occupation except a name plate not exceeding four (4) square feet in area, and further that the use or occupation shall not require or effect any change in the external character of the building.
3. Used by Special Permit:

The following uses shall be allowed when determined to be in conformity with the Provisions of Section 8 20:

- a. Cabin camps, motels, resort hotels, trailer parks, boat liveryes, bait shops, marinas and similar recreational enterprises
- b. Community country clubs, fraternal lodges and similar civic or social organizations.
- c. Parks, playgrounds, public and private swimming pools and similar facilities for outdoor exercise and recreation.
- d. Public utilities buildings
- e. Churches, schools, libraries, and public owned buildings
- f. Hospitals, clinics, sanatoriums, convalescent homes and similar structures designed for human care.
- g. Accessory buildings, structures, and uses - customarily incidental to any of the above permitted uses.

Section 4.02 SIZE OF PREMISES

1 Dwellings: Every parcel of land upon which a dwelling is hereafter erected Or moved shall conform with the following:

- a. Lots shall contain a minimum of 6,000 square feet and shall be sixty (60) feet wide at the building line.
2. Other Buildings: Buildings erected for special permit use shall not occupy more than 40 per cent of the parcel.

Section 4.03 YARDS

1. Dwellings:
 - a. Set back lines for front yard shall conform to Section 8.16.
 - b. Side Yards: At least five (5) feet in width on each side, provided however, where lots abut upon two or more streets or highways, only yards abutting upon lots adjacent to the longest dimension of the property shall be

considered side yards. Side yard requirements for special permit uses shall be ten (10) feet in width.

Section 4.04 FLOOR AREA OF DWELLING

Every dwelling hereafter erected or moved upon a premises shall contain not less than five hundred twenty (520) square feet of floor area for each family unit, provided that no such area shall include space in an attached garage, open porch or other attached structure.

Section 4.05 BUILDING HEIGHT

Building height shall conform to the limits established for Residential properties, Section 3.05

ARTICLE V DISTRICT A (Agricultural)

The following regulations apply to all Districts "A".

Section 5.01 USES PERMITTED

No land shall be used hereafter, and no building or structure erected or moved upon any premises and used for other than one or more of the following uses, except as otherwise provided in the Ordinance

1. **Principal Permitted Uses**
 - a. One family dwellings
 - b. Multi-family dwellings
 - c. Farms.
2. **Permitted Accessory Uses**
 - a. All uses permitted in paragraph two (2) of section 4.01
 - b. Buildings and structures customarily incidental to farming
 - c. Dwelling structures for migrant workers
 - d. Roadside stands and buildings for the packaging, storage and sale of agricultural products; Provided, that no less than fifty-one (51) per cent of the products packaged, stored or sold shall have been produced on the premises or upon common holdings of the owner or owners.
3. **Uses by Special Permit: The following uses shall be allowed when determined to be in conformance with the provisions of Section 8.20**
 - a. All uses permitted in Paragraph three (3) Section 4.01.
 - b. Food processing and packaging industries; farm equipment sales and services.
 - c. Neighborhood retail groceries, gasoline stations and shopping centers.
 - d. Fire control structures; airfields and airports, gravel and sand pits; public waste disposal areas
 - e. Guide signs of a non-advertising nature.
 - e. Accessory buildings and structures and uses customarily incidental to all of the above uses

Section 5.02 SIZE OF PREMISES

1. **Dwellings: Every parcel of land upon which a dwelling is here after erected or moved shall conform to the provisions of paragraph one (1), Section 3.02**
2. **The minimum size parcel of land required for special permit use shall conform to the provisions of paragraph two (2), Section 3.02.**

Section 5.03 YARDS

The yard requirements of all dwellings and other main buildings shall conform to the provisions of Section 3.03 except in the case of the side yards, which shall be increased to fifteen (15) feet

Section 5.04 FLOOR AREA OF DWELLINGS

Every dwelling hereafter erected or moved upon a premise shall contain not less than seven hundred twenty (720) square feet of floor space per family unit, Provided, that no such area shall include space in an attached garage, open porch or other attached structure.

Section 5.05 BUILDING HEIGHT

Dwellings may be thirty-five (35) feet or two and one-half (2 1/2) stories in height. No restrictions on other main building heights

ARTICLE VI DISTRICT C (Commercial)

Section 6.01 USES PERMITTED

No land shall be used hereafter, and no building or structure erected or moved upon any premises and used for other than one or more of the following uses, except as otherwise provided in the Ordinance.

1. Principal Permitted Uses:
 - a. Those uses permitted under Paragraphs one (1), two (2) and three (c) (3c) of Section 5.01 of the Ordinance
 - b. Stores; showrooms, and shops for the conduct of generally recognized retail business when conducted within buildings having a roof and four side walls.
 - c. Personal service shops, such as professional offices, barber shops, beauty parlors, shoe repair shops, laundry and dry cleaning pick-up shops.
 - d. Banks, dressmaking, millinery, photographic studios, undertaking establishments, public utility buildings and publicly owned buildings.
 - e. Community clubs, fraternal organizations and similar civic and social organizations.
 - f. Gasoline and oil service stations, garages, used car lots, but not the storage, processing, or sale of used auto parts or other items commonly referred to as junk.
 - g. Outdoor advertising signs not exceeding thirty-two (32) square feet in area.
3. Uses by Special Permit: The following uses shall be allowed when determined to be in conformance with the provisions of Section 5.02:
 - a. All uses permitted under Paragraph three (3) of Section 5.01 of the Ordinance, except as noted in above Principal Permitted Uses.
 - b. Outdoor theaters, dance halls, recreational halls, and other enterprises of recreation and amusement.
 - c. Sale and servicing of agricultural machinery, lumber and coal yards, warehouses, and buildings contractors.
 - d. Establishments, located within buildings for the repair, alteration, finishing, assembling, fabrication or storage of goods primarily for local or retail sale; Provided, how-ever, that no such establishment employ the use of machinery in excess of three hundred (300) horsepower.

- e. Outdoor advertising signs exceeding thirty-two (32) square feet in area.
- f. Accessory buildings, structures and uses customarily incidental to all of the above permitted uses.

Section 6.02 YARDS

Every building hereafter erected or moved upon any premises shall be provided with yards having 1" less than the following sizes:

- 1. Front Yards: Shall comply with provisions of Section & 16.
- 2. Side Yards: At least fifteen (15) feet on each side, exclusive of driveway
- 3. Rear Yards. Every building hereafter erected or moved upon any premises shall provide a rear yard no less than twenty (20) feet in depth, where commercial properties abut on residential properties the rear yard depth required shall be thirty (30) feet Rear yards are to be kept open and unobstructed for access of fire-fighting equipment.

Section 6.03 BUILDING HEIGHT

Any building hereafter erected or moved upon any premises shall comply with the provisions of Section 3.05

ARTICLE VII DISTRICT I (Industrial)

The following regulations shall apply to all Districts "I". Section 7.01 USES PERMITTED

No land shall be used hereafter, and no building or structure erected or moved upon any premises and used for other than on or more of the following uses, except as otherwise provided in the Ordinance.

- 1. Principal Permitted Uses:
 - a. Any uses permitted in Section 6.01 of the Ordinance
 - b. Terminal facilities, blacksmith shops, oil storages, and auto wrecking establishments.
 - c. Dairy plants, canneries, wineries, agricultural storage and packaging, and similar food processing operations not requiring a special permit under this section.
 - d. Manufacture or assembly of electrical appliances, motors, and instruments; manufacture or assembly of signs, billboards and advertising structures, other manufacturing or assembly operations of similar nature not attended by excessive noise, smoke, odors, vibrations or dust, sheet metal; machine shops; monument works.
- 2. Uses by Special Permit: The following uses shall be allowed when determined to be in conformance with the provisions of Section 8.20:
 - a. Slaughterhouses, tanneries, glue factories, rendering works, soap factories.
 - b. Oil refineries, chemical manufacturing or processing, asphalt manufacturing or refining; similar related manufacturing or processing.
 - c. Manufacturing or storage of explosives
 - d. Manufacturing or processing operations involving odors, fumes, smoke, dust, water, noise or vibration to such a degree as to be considered obnoxious offensive, unhealthful, or harmful to surrounding property.
 - e. Junk yards and privately operated waste disposal sites of a commercial nature.

Section 7.02 YARDS

Every building hereafter erected or moved upon any premises shall be provided with yards complying with the provisions as set forth in Section 3.03 with the following exceptions:

1. Side Yards: Every building hereafter erected or moved upon any premises shall provide a side yard of fifteen (15) feet except where adjacent to a residential lot then a side yard of twenty-five (25) feet shall be provided. This side yard area shall not be used as a drive or external storage areas.
2. Rear yards: Every building hereafter erected or moved upon any premises shall provide a rear yard of twenty (20) feet. Where rear yards abut on residential properties the rear yard depth required shall be thirty (30) feet.

Section 7.03 BUILDING HEIGHT

Any building hereafter erected or moved upon any premises shall comply with the provisions of Section 3.05.

ARTICLE VIII GENERAL PROVISIONS

Section 8.01 CONFLICTING LAWS, ORDINANCES, REGULATIONS AND RESTRICTIONS

It is not intended by this Ordinance to repeal, abrogate, annul or in any way impair or interfere with the existing provisions of the law, ordinance, rules, regulations, or permits previously adopted or issued pursuant to laws relating to the erection or use of buildings or land; nor is it intended by this Ordinance to interfere with or abrogate or annul any existing easements, covenants, or other agreements between parties; Provided, however, that where any provisions of this Ordinance imposes more stringent requirements, regulations, restrictions, or limitations, upon the erection or use of land or buildings, or upon the height of buildings and structures, or upon safety and sanitary measures, or requires larger yards or open spaces than are imposed or required by the provisions of any other law or Ordinance or any said rules, regulations, permits or easements, then the provisions of this Ordinance shall govern. The requirements of this Ordinance are to be construed as minimum requirements, and shall in no way Impair or affect any covenant or restriction running with the land except where such covenant Imposes lesser requirements.

Section 8.02 USE OF NON CONFORMING LAND, BUILDING AND STRUCTURE

1. At the discretion of the owner, the lawful use of any building, structure or premises existing prior to the effective date of this Ordinance may be continued, although the use does not conform with the provisions of this Ordinance, and such use of any building may be extended through said building; Provided, no structural changes be made therein except those required for safety
2. Wherever the non-conforming use of any building, structure, land or premises or part is changed in whole or in part to a conforming use, such use shall not hereafter be reverted to any non-conforming use.
3. If the non-conforming use of any building, structure, land or premises or part thereof is discontinued through vacancy, lack of operation or otherwise for a continuous period of twelve (12) months, then any future use of said building, structure, land or premises shall conform, in its entirety, to the provisions of this Ordinance; Provided, however, that the

Board of Appeals may upon application within twelve (12) months of the termination of said period, permit the resumption of such non-conforming use

Section 8.03 RECONSTRUCTION OF DAMAGED NON-CONFORMING BUILDINGS AND STRUCTURES

Nothing in this Ordinance shall prevent the reconstruction, repair or restoration and the continued use of any non-conforming building or structure damaged by fire, collapse, exploding, acts of God, or acts of the public enemy, subsequent to the effective date of this Ordinance if such reconstruction or restoration is undertaken within two years and diligently prosecuted to completion: Provided however, that said use be identical with non-conforming use permitted in effect at the time of said damage, and Provided: Further, that such reconstruction shall conform with highway setback and yard requirements of the district where ever physically practical.

Section 8.04 REPAIR, ALTERATION AND COMPLETION OF NONCONFORMING BUILDINGS

1. Nothing in this Ordinance shall prevent the repair, reinforcement, improvement, or rehabilitation of a non-conforming building, structure or part thereof existing at the effective date of this Ordinance, that may be necessary to secure or insure the continued advantageous use of the building or structure during its natural life; Provided, however, that such repair, reinforcement, improvement, or rehabilitation proposes no change other than to a conforming use, in the use of said building or part thereof
2. No basement, cellar, garage or an incompletely constructed structure in use as a dwelling on the effective date of this Ordinance shall be used as a dwelling for more than twenty-four (24) months following said date, unless such structure has been brought to a state of completion in conformity with the regulations of this Ordinance relative to dwellings in the district in which such structure is located.

Section 8.05 YARD AND AREA REQUIREMENTS: GENERAL

1. Every part of any required yard shall be open and unobstructed by chimneys, pilasters, sills, belt courses, cornices, eaves or gutters. Provided, however, that such chimneys, pilasters, sills, belt courses, cornices, eaves or gutters may project not more than fourteen (14) inches into any required yard.
2. No part of any required yard except a rear yard shall be used for any accessory building or use, or for the storage of vehicles and any accessory building erected in a required rear yard shall not exceed one story or fifteen (15) feet in height.
3. In determining lot and yard requirements, no areas shall be ascribed to more than one principal building or use, and no area necessary for compliance with this space requirement for one main building or use shall be included or counted in the calculation of the space requirements for any other building or use
4. Where a lot abuts upon an alley, one-half (1/2) of the width of said alley may be considered a part of such lot for the purpose of computing the area

of such lot and for the purpose of computing the depth of any rear yard required under this Ordinance.

5. Where a lot abuts upon the shore line of a lake, river, stream, or other surface body of water not having a legally established water level and subject to fluctuating water levels, the computation of the required lot area and yard measurements shall exclude any portions of the land existing below the highest prior water level.

Section 8.06 LIMITATIONS OF DWELLING PER LOT

Only one dwelling shall be erected or moved on a lot

Section 8.07 VEHICULAR PARKING SPACE, ACCESS THERETO, AND LIGHTING THEREOF

For each dwelling, commercial, industrial, manufacturing or other similar business or service establishments hereafter erected or altered, and located on a public highway, road or street in the unincorporated portions of the county, and including buildings or structures used principally as a place of public assembly, there shall be provided and maintained suitable space off the right of way for the parking or loading of vehicles in proportions shown in Appendix B of this Ordinance, and such space shall be provided with safe exit to and safe entrance from the public thoroughfare. Approval for the location of such exit and entrance shall be obtained from the Michigan State Highway Department for all highways under their jurisdiction, and from the County Road Commission for all other roads and highways in the county, which approval shall also include the design and construction thereof in the interests of safety, adequate drainage and other public requirements. A minimum of 200 square feet, exclusive of drive, entrances and exits shall comprise one automobile parking space. All parking space shall be provided with adequate artificial lighting between the time extending from one-half hour after sunset to one-half hour before sunrise, when the use of such space is open to the public.

Section 8.08 TEMPORARY DWELLING STRUCTURES

1. No building, trailer coach, garage, cellar basement or other structure which does not conform to the provisions of this Ordinance relative to dwellings shall be erected, altered or moved upon premises and used for dwelling purposes except under the following applicable limitations:
 - a. Use of any building, trailer coach, garage, basement or other structure shall not be inimical to health, safety or to the public welfare.
 - b. The location of each building, trailer coach, garage, cellar, basement or other structure shall conform to the regulations governing the yard requirements for dwelling or similar conforming structures for the district in which it is situated.
 - c. Such use of any building, trailer coach, garage, cellar, basement, or other structure shall be for the sole purpose of providing dwelling facilities for the owner of the premises during the period in which a dwelling conforming to the provisions of this Ordinance is in the process of erection and completion; Provided however, that such a period shall not exceed twelve (12) months beginning with the date of

issuance of the permit unless otherwise extended by the action of the Board of Appeals

- d. Any other such use of any trailer coach shall be prohibited except under the following applicable limitations:
 1. In the case of trailer coaches providing temporary housing to guests or visitors on the premises, such use shall be limited for an individual trailer to a period of thirty (30) days in any calendar year; Provided, that the occupants of said trailer coach shall have unrestricted use of sewage disposal and water facilities of the comfortable dwelling or commercial or industrial building
 2. The use of a trailer coach as a dwelling for the owner of the premises upon which the trailer is located or as a dwelling of any employee of the owner of such premises shall be permitted; Provided that such approval shall be limited to premises located within Districts R1, R2, A, C, and I, unless otherwise restricted by the Board of Appeals.
 - A. Permits issued under this provision shall be limited to one (1) year and shall not be renewable except as provided above
 - B. Provisions of this section shall not relieve trailer coach owners from Compliance with Provisions of Act. number 172, of P. A. 1958
2. Application for the erection, movement, alteration, and use of a building, trailer coach, garage, basement or other structure shall be made to the Zoning Administrator as provided by Section 9.03 of this Ordinance. The Zoning Administrator shall approve or disapprove the application giving due consideration to the purposes of this Ordinance and to the best interests and welfare of all parties Appeals to decisions of the Administrator shall be considered by the Board of Appeals at their next regular meeting
3. The conditions of this section shall not apply to any trailer coach when located in a trailer coach park, nor any cabin located in a cabin camp as defined by this Ordinance.

Section 8.09 CABINS, CABIN CAMPS AND MOTELS

No parcel of land or premises shall be used for cabin camps or motels, and no cabin or motel shall be erected, altered, or moved upon any land or premises without compliance with the following regulations; except as noted in Section 8.14

1. Wide location and operation of such a camp or motel shall not tend to produce noise or otherwise prove injurious to the surrounding neighborhood, nor be inimical to the public health, safety or general welfare of the community, nor be contrary to the purpose of this Ordinance.
2. Each cabin or motel dwelling unit shall provide no less than sixty (60) square feet of floor area for each occupant, but no cabin or motel dwelling unit shall contain less than one hundred twenty (120) square feet of floor

area for sleeping quarters, exclusive of any space provided for toilet, shower or other facilities

3. Each cabin or motel shall abut or face a driveway or unoccupied space of no less than twenty-five (25) feet in width, which space shall have unobstructed access to a public highway.

Section 8.10 COMBINATION BUSINESS AND DWELLING BUILDINGS AND STRUCTURES

Each building or structure used for combined dwellings and business purposes shall provide an area of not less than five hundred twenty (520) square feet for that part used for dwelling purposes.

Section 8.11 WATER SUPPLY AND SEWAGE DISPOSAL FACILITIES

1. Every building or structure hereafter erected or moved upon any premises for permanent or temporary human habitation shall be provided with a safe and adequate system of water supply and sewage disposal. No such building or structure shall be utilized for human habitation until the owner of the premises has obtained a written approval of the water supply and sewage disposal from the Allegan County Health Department.
2. Connection shall be made to a public water supply and public sewer system when available to the premises.
3. When a private water supply or private sewage disposal system is required, the type, location and construction shall comply with the Sanitation Regulations for Allegan County. No building or structure requiring the facilities, shall be erected or moved upon any premises which does not provide adequate size or soil conditions for safe and adequate water supply and sewage disposal facilities.

Section 8.12 FARM BUILDINGS AND STRUCTURES

All buildings and structures hereafter erected and used in connection with farming operations in the Township, but not including dwellings other than noted in Section 8.13, shall be exempt from the provisions of this Ordinance. Provided, however, that yard requirements, highway setback limits, and sanitary requirements of this Ordinance shall be observed where applicable.

Section 8.13 DWELLING FOR USE OF SEASONAL FARM LABOR

Any building or structure located in District "A" and available for occupancy from April first to November fifteenth for the use of seasonal farm labor shall not be subject to the provisions of this Ordinance; Provided, however, it is maintained in a safe and sanitary condition, and is furnished with a safe and sanitary water supply and with sewage disposal facilities which do not adversely affect the public health; and Provided, further, that such buildings or structures shall be located at least fifty (50) feet from the side or rear property line of the premise upon which they are located and otherwise observe the applicable highway setback limits provided in this Ordinance.

Section 8.14 ESSENTIAL SERVICES

Essential services, as defined in this Ordinance, shall be permitted as authorized and regulated by law and other Ordinances in effect in Allegan County, it being the intention hereof to exempt such services from the application of this Ordinance.

Section 8.15 HIGHWAY SETBACK LINES

Setback lines on all highways, roads and streets, other than highways under the jurisdiction of the Michigan State Highway Department and highways situated in subdivision of plats of record of the effective date of this Ordinance, shall be parallel with and eighty-three (83) feet from the centerline of the highway outside the limits of incorporated villages and cities; Provided, that no construction shall be within fifty (50) feet of the highway right-of-way lines

Setback lines for roads and streets contained within sub-division of plats of record shall be parallel with and fifty-eight (58) feet back from the centerline of the roads or streets contained within the plat, provided no construction be within twenty-five (25) feet of the road right-of-way line

Setback lines for highways under the jurisdiction of the Michigan State Highway Department shall be parallel with and one hundred ten (110) feet from the centerline of said Highway, provided that, no construction be within fifty (50) feet of the highway right-of-way line

Section 8.16 HIGHWAY INTERSECTIONS SETBACK LINES

At intersection of all highways where grades are not separated, setback lines are hereby established across each sector between the intersecting highways. Such setback lines shall be straight lines connecting points on the intersecting highways, connecting points shall be located at a distance of three hundred (300) feet along the centerline of state highways and one hundred fifty (150) feet along the centerline of county highways not contained within a subdivision of plats of record. Connecting points in the case of highways contained within a subdivision of plats of record shall be located a distance of one hundred fifteen (115) feet along highway centerline. Said distance shall be measured from the intersections of the centerlines of the respective highways.

Section 8.17 RAILROAD-HIGHWAY SETBACK LINES

At intersections of highways and railroads where the grades are not separated, setback lines are hereby established across each sector between intersecting highways and railroads. Such setback shall be defined by straight lines connecting points located at a distance of two hundred (200) feet along the centerline of the highway and railroad, such distance to be measured from the intersection of the respective centerlines

Section 8.18 BUILDINGS AND STRUCTURES RELATIVE TO SETBACK LINES

No buildings or structures of any kind, except necessary highway and traffic signs and open fences through which there shall be clear visions, shall be hereinafter constructed, erected or moved into the space within such setback lines, except as herein provided. No building or structure except necessary highway and traffic signs, presently existing within such setback lines, shall be renewed or replaced hereafter in any way, except outside the setback lines.

Section 8.19 BUILDING AND STRUCTURES RELATIVE TO INTERSECTION SETBACK AREAS

No building or structure of any kind except highway and traffic signs, open fences, trees, shrubs, through which there shall be clear vision, shall be hereinafter constructed, erected or moved into the space within such setback lines, shall be renewed or replaced here-after in any way except outside the set-back lines.

Section 8.20 SPECIAL, PERMIT USES

Special permit uses shall be subjected to the following special requirements in addition to the requirements and standards of the zoning district in order to prevent conflict with or impairment of the principal permitted uses of the zoning district. Such uses shall be deemed to possess characteristics of such unique form to the district that each shall be considered as an individual case.

1. **Relation to adjacent land and building**
The location and size of use, the nature and intensity of operations, the size of site in relation to operations, and the location of the site -with respect to existing or future roads and highways providing access thereto shall be in harmony with the orderly development of the district; and the location, nature and height of buildings, walls and fences shall not discourage the appropriate development and use of adjacent land and buildings or impair their value.
2. **Character of Operations:**
Operations shall not be more objectionable to nearby properties by reason of noise, vibration, dust, fumes, smoke or flashing lights than the operation of any permitted use.

ARTICLE IX ADMINISTRATION

Section 9.01 ZONING ADMINISTRATOR

The provisions of this Ordinance shall be administered and enforced by a Township Zoning Administrator, appointed by the Township Board for such term and subject to such conditions as said Township Board shall determine.

Section 9.02 ZONING BOARD

Martin Township -Zoning Board shall consist of five members appointed in accordance with Act 146, of the Public Acts of 1960.

Section 9.03 CERTIFICATES OF APPROVAL

No building or structure subject to the provisions of this Ordinance shall hereafter be erected or moved and used upon any premises until application for a certificate of approval has been filed with the Township Zoning Administrator, and the Administrator has issued such Certificate. Such Certificate shall be non-transferable, and must be granted before any work of excavation, construction or movement is begun.

1. The application shall be signed by the owner of the premises or his qualified agent, and shall certify that all provisions of this Ordinance and other applicable law and requirements are to be complied with
2. The application shall be made in triplicate on forms provided by the Township which forms shall provide space for declaring such information and intent required to determine compliance with the Ordinance.
3. The Zoning Administrator shall determine whether the building or structure and the land and use thereof, as set forth on the application, are in conformity with the provisions of this Ordinance, and if he so finds, he shall issue a Certificate of Approval, and when such certificate is refused, he shall state the cause in writing. One copy of the application with proper notations thereon, or attached thereto, including approval or disapproval and date, shall be placed on file with the Zoning Board as a record, one copy shall be filed with the Township clerk and one copy shall be returned

to the Applicant Accessory building when erected at the same time as the principal buildings and -shown on the application shall not require a separate certificate.

4. Certificates of Approval under which no work has been done above the foundation walls within six (6) months from the date of Issue shall expire by limitation, but may be renewed for an additional six (6) months from the date of expiration upon reapplication and payment of 50% of the total of the original fee to the Zoning Administrator for deposit with the Township Treasurer, subject, however to the provisions of the Zoning Ordinance when in force.
5. The Zoning Administrator shall have the power to revoke or cancel any Certificate of Approval in case of failure or neglect to comply with any of the provisions of this Ordinance, or in the case of any false statement or misrepresentation made in the application. The owner of the premises shall be notified of such revocation in writing
6. It shall be the duty of all architects, contractors, and other persons having charge of erection, alteration, or movement of a building or structure, subject to the provisions of this Ordinance, to determine that proper certificate has been granted therefore before undertaking any such work; and all such persons performing any work in violation of the provisions of this Ordinance shall be deemed guilty of violation in the same manner as the owner of the premises.
7. For each certificate of Approval to be issued, the following fees shall be paid to the Zoning Administrator for the deposit with the Township Treasurer to the credit of the General Fund of the township. No certificate shall be valid until the following required fee has been paid:

Additions	One (1) Dollar
Accessory Building or Structures	One (1) Dollar
Dwellings	Three (3) Dollars
Other	Five (5) Dollars
Governmental	No fee required

Section 9.04 SPECIAL PERMITS

1. Application for a special permit shall be made in writing and shall accompany the application for a Certificate of Approval required under the provisions of Section 9.03 of the Ordinance
2. Application for a special permit shall be accompanied by a plan for the proposed use which plan, where applicable, shall show the location of all buildings, structures, parking areas, open spaces, traffic access and circulation landscaping including screening, and any other information necessary to determine the conformance of the proposed use with the provisions of Section 1.02 of the Ordinance.
3. The Zoning Administrator shall make such investigation as may be necessary to determine whether the proposed special use complies with the requirements of Section 8.21 of the Ordinance. A report of the Administrator's findings and action shall be filed with the Zoning Board. If the Zoning Administrator finds that the proposed use is in compliance with the requirements of Section 8.21, he shall proceed with the processing of the Application for Certificate of Approval as set forth in Section 9.03. In the event

that the Zoning Administrator denies the application for a special use permit, the Zoning Board of Appeals shall be notified and the application shall be referred to the Board, together with all reports relevant thereto, for consideration at the next regular meeting of the Board of Appeals. In no case, however, shall a period exceeding thirty-one (31) days elapse between the time of notice to the Board of Appeals and the date of initial Board action on the application.

Section 9.05 CERTIFICATE OF COMPLIANCE

No building or structure or part thereof for which a Certificate of Approval has been issued shall be occupied or used until a Certificate of Compliance has been issued by the Zoning Administrator stating that the building or structure or proposed use complies with the requirements of this Ordinance. Within ten (10) days after written notifications that the building or structure is complete, the Zoning Administrator shall make inspection thereof, and if it is found to be in conformity with the provisions, he shall issue the owner a Certificate of Compliance and record his action, including date, on the copy of the application for a Certificate of Approval deposited, as heretofore provided, with the Zoning Board. No fee shall be charged for a Certificate of Compliance when applied for coincidental with the application for Certificate of Approval.

ARTICLE X BOARD OF APPEALS

Section 10.01 CREATION

There is hereby created a Board of Appeals which shall perform its duties and exercise its powers as provided by Act 184 of the Public Acts of 1943, as amended, and by the provisions of this Ordinance, to the end that the objectives of this Ordinance are observed and public safety, health, morals and general welfare secured and substantial justice done.

Section 10.02 MEMBERSHIP

The membership of the Board of Appeals shall conform with Section 18 of Act 184 of the Public Acts of 1943, as amended.

Section 10.03 MEETINGS OF

Meetings of the Board of Appeals shall be held at the call of the chairman and at such other times as the Board in its rules of procedure may specify. The chairman, or in his absence the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the Board of Appeals shall be open to the public, the Board shall maintain a record of its proceedings which shall be filed in the office of the Township Zoning Commission and shall be a public record.

Section 10.04 DUTIES OF

1. The Board of Appeals shall act upon all questions, as they may arise in the administration of the Zoning Ordinance, including the interpretation of the Zoning Maps, and may fix rules and regulations to govern its procedure sitting as such a Board of Appeals. It shall hear and decide appeals from and review any order, requirement, decision or determination made by an administrative official charged with enforcement of any provisions of this Ordinance. It shall also hear and decide all matters referred to it upon which it is required to act under any amendment adopted pursuant to this ordinance. The concurring vote of a majority of the members of the Board of Appeals shall be necessary to reverse any order, requirement, decision or determination of any such administrative official, or to decide in favor of the applicant any matter upon which they are required to pass under any such Ordinance or to effect any

variation in such Ordinance. Such appeal may be taken by any person aggrieved or by any officer, department, board or bureau of the Township. The grounds of every such determination shall be stated.

2. Such appeal shall be taken within such time as shall be prescribed by the Board of Appeals by general rule, by the filing with the officer from whom the appeal is taken and with the Board of Appeals of a notice of appeal specifying the grounds thereof. The officer from whom the appeal is taken shall forthwith transmit to the Board all papers constituting the record upon which the action appealed from was taken.

3. An appeal stays all proceedings in furtherance of the action appealed from unless the officer from whom the appeal is taken certifies to the Board of Appeals after the notice of Appeals shall have been filed with him that by reason of fact stated in the certificate, a stay would in his opinion cause imminent peril to life and property, in which case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the Board of Appeals or by the Circuit Court, on application, on notice to the officer from whom the appeal is taken and on due cause shown.

4. The Board of Appeals shall fix a reasonable time for the hearing of appeal and give due notice thereof to the parties, and decide the same within a reasonable time. Upon the hearing any party may appear in person or by agent. The Board of Appeals may reverse or affirm, wholly or in part, or may modify the order, requirement, decision or determination as in its opinion to be made in the premises, and to that end shall have all the power of the officer from whom the appeal was taken, and may issue or direct the issuance of a permit. Where there are practical difficulties or unnecessary hardship in the way of carrying out the strict letter of such Ordinance, the Board of Appeals shall have the power in passing upon appeals to vary or modify any of the provisions of the Ordinance so that the spirit of the Ordinance shall be observed, public safety secured and substantial justice be done. The decision of such board shall not be final, and person having an interest affected by such Ordinance shall have the right to appeal to the Circuit Court on questions of law and fact.

ARTICLE XI PENALTIES

1. Any building or structure which is erected, altered, maintained or used or any use of land which is begun, maintained, or changed in violation of any provisions of this Ordinance is hereby declared to be a nuisance per se. Any person, firm, corporation or other organization which violates, disobeys, omits, neglects or refuses to comply with, or resists the enforcement of any provision shall be fined upon conviction not less than ten (10) dollars nor more than one hundred (100) dollars together with the costs of prosecution, or shall be punished by imprisonment in the county jail for no less than ten (10) days nor more than ninety (90) days for each offense, or may be at the discretion of the court. Each and every day during which an illegal erection, alteration, maintenance or use continues, shall be deemed a separate offense. The imposition of any sentence shall not exempt the offender from compliance with the provisions of this Ordinance.

2. The Township Board, Zoning Board, the Board of Appeals, the prosecuting Attorney of the County, or any owner or owners of real estate may institute injunction, mandamus, abatement, or any other appropriate action, or proceedings to prevent, enjoin, abate or remove said unlawful erection, alteration, maintenance or use. The rights and remedies provided herein are cumulative and in addition to all other remedies provided by law.

ARTICLE XII AMENDMENTS

Section 12.01 INITIATION OF AMENDMENTS

Amendments to this Ordinance may originate with the Township Board or the Zoning Board by resolution of the majority of this respective membership, or by written petition signed by no less than fifteen (15) of the owners of property located in the unincorporated portion of the township and filed with the Township Clerk. Such petition shall include the address of each signer and the location of his property in the township.

Section 12.02 PROCEDURES

1. Each proposed amendment not originating with the Zoning Board shall be referred to said Board for its consideration and recommendations.

2. The Zoning Board shall hold a public hearing on its recommendation. When any amendment proposes the rezoning of any premises, a public hearing shall be held and the Zoning Board shall cause the premises to be posted for twenty (20) days prior to the date of hearing with at least one sign stating the premises are under consideration for rezoning, and the time and place of the hearing.

3. Adoption and enactment of amendments shall be in accord with Section 14 of Act 184 of the Public Acts of 1943, as amended.

Section 12.03 SPOT ZONING

In case any petition requests rezoning of individual parcels of land, the petition shall state the specific use or purpose for which rezoning is sought

ARTICLE XIII VALIDITY

This Ordinance and the various parts, sections, subsections, sentences, phrases and clauses thereof are hereby declared to be severable. If any part, sentence, paragraph, section, subsection, phrase or clause, is adjudged unconstitutional or invalid it is hereby provided that the remainder of this Ordinance shall not be affected thereby. The Martin Township Board hereby declares that it would have passed this Ordinance and each part, section, phrase, sentence and clause thereof, irrespective of the fact that any one or more parts, sections, subsections, phrases, sentences, clauses be declared invalid.

ARTICLE XIV DEFINITIONS

For the purpose of this Ordinance, certain terms used are herewith defined. When not inconsistent with the context, words used in the present tense include the future; words in the singular include the plural number, and conversely. The word "shall" is always mandatory and not merely directory.

Section 14.01 ACCESSORY BUILDING OR STRUCTURE

A supplementary building or structure on the same premises as the main building or structure and occupied by or devoted exclusively to an accessory use but such use shall not include the use for dwellings or lodging purposes, or sleeping quarters for human beings.

Section 14.02 BUILDING

Any structure either temporary or permanent, having a roof or used or built for the shelter or enclosure of persons, animals, or property of any kind. This shall include tents, awnings, vehicles whether mounted on wheels or not and used for purposes of a building.

Section 14.03 BUILDING SET-BACK LINE

A line extending the full width of the lot from side lot line to side lot line parallel to and at a distance of one hundred ten (110) feet from the centerline of highways under

the jurisdiction of the Michigan State Highway Department or eighty-three (83) feet from the centerline of roads under the jurisdiction of the Allegan County Road Commission, except when such highways are located within subdivisions of plats of record, in which case a distance of fifty-eight (58) feet from the highway centerline shall be observed.

Section 14.04 CABIN CAMP

Any parcel of land on which two or more buildings, tents, or similar structures are maintained, offered or used for dwelling or sleeping quarters for transients, but shall not include what are commonly designated as lodging houses or tourist homes.

Section 14.05 DWELLING

Any building or part thereof occupied as the home, residence and sleeping place of one or more persons, except for trailer coaches, motels, cabins and similar facilities offered to transients

Section 14.06 ERECTED

Includes built, constructed, reconstructed, moved upon, or any physical operations on the land required for the building. Excavations, fill, drainage, and the like shall be considered a part of erection.

Section 14.07 ESSENTIAL SERVICES

The erection, construction, alteration or maintenance of public utilities or municipal departments or commissions, of underground or overhead, gas, electrical, steam or water transmission or distribution systems, collections, communications, supply or disposal systems, including poles, wires, mains, drains, sewers, pipes, conduits, cables, towers, electric sub-stations, fire alarm boxes, police call boxes, traffic signals, hydrants, and other similar equipment and accessories in connection therewith, but not including buildings, reasonably necessary for the furnishing of adequate service by such public utilities or municipal departments or commissions or for the public health or safety or general welfare

Section 14.08 FAMILY

A collective body of persons consisting of parents or children, or other relatives, domestics or servants, residing together in one house or dwelling and under one head or one domestic government.

Section 14.09 FARMS

All of the non-platted, contiguous, neighboring or associated land operated as a single unit, containing not less than ten (10) acres in area, on which bona-fide farming is carried on. Orchards, hatcheries, and similar specialized agricultural enterprises may be considered as farms, but establishments keeping fur-bearing animals, game, or operated, as fish hatcheries, dog kennels, stock yards, slaughterhouses, stone quarries, gravel or sand pits, or the removal and sale of top soil, fertilizer works, bone yards, piggeries or for the reduction of animal matter or for the disposal of garbage, sewage, rubbish, junk or offal, shall not constitute a farm hereunder.

Section 14.10 HIGHWAY, ROAD OR STREET

Any public vehicular thoroughfare, except alleys, including county, federal and state roads and highways.

Section 14.11 HOME OCCUPATIONS

A gainful occupation conducted by members of the family within its place of residence; Provided that the space used is incidental to residential use and that there be at least five hundred twenty (520) square feet of dwelling area not used in the said

occupation area; and that not more than one paid non-family member assistant is employed.

Section 14.12 LOT

The parcel of land on which one (1) principal building and its accessories are placed, together with the open spaces required by this Ordinance. A lot need not be a lot of existing record.

Section 14.13 ROADSIDE STAND

A farm structure or piece of work artificially built up or composed of parts joined together in some definite manner; for the packaging, storage and sale of agricultural products including any dwelling, garages, buildings, signs and signboards included thereto.

Section 14.14 TRAILER COACH

Any vehicle used or so constructed as to permit its being used as a conveyance upon public streets or highways and shall include self-propelled and non-self-propelled vehicles so designated, constructed, reconstructed, or added so as to provide an enclosed room or area in such manner as will permit the occupancy thereof as a dwelling or sleeping place for one or more persons, whether mounted on wheels or dismantled or located on a foundation or other support

Section 14.15 TRAILER COACH PARK

Any site, lot, field, tract, or parcel of land upon which three (3) or more occupied house trailers are harbored either free of charge, or for revenue purposes, and shall include any building, structure, tent, vehicle or enclosure used or intended for use as part of the equipment of such trailer park.

Section 14.16 YARD

A space open to the sky and unoccupied or unobstructed by buildings or structures on the same lot with a building or structure. Yard measurements shall be the minimum horizontal distances

A. YARD, FRONT

A yard extending the full width of the lot or parcel of land between the front, or thoroughfare right-of-way line, and the nearest line of the main building

B. YARD, REAR

A yard extending across the full width of the lot between the rear lot line and the nearest line of the main building.

C. YARD, SIDE

A yard extending from the front yard to the rear yard between the side lot line and the nearest line of the main building or of any accessory building.

Section 14.17 PARKING SPACE

An area, enclosed or unenclosed, two hundred (200) square feet in size to store one (1) automobile, together with a driveway connecting the parking space with a street or alley and permitting ingress and egress of an automobile.

Section 14.18 WORDS REQUIRING SPECIAL INTERPRETATION

Any word requiring special interpretation and not listed above shall be used as defined in the Housing Law of Michigan, Act 167 of the Public Acts of 1917, as amended.

**APPENDIX A
ZONING DISTRICTS OF MARTIN TOWNSHIP**

All of the unincorporated area of Martin Township shall be zoned District A (Agricultural) with the exception of the following described areas.

Section 1-District R2 (Residential-Resort)

 Northeast quarter section of said section including Lapham's lakeview plat.

Section 2 - Industrial

 Southwest ¼ of the southeast ¼ of the said section

Section 5-District R1 (Residential)

 The north half of the northwest quarter of said section.

Section 6-District C (Commercial)

 That land lying 500 feet east, 500 feet west and 500 feet south of the intersection of Tenth street and 124th Avenue. Also the northwest one-half of said section.

Section 9-R2 (Residential-Resort)

 The south one-half of the southeast ¼ of the southwest 1/4 of said section (land borders Lake Sixteen).

Section 15-District C (Commercial)

 The northeast corner of the intersection of 118th Avenue and Fifth street for a distance of 300 feet North and 300 feet East

 District R2 (Residential-Resort)

 Land 200 feet in depth bordering

 Fenner and Pratt lakes.

Section 16-District R2 (Residential-Resort)

 Land 200 feet in depth bordering

 Lake Sixteen.

Section 17-District I (Industrial)

 The southwest quarter of the southwest quarter of said section.

Section 23-District C (Commercial)

 South one-half of the north half of the northeast ¼ of the southeast quarter of said section

Section 26-District C (Commercial)

 The northwest ¼ of the northwest ¼ of the said section bordering on 118th street

Section 29-District C (Commercial)

 That land running 93 rods east of the Martin Village limits and along the center line of 116th street to a depth of 500 feet

Section 31-District C (Commercial)

 All that part of the said section lying west of the U. S. 131 expressway.

Section 35-District C (Commercial)

 Southeast ¼ of the southeast ¼ of said section

Section 36-District C (Commercial)

 The southwest ¼ of the southwest ¼ of said section. The southwest ¼ of the southeast quarter of said section.

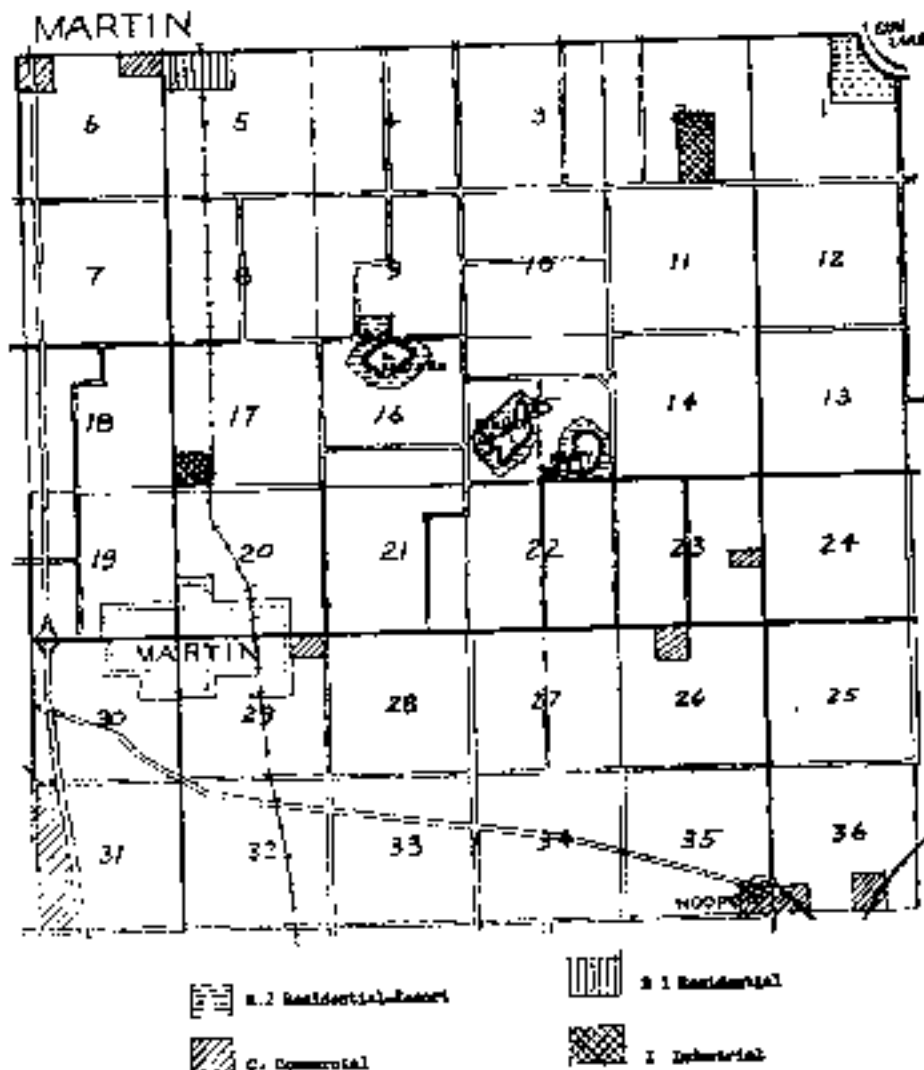
**APPENDIX B
OFF STREET PARKING**

Land Use

Parking Required

Dwelling-Single	1 space per dwelling unit
Multiple-Family	1 space per dwelling unit
Hotels and Motels	1 space per room
Hospitals	1 space per bed
Mortuaries	1 space per 50 sq. ft. in floor area
Restaurants	1 space per 4 seats
Theaters	1 space per 4 seats
Auditorium and Church	1 space per 4 seats
Schools, Grade and High	1 space per 8 seats
Schools, College	1 space per 4 seats
Offices	1 space per 200 sq. ft. floor area
Industry	1 space per 3 employees.
Retail Stores	1 space per 200 sq. ft. of floor area
Tavern	1 space per 3 seats
ONE SPACE -200 sq. ft.	

LaVerne Young
Township Clerk



**ORDINANCE #3
UNIFORM TRAFFIC CODE
EFFECTIVE: MARCH 17, 1971**

ORDINANCE #4
OUTDOOR ASSEMBLY ORDINANCE
EFFECTIVE: APRIL 16, 1971
AMENDED: FEBRUARY 15, 1978

TOWNSHIP NOTICE

At a regular meeting of the Town Board of Martin Township held at the Township Hall on the 15th day of February, 1973, Section Two and Section Four of Martin Township Ordinance, Number Four, Enacted March 17, 1971 and Effective April 16, 1971, known as the Public Gathering Ordinance, was unanimously amended as follows:

Section 2. Definitions.

- a) "Outdoor Assembly", hereinafter referred to as "Assembly" means any event attended by more than 2,000 attendants, all or any part of which includes a theatrical exhibition, public show, display, entertainment, amusement or other exhibition, including, but not limited to musical festivals, rock festivals, peace festivals or similar gatherings, but does not mean:
 1. an event which is conducted or sponsored by a governmental unit or agency on publicly owned land or property;
 2. an event held entirely within the confines of a permanently enclosed and covered structure.
- b) "Person" means any natural person, partnership, corporation, association or organization.
- c) "Sponsor" means any person who organizes, promotes, conducts, or causes to be conducted an outdoor assembly.
- d) "Attendant" means any person who obtains admission to an outdoor assembly by the payment of money or by the rendering of services in lieu of the payment of money for admission.
- e) "Licensee" means any person to whom a license is issued pursuant to this ordinance.

Section 4. Application for License. Application for a license to conduct an outdoor assembly must be made in writing on such forms and in such manner as prescribed by the clerk of the township and shall be made at least 90 days prior to date of the proposed assembly. Each application shall be accompanied by a non-refundable fee of \$750.00 and shall include at least the following:

- a) The name, age, residence and mailing address of the person making the application. (Where the person making the application is a partnership, corporation or other association, this information shall be provided for all partners, officers and directors, or members. Where the person is a corporation, a copy of the articles of incorporation shall be filed, and the names and addresses shall be provided for all shareholders having financial interest greater than \$500.00.

- b) A statement of the kind, character, and type of proposed assembly
- c) The address, legal description and proof of ownership of the site at which the proposed assembly is to be conducted.

Where ownership is not vested in the prospective licensee, he shall submit an affidavit from the owner indicating his consent to the use of the site for the proposed assembly

- d) The date or dates and hours during which the proposed assembly is to be conducted.
- e) An estimate of the maximum number of attendants expected at the assembly for each day it is conducted and a detailed explanation of the evidence of admission which will be used and of the sequential numbering or other method which will be used for accounting purposes.

This Amendment shall take effect 30 days following the date of this publication.
Certified to be a true copy-

LaVERNE B. YOUNG
Township Clerk

Feb. 23, 1978

Martin Township Notice

An regular meeting of the Town Board of Martin Township held at the Township Hall on the 15th day of February, 1978. Section Two and Section Four of Martin Township Ordinance Number Four, Enacted March 27, 1971 and Effective April 16, 1971, known as the Public Gathering Ordinance, was lawfully amended as follows:

Section 2 Definitions

1. "Outdoor Assembly", hereinafter referred to as "Assembly" means an event arranged by more than 2000 persons, at least part of which includes a program of exhibition, public show, display, entertainment, amusement or other exhibition, including but not limited to musical, athletic, rock festivals, prize tournaments or similar gatherings but does not mean:

1. an event which is conducted or sponsored by a governmental unit or agency or public owned land or property or

2. an event which is conducted or sponsored by any person qualifying for any exempt status under Section 206-207-208 of the Internal Revenue Code of 1954, being 26-26b-26c-26d-26e-26f-26g-26h-26i-26j-26k-26l-26m-26n-26o-26p-26q-26r-26s-26t-26u-26v-26w-26x-26y-26z of the Internal Revenue Code of 1954, being Section 206-207-208 of the Internal Revenue Code of 1954.

2. An event held solely for the purpose of a permanently retained and covered structure.

3. "Person" means any natural person, partnership, corporation, association or organization.

4. "Sponsor" means any person who organizes, promotes, conducts, or causes to be conducted an outdoor assembly.

5. "Attendance" means any person who obtains admission to an outdoor assembly by the payment of money or by the rendering of services in lieu of the payment of money for admission.

6. "Licensee" means any person to whom a license is issued pursuant to this ordinance.

Section 4. Application for License. Application for a license to conduct an outdoor assembly shall be made in writing on each form and shall be filed with the clerk of the township and shall be filed at least 60 days prior to date of the proposed assembly. Each application shall be accompanied by a non-refundable fee of \$750.00 and that include at least the following:

a. The date, age, residence and mailing address of the person making the application. Where the person making the application is a partnership, partnership or other association, the information shall be provided for all partners, officers and directors or members. After the person is a corporation, a copy of the annual report of the corporation shall be filed, and the names and addresses shall be provided for all shareholders having financial interest greater than \$500.00.

b. A statement of the land, distance, and type of proposed assembly.

c. The address, legal description and proof of ownership of the site at which the proposed assembly is to be conducted. Where ownership is not vested in the prospective licensee, he shall submit an affidavit from the owner indicating his consent to the use of the site for the proposed assembly.

d. The date, dates and hours during which the proposed assembly is to be conducted.

e. An estimate of the maximum number of attendees expected at the assembly for each day it is conducted and a detailed explanation of the method of admission which will be used and of the sequential numbering or other method which will be used for accounting purposes.

This Amendment shall take effect 30 days following the date of this publication.

Laverne B. Young, Township Clerk

Publisher's Affidavit
Office of
THE UNION ENTERPRISE
Platawell, Michigan

State of Michigan
County of Allegan

George W. Gunnerson
being duly sworn, says I am the publisher of
THE UNION ENTERPRISE

a weekly newspaper, printed and circulated in said county, that the annexed is a printed copy of a notice published in said paper, that the insertion was made on the

23rd day of February A.D. 1978

George W. Gunnerson
Publisher

Subscribed and sworn to before me this
17th day of April A.D. 1978

Wesley A. Gunnerson
Notary Public in and for Allegan County.

My Commission expires _____

TOWNSHIP OF MARTIN

An ordinance to license, regulate and control in the interest of the public health, safety and welfare outdoor gatherings of persons in excess of 2,000 in number, to provide penalties for violations thereof and to repeal all ordinances or parts of ordinances inconsistent therewith.

Section 1. Preamble. The township of Martin ordains that the interests of the public health, safety and welfare of the citizens of Martin township require the regulation, licensing and control of assemblies of large numbers of people in excess of those normally drawing upon the health, sanitation, fire, police, transportation, utility and other public services regularly provided in this township.

Section 2. Definitions.

- a. "Outdoor Assembly", hereinafter referred to as "assembly" means any event, attended by more than 2,000 attendants, all or any part of which includes a theatrical exhibition, public show, display, entertainment, amusement or other exhibition, including, but not limited to musical festivals, rock festivals, peace festivals or similar gatherings, but does not mean:
1. an event which is conducted or sponsored by a governmental unit or agency on publicly owned land or property; or
 2. an event held entirely within the confines of a permanently enclosed and covered structure.
- b. "Person" means any natural person, partnership, corporation, association or organization.
- c. "Sponsor" means any person who organizes, promotes, conducts, or causes to be conducted an outdoor assembly.
- d. "Attendant" means any person who obtains admission to an outdoor assembly by the payment of money or by the rendering of services in lieu of the payment of money for admission.
- e. "Licensee" means any person to whom a license is issued pursuant to this ordinance.

Section 3. A person shall not sponsor, operate, maintain, conduct or promote an outdoor assembly in Martin township unless he shall have first made application for, and obtained, as hereinafter prescribed, a license for each such assembly.

Section 4. Application for License. Application for a license to conduct an outdoor assembly must be made in writing on such forms and in such manner as prescribed by the clerk of the township and shall be made at least 90 days prior to date of the proposed assembly. Each application shall be accompanied by a nonrefundable fee of \$750.00 and shall include at least the following:

- a. The name, age, residence and mailing address of the person making the application. (Where the person making the application is a partnership, corporation or other association, this information shall be provided for all partners, officers and directors, or members. Where the person is a corporation, a copy of the articles of incorporation shall be filed, and the names and addresses shall be provided of all shareholders having financial interest greater than \$500.00.)
- b. A statement of the kind, character, and type of proposed assembly.
- c. The address, legal description and proof of ownership of the site at which the proposed assembly is to be conducted. Where ownership is not vested in the prospective licensee, he shall submit an affidavit from the owner indicating his consent to the use of the site for the proposed assembly.
- d. The date or dates and hours during which the proposed assembly is to be conducted.
- e. An estimate of the maximum number of attendants expected at the assembly for each day it is conducted and a detailed explanation of the evidence of admission which will be used and of the sequential numbering or other method which will be used for accounting purposes.

Section 5. Each application shall be accompanied by a detailed explanation, including drawings and diagrams where applicable, of the prospective licensee's plans to provide for the following:

- a. Police and fire protection.
- b. Food and water supply and facilities.
- c. Health and sanitation facilities.
- d. Medical facilities and services including emergency vehicles and equipment.
- e. Vehicle access and parking facilities.
- f. Camping and trailer facilities.
- g. Illumination facilities.
- h. Communications facilities.
- i. Noise control and abatement.
- j. Facilities for clean up and waste disposal.
- k. Insurance and bonding arrangements.

In addition, the application shall be accompanied by a map or maps of the overall site of the proposed assembly.

Section 6. On receipt by the clerk, copies of the application shall be forwarded to the chief law enforcement and health officers for the township, the state fire marshal, and to such other appropriate public officials as the clerk deems

necessary. Such officers and officials shall review and investigate matters relevant to the application and within 20 days of receipt thereof shall report their findings and recommendations to the board.

Section 7. Within 30 days of the filing of the application, the board shall issue, set conditions prerequisite to the issuance of, or deny, a license. The board may require that adequate security or insurance be provided before a license is issued. Where conditions are imposed as prerequisite to the issuance of a license, or where a license is denied, within 5 days of such action, notice thereof must be mailed to the applicant by certified mail, and, in the case of denial, the reasons therefor shall be stated in the notice.

Section 8. A license may be denied if:

1. The applicant fails to comply with any or all requirements of this ordinance, or with any or all conditions imposed pursuant hereto, or with any other applicable provision of state or local law; or,
2. The applicant has knowingly made a false, misleading or fraudulent statement in the application or in any supporting document. **Section 9.** A license shall specify the name and address of the licensee, the kind and location of the assembly, the maximum number of attendants permissible, the duration of the license and any other conditions imposed pursuant to this ordinance. It shall be posted in a conspicuous place upon the premises of the assembly, and shall not be transferred to any other person or location.

Section 10. In processing an application the board shall, at a minimum, require the following:

- a. **Security Personnel.** The licensee shall employ at his own expense such security personnel as are necessary and sufficient to provide for the adequate security and protection of the maximum number of attendants at the assembly and for the preservation of order and protection of property in and around the site of the assembly. No license shall be issued unless the chief law enforcement officer for the township in cooperation with the Director of State Police is satisfied that such necessary and sufficient security personnel will be provided by the licensee for the duration of the assembly.
- b. **Water Facilities.** The licensee shall provide potable water, sufficient in quantity and pressure to assure proper operation of all water using facilities under conditions of peak demand. Such water shall be supplied from a public water system, if available, and if not available, then from a source constructed, located, and approved in accordance with Act 294, Public Acts of 1965, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable

state or local law, or from a source and delivered and stored in a manner approved by the county health officer.

- c. Restroom Facilities. The licensee shall provide separate enclosed flush-type water closets as defined in Act 266, Public Acts of 1929, and the rules and regulations adopted pursuant thereto and in accordance with any other applicable state or local law. If such flush-type facilities are not available, the county health officer may permit the use of other facilities which are in compliance with Act 273, Public Acts of 1939, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law.

The licensee shall provide lavatory and drinking water facilities constructed, installed, and maintained in accordance with Act 266 of the Public Acts of 1929, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law. All lavatories shall be provided with hot and cold water and soap and paper towels.

The number and type of facilities required shall be determined, on of the number of attendants, in the following manner:

<u>Facilities</u>	<u>Male</u>	<u>Female</u>
Toilets	1:300	1:200
Urinals	1:100	
Lavatories	1:200	1:200
Drinking Fountains		1:500
Taps or Faucets		1:500

Where the assembly is to continue for more than 12 hours, the licensee shall provide shower facilities, on the basis of the number of attendants, in the following manner:

<u>Facilities</u>	<u>Male</u>	<u>Female</u>
Shower Heads	1:100	1:100

All facilities shall be installed, connected, and maintained free from obstructions, leaks and defects and shall at all times be in operable condition as determined by the county health officer.

- d. Food Service. If food service is made available on the premises, it shall be delivered only through concessions licensed and operated in accordance with the provisions of Act 269, Public Acts of 1968, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law.

If the assembly is distant from food service establishments open to the public, the licensee shall make such food services available on the premises as will adequately feed the attendants.

- e. **Medical Facilities.** If the assembly is not readily and quickly accessible to adequate existing medical facilities, the licensee shall be required to provide such facilities on the premises of the assembly. The kind, location, staff strength, medical and other supplies and equipment of such facilities shall be as prescribed by the county health officer.
- f. **Liquid Waste Disposal.** The licensee shall provide for liquid waste disposal in accordance with all rules and regulations pertaining thereto established by the county health officer. If such rules and regulations are not available or if they are inadequate, then liquid waste disposal shall be in accordance with the United States Public Health Service Publication No. 526, entitled, "Manual of Septic Tank Practice." If liquid waste detention and disposal is dependent upon pumpers and haulers, they shall be licensed in accordance with Act 243, Public Acts of 1951, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law, and, prior to issuance of any license, the licensee shall provide the county health officer with a true copy of an executed agreement in force and effect with a licensed pumper or hauler, which agreement will assure proper, effective and frequent removal of liquid waste from the premises so as to neither create nor cause a nuisance or menace to the public health.
- g. **Solid Waste Disposal.** The licensee shall provide for solid waste storage on, and removal from, the premises. Storage shall be in approved, covered, fly tight and rodent proof containers, provided in sufficient quantity to accommodate the number of attendants. Prior to issuance of any license, the licensee shall provide the county health officer with a true copy of an executed agreement in force and effect with a licensed refuse collector, which agreement will assure proper, effective and frequent removal of solid waste from the premises so as to neither create nor cause a nuisance or menace to the public health.

The licensee shall implement effective control measures to minimize the presence of rodents, flies, roaches and other vermin on the premises. Poisonous materials, such as insecticides or rodenticides shall not be used in any way so as to contaminate food, equipment, or otherwise constitute a hazard to the public health. Solid waste containing food waste shall be stored so as to be inaccessible to vermin. The premises shall be kept in such condition as to prevent the harborage or feeding of vermin.

- h. **Public Bathing Beaches.** The licensee shall provide or make available or accessible public bathing beaches only in accordance with Act 218,

Public Acts of 1967, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provision of state or local law.

- i. **Public Swimming Pools.** The licensee shall provide or make available public swimming pools only in accordance with Act 230, Public Acts of 1966, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provision of state or local law.
- j. **Access and Traffic Control.** The licensee shall provide for ingress to and egress from the premises so as to insure the orderly flow of traffic onto and off of the premises. Access to the premises shall be from a highway or road which is a part of the county system of highways or which is a highway maintained by the State of Michigan. Traffic lanes and other space shall be provided, designated and kept open for access by ambulance, fire equipment, helicopter and other emergency vehicles. Prior to the issuance of a license, the Director of the Department of State Police and the Director of the Department of State highways must approve the licensee's plan for access and traffic control.
- k. **Parking.** The licensee shall provide a parking area sufficient to accommodate all motor vehicles, but in no case shall he provide less than one automobile space for every four (4) attendants.
- l. **Camping and Trailer Parking.** A licensee who permits attendants to remain on the premises between the hours of 2 a.m. and 6 a.m. shall provide for camping and trailer parking and facilities in accordance with Act 171, Public Acts of 1970, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provision by state or local law. While Act 171 does not become effective until January 1, 1971, for purposes of this ordinance, its provisions shall be effective and applicable upon the adoption of said ordinance.
- m. **Illumination.** The licensee shall provide electrical illumination of all occupied areas sufficient to insure the safety and comfort of all attendants. The licensee's lighting plan shall be approved by the _____ (applicable official).
- n. **Insurance.** Before the issuance of a license, the licensee shall obtain public liability insurance with limits of not less than (\$100,000/\$300,000 -select appropriate figure) and property damage insurance with a limit of not less than (\$25,000 - select appropriate figure) from a company or companies approved by the Commissioner of Insurance of the State of Michigan, which insurance shall insure

liability for death or injury to persons or damage to property which may result from the conduct of the assembly or conduct incident thereto and which insurance shall remain in full force and effect in the specified amounts for the duration of the license. The evidence of insurance shall include an endorsement to the effect that the insurance company shall notify the clerk of Martin township in writing at least 10 days before the expiration or cancellation of said insurance.

- o. **Bonding.** Before the issuance of a license the licensee shall obtain, from a corporate bonding company authorized to do business in Michigan, a corporate surety bond in the amount of (\$10,000, \$50,000, \$100,000, or select appropriate figure) in a form to be approved by the township attorney, conditioned upon the licensee's faithful compliance with all of the terms and provisions of this ordinance and all applicable provisions of state or local law, and which shall indemnify the township, its agents, officers, and employees and the board against any and all loss, injury or damage whatever arising out of or in any way connected with the assembly and which shall indemnify the owners of property adjoining the assembly site for any costs attributable to cleaning up and/or removing debris, trash) or other waste resultant from the assembly.
- p. **Fire Protection.** The licensee shall, at his own expense, take adequate steps as determined by the state fire marshal) to insure fire protection.
- q. **Sound producing equipment, including but not limited to, public address systems, radios, phono-raphs, musical instruments and other recording devises shall not be operated on the premises of the assembly so as to be unreasonably loud raucous, or so as to be a nuisance or disturbance to the peace and tranquility of the citizens of Martin Township**
- q. **Fencing.** The licensee shall erect a fence completely enclosing the site, of sufficient height and strength as will preclude persons in excess of the maximum permissible attendants from gaining access and which will have sufficient gates properly located so as to provide ready and safe ingress and egress.
- r. **Communications.** The licensee shall provide public telephone equipment for general use on the basis of at least one unit for each 1,000 attendants.
- s. **Miscellaneous.** Prior to the issuance of a license, the board may impose any other condition(s) reasonably calculated to protect the health, safety, welfare and property of attendants or of citizens of the township.

Section 11. Revocation. The board may revoke a license whenever the licensee, his employee or agent fails, neglects or refuses to fully comply with any and all provisions and requirements set forth herein or with any and all provisions, regulations, ordinances, statutes, or other laws incorporated herein by reference.

Section 12. Violations. It shall be unlawful for a licensee, his employee, or agent, to knowingly:

- a. Advertise, promote or sell tickets to, conduct, or operate an assembly without first obtaining a license as herein provided.
- b. Conduct or operate an assembly in such a manner as to create a public or private nuisance.
- c. Conduct or permit, within the assembly, any obscene display, exhibition, show, play, entertainment or amusement.
- d. Permit any person on the premises to cause or create a disturbance in, around, or near the assembly by obscene or disorderly conduct.
- e. Permit any person to unlawfully consume, sell, or possess, intoxicating liquor while on the premises.
- f. Permit any person to unlawfully use, sell, or possess any narcotics, narcotic drugs, drugs or other substances as defined in Act 343, Public Acts of 1952.

Any of the above enumerated violations is a separate offense, is a nuisance per se immediately enjoined in the circuit courts, and, is punishable by imprisonment in the county jail for not more than 90 days or by a fine of not more than \$100.00, or by both such fine and imprisonment.

It is further provided that any of the above violations is a sufficient basis for revocation of the license and for the immediate enjoining in the circuit court of the assembly.

Section 13. Severability. If any portion of this ordinance or the application thereof to any person or circumstances shall be found to be invalid by a court, such invalidity shall not affect the remaining portions or applications of this ordinance which can be given effect without the invalid portion or application, provided such remaining portions are not determined by the court to be inoperable, and to this end this ordinance is declared to be severable.

Section 14. Effective Date. This ordinance shall be effective from and after April 16, 2003. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

TOWNSHIP NOTICE

At a regular meeting of the Town Board of Martin Township held at the Township Hall on the 15th day of February, 1978, Section Two and Section Four of Martin Township Ordinance, Number Four, Enacted March 17, 1971 and Effective April 16, 1971, known as the Public Gathering Ordinance, was unanimously amended as follows:

Section 2. Definitions.

a) "Outdoor Assembly", hereinafter referred to as "Assembly" means any event attended by more than 2,000 attendants, all or any part of which includes a theatrical exhibition, public show, display, entertainment, amusement or other exhibition, including, but not limited to musical festivals, rock festivals, peace festivals or similar gatherings, but does not mean:

1. an event which is conducted or sponsored by a governmental unit or agency on publicly owned land or property; or
2. ~~an event which is conducted or sponsored by any entity qualifying for tax exempt status under Section 501(c)(3) of the Internal Revenue Code of 1954, being 26-U.S.C. § 501(c)(3), as incorporated by reference in Section 201 of the Michigan Income Tax Act of 1967, Act 281 of the Public Acts of 1967, being Section 206.291 of the Compiled Laws of 1948; or~~
2. ~~3~~ an event held entirely within the confines of a permanently enclosed and covered structure.

- b) "Person" means any natural person, partnership, corporation, association or organization.
- c) "Sponsor" means any person who organizes, promotes, conducts, or causes to be conducted an outdoor assembly.
- d) "Attendant" means any person who obtains admission to an outdoor assembly by the payment of money or by the rendering of services in lieu of the payment of money for admission.
- e) "Licensee" means any person to whom a license is issued pursuant to this ordinance.

Section 4. Application for License. Application for a license to conduct an outdoor assembly must be made in writing on such forms and in such manner as prescribed by the clerk of the township and shall be made at least 90 days prior to date of the proposed assembly. Each application shall be accompanied by a non-refundable fee of \$750.00 and shall include at least the following:

- a) The name, age, residence and mailing address of the person making the application. (Where the person making the application is a partnership, corporation or other association, this information shall be provided for all partners, officers and directors, or members. Where the person is a corporation, a copy of the articles of incorporation shall be filed, and the names and addresses shall be provided for all shareholders having financial interest greater than \$500.00.
- b) A statement of the kind, character, and type of proposed assembly.
- c) The address, legal description and proof of ownership of the site at which the proposed assembly is to be conducted.

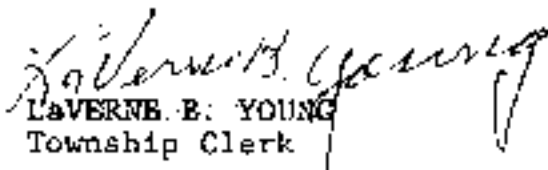
Where ownership is not vested in the prospective licensee, he shall submit an affidavit from the owner indicating his consent to the use of the site for the proposed assembly.

d) The date or dates and hours during which the proposed assembly is to be conducted.

e) An estimate of the maximum number of attendants expected at the assembly for each day it is conducted and a detailed explanation of the evidence of admission which will be used and of the sequential numbering or other method which will be used for accounting purposes.

This Amendment shall take effect 30 days following the date of this publication.

Certified to be a true copy.


LAVERNE E. YOUNG
Township Clerk

FEB. 23, 1978

Martin Township Notice

At a regular meeting of the Town Board of Martin Township held at the Township Hall on the 15th day of February, 1978, Section Two and Section Four of Martin Township Ordinance Number Four Enacted March 17, 1971 and Effective April 30, 1971, known as the Public Gathering Ordinance, was unanimously amended as follows:

Section 2. Definitions.

a. "Outdoor Assembly", hereinafter referred to as "Assembly" means any event attended by more than 2,000 attendees, all or any part of which includes a theatrical exhibition, public show, display, entertainment, amusement or other exhibition, including, but not limited to musical festivals, rock festivals, peace festivals or similar gatherings, but does not mean:

1. an event which is conducted or sponsored by a governmental unit or agency on publicly owned land or property, or

2. an event which is conducted or sponsored by any entity qualifying for tax exempt status under Section 501 (c) (3) of the Internal Revenue Code of 1954, being 26 U.S.C. 513(c) (3) as amended by reference in Section 302 of the Internal Revenue Act of 1954, Act 281 of the Public Laws of 1957, being Section 306, 261 of the Compiled Laws of 1946 or

3. an event held entirely within the confines of a permanently enclosed and covered structure.

b. "Person" means any natural person, partnership, corporation, association or organization.

c. "Sponsor" means any person who organizes, promotes, conducts, or causes to be conducted an outdoor assembly.

d. "Attendee" means any person who obtains admission to an outdoor assembly by the payment of money or by the rendering of services in lieu of the payment of money for admission.

e. "Licensee" means any person to whom a license is issued pursuant to this ordinance.

Section 4. Application for License. Application for a license to conduct an outdoor assembly must be made in writing on such forms and in such manner as prescribed by the clerk of the township and shall be made at least 90 days prior to date of the proposed assembly. Each application shall be accompanied by a non-refundable fee of \$750.00 and shall include at least the following:

a. The name, age, residence and mailing address of the person making the application. (Where the person making the application is a partnership, corporation or other association, this information shall be provided for all partners, officers and directors, or members. Where the person is a corporation, a copy of the articles of incorporation shall be filed, and the names and addresses shall be provided for 17 shareholders having financial interest greater than \$500.00.)

b. A statement of the kind, character, and type of proposed assembly.

c. The address, legal description and proof of ownership of the site at which the proposed assembly is to be conducted. Where ownership is not vested in the prospective licensee, he shall submit an affidavit from the owner indicating his consent to the use of the site for the proposed assembly.

d. The date or dates and hours during which the proposed assembly is to be conducted.

e. An estimate of the maximum number of attendees expected at the assembly for each day it is conducted and a detailed explanation of the evidence of admission which will be used and of the sequential numbering or other method which will be used for accounting purposes.

This Amendment shall take effect 30 days following the date of this publication.

Lawrence B. Young, Township Clerk

Publisher's Affidavit

Office of
THE UNION ENTERPRISE
Plainwell, Michigan

State of Michigan

County of Allegan

Bruce W. Gunnerson

being duly sworn, says I am the publisher of
THE UNION ENTERPRISE

a weekly newspaper, printed and circulated in said county, that the annexed is a printed copy of a notice published in said paper, that the insertion was made on the

23rd day of February A.D. 1978

Bruce W. Gunnerson
Publisher

Subscribed and sworn to before me this

17th day of April A.D. 1978

Thelma A. Gunnerson
Notary Public in and for Allegan County.

My Commission expires _____

Amended on resolution
March 30, 1978

Dep't of
2/27/78
DR #4

CITY, TOWNSHIP OR VILLAGE OF MARTIN

An ordinance to license, regulate and control, in the interest of the public health, safety and welfare, outdoor gatherings of persons in excess of ~~2,000~~^{2,000} in number.

Section 1. Preamble. The TWP (~~council, board or commission - select appropriate designation~~) of MARTIN (~~city, village or township - select appropriate designation~~) finds and declares that the interests of the public health, safety and welfare of the citizens of MARTIN (~~city, village or township - select appropriate designation~~) require the regulation, licensing and control of assemblages of large numbers of people in excess of those normally drawing upon the health, sanitation, fire, police, transportation, utility and other public services regularly provided in this TWP (~~city, village or township - select appropriate designation~~).

Section 2. Definitions.

a. "Outdoor Assembly", hereinafter referred to as "assembly" means any event, attended by more than ~~2,000~~^{2,000} attendants, all or any part of which includes a theatrical exhibition, public show, display, entertainment, amusement or other exhibition, including, but not limited to musical festivals, rock festivals, peace festivals or similar gatherings, but does not mean:

1. an event which is conducted or sponsored by a governmental unit or agency on publicly owned land or property; or
2. an event which is conducted or sponsored by any entity qualifying for tax exempt status under Section 501(c)(3) of the Internal Revenue Code of 1954, being 26 U.S.C. § 501(c)(3), as incorporated by reference in Section 201 of the Michigan Income Tax Act of 1967,

~~deleted~~

Act 281 of the Public Acts of 1967, being Section 206.201
of the Compiled Laws of 1948; or

3. an event held entirely within the confines of a permanently enclosed and covered structure.

b. "Person" means any natural person, partnership, corporation, association or organization,

c. "Sponsor" means any person who organizes, promotes, conducts, or causes to be conducted an outdoor assembly.

d. "Attendant" means any person who obtains admission to an outdoor assembly by the payment of money or by the rendering of services in lieu of the payment of money for admission.

e. "Licensee" means any person to whom a license is issued pursuant to this ordinance.

Section 3. A person shall not sponsor, operate, maintain, conduct or promote an outdoor assembly in MARTIN (city, village or township - select appropriate designation) unless he shall have first made application for, and obtained; as hereinafter prescribed, a license for each such assembly.

Section 4. Application for License. Application for a license to conduct an outdoor assembly must be made in writing on such forms and in such manner as prescribed by the clerk of the JWP (city, village or township - select appropriate designation) and shall be made at least ~~60~~⁹⁰ days prior to date of the proposed assembly. Each application shall be accompanied by a nonrefundable fee of ~~\$100.00~~^{* 750.00} and shall include at least the following:

a. The name, age, residence and mailing address of the person making the application. (Where the person making the application is a partnership,

*x amended or re-subst
Mar. 30, 1978*

corporation or other association, this information shall be provided for all partners, officers and directors, or members. Where the person is a corporation, a copy of the articles of incorporation shall be filed, and the names and addresses shall be provided of all shareholders having financial interest greater than \$500.00.).

- b. A statement of the kind, character, and type of proposed assembly.
- c. The address, legal description and proof of ownership of the site at which the proposed assembly is to be conducted. Where ownership is not vested in the prospective licensee, he shall submit an affidavit from the owner indicating his consent to the use of the site for the proposed assembly.
- d. The date or dates and hours during which the proposed assembly is to be conducted.
- e. An estimate of the maximum number of attendants expected at the assembly for each day it is conducted and a detailed explanation of the evidence of admission which will be used and of the sequential numbering or other method which will be used for accounting purposes.

Section 5. Each application shall be accompanied by a detailed explanation, including drawings and diagrams where applicable, of the prospective licensee's plans to provide for the following:

- a. Police and fire protection.
- b. Food and water supply and facilities.
- c. Health and sanitation facilities.
- d. Medical facilities and services including emergency vehicles and equipment.
- e. Vehicle access and parking facilities.
- f. Camping and trailer facilities.
- g. Illumination facilities.

- h. Communications facilities.
- i. Noise control and abatement.
- j. Facilities for clean up and waste disposal.
- k. Insurance and bonding arrangements.

In addition, the application shall be accompanied by a map or maps of the overall site of the proposed assembly.

Section 6. On receipt by the clerk, copies of the application shall be forwarded to the chief law enforcement and health officers for the TWP, (city, village, township, county - select appropriate designation), the state fire marshall, and to such other appropriate public officials as the clerk deems necessary. Such officers and officials shall review and investigate matters relevant to the application and within 20 days of receipt thereof shall report their findings and recommendations to the BOARD (council, board or commission - select appropriate designation).

Section 7. Within 30 days of the filing of the application, the BOARD (board, council, commission - select appropriate designation) shall issue, set conditions prerequisite to the issuance of, or deny, a license. The BOARD (council, board, commission - select appropriate designation) may require that adequate security or insurance be provided before a license is issued. Where conditions are imposed as prerequisite to the issuance of a license, or where a license is denied, within 5 days of such action, notice thereof must be mailed to the applicant by certified mail, and, in the case of denial, the reasons therefor shall be stated in the notice.

Section 8. A license may be denied if:

- 1. The applicant fails to comply with any or all requirements of this ordinance, or with any or all conditions imposed pursuant hereto, or with any other applicable provision of state or local law; or,

2. The applicant has knowingly made a false, misleading or fraudulent statement in the application or in any supporting document.

Section 9. A license shall specify the name and address of the licensee, the kind and location of the assembly, the maximum number of attendants permissible, the duration of the license and any other conditions imposed pursuant to this ordinance. It shall be posted in a conspicuous place upon the premises of the assembly, and shall not be transferred to any other person or location.

Section 10. In processing an application the BOARD (council, board, commission - select appropriate designation) shall, at a minimum, require the following:

a. Security Personnel. The licensee shall employ at his own expense such security personnel as are necessary and sufficient to provide for the adequate security and protection of the maximum number of attendants at the assembly and for the preservation of order and protection of property in and around the site of the assembly. No license shall be issued unless the chief law enforcement officer for the TOWNSHIP (city, village, township, or county - select appropriate designation) in cooperation with the Director of State Police is satisfied that such necessary and sufficient security personnel will be provided by the licensee for the duration of the assembly.

b. Water Facilities. The licensee shall provide potable water, sufficient in quantity and pressure to assure proper operation of all water using facilities under conditions of peak demand. Such water shall be supplied from a public water system, if available, and if not available, then from a source constructed, located, and approved in accordance with Act 294, Public Acts of 1965, and the rules and regulations adopted pursuant thereto,

and in accordance with any other applicable state or local law, or from a source and delivered and stored in a manner approved by the COUNTY (City, village, township or county - select appropriate designation) health officer.

c. Restroom Facilities. The licensee shall provide separate enclosed flush-type water closets as defined in Act 266, Public Acts of 1929, and the rules and regulations adopted pursuant thereto and in accordance with any other applicable state or local law. If such flush-type facilities are not available, the COUNTY (city, village, township or county - select appropriate designation) health officer may permit the use of other facilities which are in compliance with Act 273, Public Acts of 1939, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law.

The licensee shall provide lavatory and drinking water facilities constructed, installed, and maintained in accordance with Act 266 of the Public Acts of 1929, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law. All lavatories shall be provided with hot and cold water and soap and paper towels.

The number and type of facilities required shall be determined, on the basis of the number of attendants, in the following manner:

<u>Facilities</u>	<u>Male</u>	<u>Female</u>
Toilets	1:300	1:200
Urinals	1:100	
Lavatories	1:200	1:200
Drinking Fountains	1:500	
Taps or Faucets	1:500	

Where the assembly is to continue for more than 12 hours, the licensee shall provide shower facilities, on the basis of the number of attendants, in the following manner:

<u>Facilities</u>	<u>Male</u>	<u>Female</u>
Shower Heads	1:100	1:100

All facilities shall be installed, connected, and maintained free from obstructions, leaks and defects and shall at all times be in operable condition as determined by the COUNTY (city, village, township or county - select appropriate designation) health officer.

d. Food Service. If food service is made available on the premises, it shall be delivered only through concessions licensed and operated in accordance with the provisions of Act 269, Public Acts of 1968, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law.

If the assembly is distant from food service establishments open to the public, the licensee shall make such food services available on the premises as will adequately feed the attendants.

e. Medical Facilities. If the assembly is not readily and quickly accessible to adequate existing medical facilities, the licensee shall be required to provide such facilities on the premises of the assembly. The kind, location, staff strength, medical and other supplies and equipment of such facilities shall be as proscribed by the COUNTY (city, village, township, county - select appropriate designation) health officer.

f. Liquid Waste Disposal. The licensee shall provide for liquid waste disposal in accordance with all rules and regulations pertaining thereto established by the COUNTY (city, village, township, county - select appropriate designation) health officer. If such rules and regulations are not available or if they are inadequate, then liquid waste disposal shall be in accordance with the United States Public Health Service Publication No. 526, entitled, "Manual of Septic Tank Practice." If liquid waste

retention and disposal is dependent upon pumpers and haulers, they shall be licensed in accordance with Act 243, Public Acts of 1951, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law, and, prior to issuance of any license, the licensee shall provide the COUNTY (city, village, township, county - select appropriate designation) health officer with a true copy of an executed agreement in force and effect with a licensed pumper or hauler, which agreement will assure proper, effective and frequent removal of liquid waste from the premises so as to neither create nor cause a nuisance or menace to the public health.

g. Solid Waste Disposal. The licensee shall provide for solid waste storage on, and removal from, the premises. Storage shall be in approved, covered, fly tight and rodent proof containers, provided in sufficient quantity to accommodate the number of attendants. Prior to issuance of any license, the licensee shall provide the COUNTY (city, village, township, county - select appropriate designation) health officer with a true copy of an executed agreement in force and effect with a licensed refuse collector, which agreement will assure proper, effective and frequent removal of solid waste from the premises so as to neither create nor cause a nuisance or menace to the public health.

The licensee shall implement effective control measures to minimize the presence of rodents, flies, roaches and other vermin on the premises. Poisonous materials, such as insecticides or rodenticides shall not be used in any way so as to contaminate food, equipment, or otherwise constitute a hazard to the public health. Solid waste containing food waste shall be stored so as to be inaccessible to vermin. The premises shall be kept in such condition as to prevent the harborage or feeding of vermin.

- h. Public Bathing Beaches. The licensee shall provide or make available or accessible public bathing beaches only in accordance with Act 218, Public Acts of 1967, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provision of state or local law.
- i. Public Swimming Pools. The licensee shall provide or make available public swimming pools only in accordance with Act 230, Public Acts of 1966, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provision of state or local law.
- j. Access and Traffic Control. The licensee shall provide for ingress to and egress from the premises so as to insure the orderly flow of traffic onto and off of the premises. Access to the premises shall be from a highway or road which is a part of the county system of highways or which is a highway maintained by the State of Michigan. Traffic lanes and other space shall be provided, designated and kept open for access by ambulance, fire equipment, helicopter and other emergency vehicles. Prior to the issuance of a license, the Director of the Department of State Police and the Director of the Department of State Highways must approve the licensee's plan for access and traffic control.
- k. Parking. The licensee shall provide a parking area sufficient to accommodate all motor vehicles, but in no case shall he provide less than one automobile space for every four (4) attendants.
- l. Camping and Trailer Parking. A licensee who permits attendants to remain on the premises between the hours of 2 a.m. and 6 a.m. shall provide for camping and trailer parking and facilities in accordance with Act 171, Public Acts of 1970, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provision by state or local law. While

Act 171 does not become effective until January 1, 1971, for purposes of this ordinance, its provisions shall be effective and applicable upon the adoption of said ordinance.

m. Illumination. The licensee shall provide electrical illumination of all occupied areas sufficient to insure the safety and comfort of all attendants. The licensee's lighting plan shall be approved by the _____ (applicable official).

n. Insurance. Before the issuance of a license, the licensee shall obtain public liability insurance with limits of not less than (\$100,000/\$300,000 - select appropriate figure) and property damage insurance with a limit of not less than (\$25,000 - select appropriate figure) from a company or companies approved by the Commissioner of Insurance of the State of Michigan, which insurance shall insure liability for death or injury to persons or damage to property which may result from the conduct of the assembly or conduct incident thereto and which insurance shall remain in full force and effect in the specified amounts for the duration of the license. The evidence of insurance shall include an endorsement to the effect that the insurance company shall notify the clerk of MARTIN (~~city, village,~~ township, etc. - select appropriate designation) in writing at least 10 days before the expiration or cancellation of said insurance.

o. Bonding. Before the issuance of a license the licensee shall obtain, from a corporate bonding company authorized to do business in Michigan, a corporate surety bond in the amount of (\$10,000, \$50,000, \$100,000, or select appropriate figure) in a form to be approved by the TOWNSHIP (City, village, township, county - select appropriate designation) attorney, conditioned upon the licensee's faithful compliance with all of the terms and

provisions of this ordinance and all applicable provisions of state or local law, and which shall indemnify the TOWNSHIP (city, village, township - select appropriate designation), its agents, officers, and employees and the BOARD (council, board, or commission - select appropriate designation) against any and all loss, injury or damage whatever arising out of or in any way connected with the assembly and which shall indemnify the owners of property adjoining the assembly site for any costs attributable to cleaning up and/or removing debris, trash, or other waste resultant from the assembly.

p. Fire Protection. The licensee shall, at his own expense, take adequate steps as determined by the state fire marshal, to insure fire protection.

q. Fencing. The licensee shall erect a fence completely enclosing the site, of sufficient height and strength as will preclude persons in excess of the maximum permissible attendants from gaining access and which will have sufficient gates properly located so as to provide ready and safe ingress and egress.

r. Communications. The licensee shall provide public telephone equipment for general use on the basis of at least one unit for each 1,000 attendants.

s. Miscellaneous. Prior to the issuance of a license, the BOARD (council, board, or commission - select appropriate designation) may impose any other condition(s) reasonably calculated to protect the health, safety, welfare and property of attendants or of citizens of the TOWNSHIP (city, village, township - select appropriate designation).

Section 11. Revocation. The BOARD (council, board or commission - select appropriate designation) may revoke a license whenever the licensee, his employee or agent fails, neglects or refuses to fully comply with any and all provisions and requirements set forth herein or with any and all

provisions, regulations, ordinances, statutes, or other laws incorporated herein by reference.

Section 12. Violations. It shall be unlawful for a licensee, his employee, or agent, to knowingly:

- a. Advertise, promote or sell tickets to, conduct, or operate an assembly without first obtaining a license as herein provided.
- b. Conduct or operate an assembly in such a manner as to create a public or private nuisance.
- c. Conduct or permit, within the assembly, any obscene display, exhibition, show, play, entertainment or amusement.
- d. Permit any person on the premises to cause or create a disturbance in, around, or near the assembly by obscene or disorderly conduct.
- e. Permit any person to unlawfully consume, sell, or possess, intoxicating liquor while on the premises.
- f. Permit any person to unlawfully use, sell, or possess any narcotics, narcotic drugs, drugs or other substances as defined in Act 343, Public Acts of 1952.

Any of the above enumerated violations is a separate offense, is a nuisance per se immediately enjoicable in the circuit courts, and, is punishable by imprisonment in the county jail for not more than 90 days or by a fine of not more than \$100.00, or by both such fine and imprisonment.

It is further provided that any of the above violations is a sufficient basis for revocation of the license and for the immediate enjoining in the circuit court of the assembly.

Section 13. Severability. If any portion of this ordinance or the application thereof to any person or circumstances shall be found to be invalid by a court,

such invalidity shall not affect the remaining portions or applications of this ordinance which can be given effect without the invalid portion or application, provided such remaining portions are not determined by the court to be inoperable, and to this end this ordinance is declared to be severable.

Section 14. Effective Date. This ordinance shall be effective from and

after APRIL 14 . 1971 .

Insert on Page 1 at top of page:

An ordinance to license, regulate and control, in the interest of the public health, safety and welfare, outdoor gatherings of persons in excess of ~~5,000~~ ^{2,000} in number, to provide penalties for violations thereof and to repeal all ordinances or parts of ordinances inconsistent therewith.

The ~~city~~, township or ~~village~~ of MARTIN ordains:

Insert on Page 11, as "q", and then reletter successive sections:

Sound producing equipment, including but not limited to, public address systems, radios, phonographs, musical instruments and other recording devices, shall not be operated on the premises of the assembly so as to be unreasonably loud or raucous, or so as to be a nuisance or disturbance to the peace and tranquility of the citizens of MARTIN TWP

Insert on Page 13, after "effective date", the following:

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

20.300

OUTDOOR ASSEMBLY ORDINANCE
SCHOOLCRAFT TOWNSHIP, MICHIGAN
ord. no. 25(1) eff. Oct. 12, 1970

An Ordinance to require the regulation, licensing and control of assemblages of large numbers of people in excess of those normally drawing upon the health, sanitation, fire, police, transportation, utility and other public services regularly provided in the Township.

THE TOWNSHIP OF SCHOOLCRAFT, KALAMAZOO COUNTY, MICHIGAN, ORDAINS:

20.301 Sec. 1.1 TITLE.

This Ordinance shall be known as the Township Outdoor Assembly Ordinance.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.302 Sec. 1.2 PURPOSE.

The purpose of this Ordinance is to require the regulation, licensing and control of assemblages of large numbers of people in excess of those normally drawing upon the health, sanitation, fire, police, transportation, utility and other public services regularly provided in the Township.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.303 Sec. 1.3 AUTHORITY.

This Ordinance is enacted pursuant to the authority of Act 246 of Public Acts of 1945 as amended, which authorizes the township board to adopt ordinances, to secure the public health, safety and general welfare.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.304 Sec. 2. DEFINITIONS.

- a. "Outdoor Assembly", hereinafter referred to as "assembly", means any event attended by more than 1,000 attendees, all

or any part of which includes a theatrical exhibition, public show, display, entertainment, amusement or other exhibition, including, but not limited to musical festivals, rock festivals, peace festivals, kite flites, or similar gatherings, but does not mean:

1. An event which is conducted or sponsored by a governmental unit or agency on publicly owned land or property; or
 2. An event held entirely within the confines of a permanently enclosed and covered structure.
- b. "Person" means any natural person, partnership, corporation, association or organization.
- c. "Sponsor" means any person who organizes, promotes, conducts, or causes to be conducted an outdoor assembly.
- d. "Attendee" means any person who obtains admission to an outdoor assembly by the payment of money or by the rendering of services in lieu of the payment of money for admission.
- e. "Licensee" means any person to whom a license is issued pursuant to this Ordinance.
(ord. no. 25(1) eff. Oct. 12, 1970; amend. by ord. no. 81 eff. July 19, 1981)

20.305 Sec. 3. LICENSE REQUIRED.

A person shall not sponsor, operate, maintain, conduct or promote an outdoor assembly in the Township unless he shall have first made application for, and obtained, as hereinafter prescribed, a license for each such assembly.

(ord. no. 25(1) eff. Oct. 12, 1970)

20.306 Sec. 4. APPLICATION FOR LICENSE; REQUIRED INFORMATION; FEE.

Application for a license to conduct an outdoor assembly must be made in writing on such forms and in such manner as prescribed by the clerk of the Township and shall be made at least 60 days prior to date of the proposed assembly. Each application shall be accompanied by a nonrefundable fee of \$100.00 and shall include at least the following:

- a. The name, age, residence and mailing address of the person making the application. (Where the person making the application is a partnership, corporation or other association, this information shall be provided for all partners, officers and directors, or members. Where the person is a corporation, a copy of the articles of incorporation shall be filed, and the names and addresses shall be provided of all shareholders having financial interest greater than \$500.00).
- b. A statement of the kind, character, and type of proposed assembly.
- c. The address, legal description and proof of ownership of the site at which the proposed assembly is to be conducted. Where ownership is not vested in the prospective licensee, he shall submit an affidavit from the owner indicating his consent to the use of the site for the proposed assembly.
- d. The date or dates and hours during which the proposed assembly is to be conducted.
- e. An estimate of the maximum number of attendants expected at the assembly for each day it is conducted and a detailed explanation of the evidence of admission which will be used and of the sequential numbering or other method which will be used for accounting purposes.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.307 Sec. 5. APPLICATION FOR LICENSE; ACCOMPANYING MATERIAL.

Each application shall be accompanied by a detailed explanation, including drawings and diagrams where applicable, of the prospective licensee's plans to provide for the following:

- a. Police and fire protection.
- b. Food and water supply and facilities.
- c. Health and sanitation facilities.
- d. Medical facilities and services including emergency vehicles and equipment.
- e. Vehicle access and parking facilities.
- f. Camping and trailer facilities.
- g. Illumination facilities.
- h. Communications facilities.
- i. Noise control and abatement.
- j. Facilities for clean up and waste disposal.
- k. Insurance and bonding arrangements.

In addition, the application shall be accompanied by a map or maps of the overall site of the proposed assembly.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.308 Sec. 6. APPLICATION; REVIEW.

On receipt by the clerk, copies of the application shall be forwarded to the chief law enforcement and health officers for the Township and the state fire marshal, and to such other appropriate public officials as the clerk deems necessary. Such officers and officials shall review and investigate matters relevant to the application and within 20 days of receipt thereof shall report their findings and recommendations to the township board.

(ord. no. 25(1) eff. Oct. 12, 1970)

20.309 Sec. 7. TIME LIMIT FOR ACTING ON APPLICATION.

Within 30 days of filing of the application, the township board shall issue, set conditions prerequisite to the issuance of, or deny, a license. The township board may require that adequate security or

insurance be provided before a license is issued. Where conditions are imposed as prerequisite to the issuance of a license, or where a license is denied, within 5 days of such action, notice thereof must be mailed to the applicant by certified mail, and, in the case of denial, the reasons therefor shall be stated in the notice.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.310 Sec. 8. DENIAL OF LICENSE.

A license may be denied if:

1. The applicant fails to comply with any or all requirements of this Ordinance, or with any or all conditions imposed pursuant hereto, or with any other applicable provision of state or local law; or,
2. The applicant has knowingly made a false, misleading or fraudulent statement in the application or in any supporting document.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.311 Sec. 9. LICENSE TO BE POSTED; INFORMATION THEREON.

A license shall specify the name and address of the licensee, the kind and location of the assembly, the maximum number of attendants permissible, the duration of the license and any other conditions imposed pursuant to this Ordinance. It shall be posted in a conspicuous place upon the premises of the assembly, and shall not be transferred to any other person or location.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.312 Sec. 10. MINIMUM CONDITIONS TO BE MET BY LICENSEE.

In processing an application the township board shall, as a minimum, require the following:

- a. **SECURITY PERSONNEL.** The licensee shall employ at his own expense such security personnel as are necessary and sufficient to provide for the adequate security and protection of the maximum number of attendants at the assembly and for

the preservation of order and protection of property in and around the site of the assembly. No license shall be issued unless the township board in cooperation with the county sheriff and the Director of State Police is satisfied that such necessary and sufficient security personnel will be provided by the licensee for the duration of the assembly.

- b. **WATER FACILITIES.** The licensee shall provide potable water, sufficient in quantity and pressure to ensure proper operation of all water using facilities under conditions of peak demand. Such water shall be supplied from a public water system, if available, and if not available, then from a source constructed, located, and approved in accordance with Act 294, Public Acts of 1965, and the rules and regulations adopted pursuant thereto, and in a manner approved by the Kalamazoo County Health Department.
- c. **RESTROOM FACILITIES.** The licensee shall provide separate enclosed flush-type water closets as defined in Act 266, Public Acts of 1929, and the rules and regulations adopted pursuant thereto and in accordance with any other applicable state or local law. If such flush-type facilities are not available, the township board may permit the use of other facilities which are in compliance with Act 273, Public Acts of 1979, and the rules and regulations adopted pursuant thereto, and in a manner approved by the Kalamazoo County Health Department.

The licensee shall provide lavatory and drinking water facilities constructed, installed, and maintained in accordance with Act 266 of the Public Acts of 1929, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law. All lavatories shall be provided with hot and cold water and soap and paper towels.

The number and type of facilities required shall be determined, on the basis of the number of attendants, in the following manner:

Facilities	Male	Female
Toilets	1:300	1:200
Urinals	1:100	
Lavatories	1:200	1:200
Drinking Fountains		1:500
Taps or Faucets		1:500

Where the assembly is to continue for more than 12 hours, the licensee shall provide shower facilities, on the basis of the number of attendants, in the following manner:

Facilities	Male	Female
Shower Heads	1:100	1:100

All facilities shall be installed, connected, and maintained free from obstructions, leaks and defects and shall at all times be in operable condition as determined by the Kalamazoo County Health Department.

- d. **FOOD SERVICE.** If food service is made available on the premises, it shall be delivered only through concessions licensed and operated in accordance with the provisions of Act 269, Public Acts of 1968, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law.

If the assembly is distant from food service establishments open to the public, the licensee shall make such food services available on the premises as will adequately feed the attendants.

- e. **MEDICAL FACILITIES.** If the assembly is not readily and quickly accessible to adequate existing medical facilities, the licensee shall be required to provide such facilities on the premises of the assembly. The kind, location, staff strength, medical and other supplies and equipment of such facilities shall be as prescribed by the township board.

- f. **LIQUID WASTE DISPOSAL.** The licensee shall provide for liquid waste disposal in accordance with all rules and regulations pertaining thereto established by the Kalamazoo County Health Department. If liquid waste retention and disposal is dependent upon pumpers and haulers, they shall be licensed in accordance with Act 243, Public Acts of 1951, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law, and, prior to issuance of any license, the licensee shall provide the township board with a true copy of an executed agreement in force and effect with a licensed pumper or hauler, which agreement will assure proper, effective and frequent removal of liquid waste from the premises so as to neither create nor cause a nuisance or menace to the public health.

- g. **SOLID WASTE DISPOSAL.** The licensee shall provide for solid waste storage on, and removal from, the premises. Storage shall be in approved, covered, fly tight and rodent proof containers, provided in sufficient quantity to accommodate the number of attendants. Prior to issuance of any license, the licensee shall provide the township board with a true copy of an executed agreement in force and effect with a licensed refuse collector, which agreement will assure proper, effective and frequent removal of solid waste from the premises so as to neither create nor cause a nuisance or menace to the public health.

The licensee shall implement effective control measures to minimize the presence of rodents, flies, roaches and other vermin on the premises. Poisonous materials, such as insecticides or rodenticides shall not be used in any way so as to contaminate food, equipment or otherwise constitute a hazard to the public health. Solid waste containing food waste shall be stored so as to be inaccessible to vermin. The premises shall be kept in such condition as to prevent the harborage or feeding of vermin.

- h. **PUBLIC BATHING BEACHES.** The licensee shall provide or make available or accessible public bathing beaches only in accordance with Act 218, Public Acts of 1967, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provision of state or local law.
- i. **PUBLIC SWIMMING POOLS.** The licensee shall provide or make available public swimming pools only in accordance with Act 230, Public Acts of 1966, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provision of state or local law.
- j. **ACCESS AND TRAFFIC CONTROL.** The licensee shall provide for ingress to and egress from the premises so as to insure the orderly flow of traffic onto and off of the premises. Access to the premises shall be from a highway or road which is a part of the county system of highways or which is a highway maintained by the State of Michigan. Traffic lanes and other space shall be provided, designated and kept open for access by ambulance, fire equipment, helicopter and other emergency vehicles. Prior to the issuance of a license, the Director of the Department of State Police and the Director of the Department of State Highways must approve the licensee's plan for access and traffic control.

- k. **PARKING.** The licensee shall provide a parking area sufficient to accommodate all motor vehicles, but in no case shall he provide less than one automobile space for every four (4) attendants.
- l. **CAMPING AND TRAILER PARKING.** A licensee who permits attendants to remain on the premises between the hours of 2 a.m. and 6 a.m. shall provide for camping and trailer parking and facilities in accordance with Act 171, Public Acts of 1970, and the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provision by state or local law.
- m. **ILLUMINATION.** The licensee shall provide electrical illumination of all occupied areas sufficient to insure the safety and comfort of all attendants. The licensee's lighting plan shall be approved by the township board.
- n. **INSURANCE.** Before the issuance of a license, the licensee shall obtain public liability insurance with limits of not less than \$300,000 and property damage insurance with a limit of not less than \$25,000 from a company or companies approved by the Commissioner of Insurance of the State of Michigan, which insurance shall insure liability for death or injury to persons or damage to property which may result from the conduct of the assembly or conduct incident thereto and which insurance shall remain in full force and effect in the specified amounts for the duration of the license. The evidence of insurance shall include an endorsement to the effect that the insurance company shall notify the clerk of the Township in writing at least 10 days before the expiration or cancellation of said insurance.
- o. **BONDING.** Before the issuance of a license the licensee shall obtain, from a corporate bonding company authorized to do business in Michigan, a corporate surety bond in the amount of \$50,000 in a form to be approved by the township board which shall indemnify the Township, its agents, officers, and employees and the township board against any and all loss, injury or damage whatever arising out of or in any way connected with the assembly and which shall indemnify the owners of property adjoining the assembly site for any costs attributable to cleaning up and/or removing debris, trash, or other waste resultant from the assembly.

- p. **FIRE PROTECTION.** The licensee shall, at his own expense, take adequate steps as determined by the state fire marshall, to insure fire protection.
- q. **NOISE CONTROL.** Sound producing equipment, including but not limited to, public address systems, radios, phonographs, musical instruments and other recording devices, shall not be operated on the premises of the assembly so as to be unreasonably loud or raucous, or so as to be a nuisance or disturbance to the peace and tranquility of the citizens of the Township.
- r. **FENCING.** The licensee shall erect a fence completely enclosing the site, of sufficient height and strength so will preclude persons in excess of the maximum permissible attendants from gaining access and which all have sufficient gates properly located so as to provide ready and safe ingress and egress.
- s. **COMMUNICATIONS.** The licensee shall provide public telephone equipment for general use on the basis of at least one unit for each 1,000 attendants.
- t. **MISCELLANEOUS.** Prior to the issuance of a license, the township board may impose any other condition(s) reasonably calculated to protect the health, safety, welfare and property of attendants or of citizens of the Township.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.313 Sec. 11. REVOCATION OF LICENSE.

The township board may revoke a license whenever the licensee, his employee or agent fails, neglects or refuses to fully comply with any and all provisions and requirements set forth herein or with any and all provisions, regulations, ordinances, statutes, or other laws incorporated herein by reference.
(ord. no. 25(1) eff. Oct. 12, 1970)

20.314 Sec. 12. VIOLATIONS.

It shall be unlawful for a licensee, his employee, or agent, to knowingly:

- a. Advertise, promote or sell tickets to, conduct, or operate an assembly without first obtaining a license as herein provided.
- b. Conduct or operate an assembly in such a manner as to create a public or private nuisance.
- c. Conduct or permit, within the assembly, any obscene display, exhibition, show, play, entertainment or amusement.
- d. Permit any person on the premises to cause or create a disturbance in, around, or near the assembly by obscene or disorderly conduct.
- e. Permit any person to unlawfully consume, sell, or possess, intoxicating liquor while on the premises.
- f. Permit any person to unlawfully use, sell, or possess any narcotics, narcotic drugs, drugs or other substances as defined in Act 343, Public Acts of 1952.

Any of the above enumerated violations is a separate offense, is a nuisance per se immediately enjoined in the circuit courts, and, is punishable by imprisonment in the county jail for not more than 90 days or by a fine of not more than \$100.00, or by both such fine and imprisonment.

It is further provided that any of the above violations is a sufficient basis for revocation of the license and for the immediate enjoining in the circuit court of the assembly.

(ord. no. 25(1) eff. Oct. 12, 1970)

28.315 Sec. 13. SEVERABILITY.

If any portion of this Ordinance or the application thereof to any person or circumstances shall be found to be invalid by a court, such invalidity shall not affect the remaining portions or applications of this Ordinance which can be given effect without the invalid portion or application, provided such remaining portions are not determined by the court to be unoperable, and to this end this Ordinance is declared to be severable.

(ord. no. 25(1) eff. Oct. 12, 1970)

10.316 Sec. 14. EFFECTIVE DATE; REPEAL.

This Ordinance shall be effective from and after October 12, 1970.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Adopted: September 8, 1970

Published: September 10, 1970

**ORDINANCE #5
BUILDING CODE ORDINANCE
EFFECTIVE: DECEMBER 18, 1974**

AN ORDINANCE TO ADOPT THE MICHIGAN MECHANICAL CODE AND TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITIES OF THE TOWNSHIP OF MARTIN UNDER THE PROVISIONS OF THE STATE CONSTRUCTION CODE ACT 230 OF P.A. 1972.

THE TOWNSHIP OF MARTIN ORDAINS

Section 1. Responsibility assumed

The Township of Martin hereby assumes responsibility for the administration of the State of Michigan Mechanical Code in accordance with Act 230 of 1972 as amended.

Section 2. Enforcing agency

Pursuant to the provisions of the Michigan Mechanical Code, in accordance with Act 230 of the Public Acts of 1972, as amended, the Building Official of the Township of Martin is hereby designated as the enforcing agency to discharge the responsibilities of the Township of Martin under Act 230 of the Public Acts of 1972, as amended, State of Michigan. The Township of Martin hereby assumes responsibility for the administration and enforcement of said act throughout its Township boundaries.

Section 3. Construction Code.

The Township of Martin hereby adopts by reference the current year Mechanical Code.

The following chapter and section numbers refer to like numbers of the Mechanical Code

- A. Section 114.2 and 114.3 are hereby deleted in their entirety and the following Section submitted therefore:

M-114.2 FEES. The fee structure for charges under these codes is set by resolution of Martin Township Board.

- B. Section M-117.3 is hereby amended to read in its entirety as follows.

M-117.3 Prosecution: If the notice of violation is not complied with promptly, the Director of inspections shall request the legal Council of the jurisdiction to institute the appropriate proceedings at law or in equity to restrain, correct or abate such violation or to require the removal or termination of the unlawful use of the building or structure in violation of the provisions of this Code or of the order or direction made pursuant thereto.

- C. Section M-117.4 is hereby amended to read in its entirety:

Section M-117.4 PENALTIES. Any person who shall violate a provision

of this Code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair any Mechanical Appliance or system in violation of any approved plan or directive of the Director of Inspections, or of a permit or certificate issued under provisions of this Code, shall be guilty of a misdemeanor, punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment. Each day that a violation continues shall be deemed a separate offense

Section 4. REPEAL

All other ordinances and portions of other ordinances of the Township of Martin inconsistent with the provisions of this ordinance are hereby repealed.

Section 5. EFFECTIVE DATE

Pursuant to Section S (1) of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended, this ordinance shall take effect in ninety (90) days after adoption of this Ordinance and ninety (90) days after a certified copy of this ordinance is filed with the State Construction Code Commission

Section 6. SEVERABILITY

Sections of this Ordinance shall be deemed severable and should any Section, clause or provision of this Ordinance be declared to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be invalid.

AN ORDINANCE TO ADOPT THE MICHIGAN MECHANICAL CODE AND TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITIES OF THE TOWNSHIP OF MARTIN UNDER THE PROVISIONS OF THE STATE CONSTRUCTION CODE ACT 230 OF P.A. 1972.

THE TOWNSHIP OF MARTIN ORDAINS:

Section 1. Responsibility assumed.

The Township of Martin hereby assumes responsibility for the administration of the State of Michigan Mechanical Code in accordance with Act 230 of 1972 as amended.

Section 2. Enforcing agency.

Pursuant to the provisions of the Michigan Mechanical Code, in accordance with Act 230 of the Public Acts of 1972, as amended, the Building Official of the Township of Martin is hereby designated as the enforcing agency to discharge the responsibilities of the Township of Martin under Act 230 of the Public Acts of 1972, as amended, State of Michigan. The Township of Martin hereby assumes responsibility for the administration and enforcement of said act throughout it's Township boundaries.

Section 3. Construction Code.

The Township of Martin hereby adopts by reference the current year Mechanical Code.

The following chapter and section numbers refer to like numbers of the Mechanical Code.

A. Section 114.2 and 114.3 are hereby deleted in their entirety and the following Section submitted therefore:

M-114.2 FEES The fee structure for charges under these codes is set by resolution of Martin Township Board.

B. Section M-117.3 is hereby amended to read in its entirety as follows:

M-117.3 Prosecution: If the notice of violation is not complied with promptly, the Director of inspections shall request the legal Council of the jurisdiction to institute the appropriate proceedings at law or in equity to restrain, correct or abate such violation or to require the removal or termination of the unlawful use of the building or structure in violation of the provisions of this Code or of the order or direction made pursuant thereto.

C. Section M-117.4 is hereby amended to read in it's entirety:

Section M-117.4 PENALTIES: Any person who shall violate a provision of this Code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair any Mechanical Appliance or system in violation of any approved plan or directive of the Director

of Inspections, or of a permit or certificate issued under provisions of this Code, shall be guilty of a misdemeanor, punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment. Each day that a violation continues shall be deemed a separate offense.

Section 4. REPEAL .

All other ordinances and portions of other ordinances of the Township of Martin inconsistent with the provisions of this ordinance are hereby repealed.

Section 5. EFFECTIVE DATE .

Pursuant to Section 8 (1) of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended, this ordinance shall take effect in ninety (90) days after adoption of this Ordinance and ninety (90) days after a certified copy of this ordinance is filed with the State Construction Code Commission.

Section 6. SEVERABILITY.

Sections of this Ordinance shall be deemed severable and should any Section, clause or provision of this Ordinance be declared to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be invalid.

ORDINANCE #6
PLUMBING CODE ORDINANCE
EFFECTIVE: APRIL 16, 1975

AN ORDINANCE TO ADOPT THE MICHIGAN PLUMBING CODE AND TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITIES OF THE Township of Martin under the provisions of the state construction code act 230 OF P. A. 1972.

THE TOWNSHIP OF MARTIN ORDAINS:

Section 1. Responsibility assumed.

The Township of Martin hereby assumes responsibility for the administration of the State of Michigan Plumbing Code in accordance with Act 230 of 1972 as amended.

Section 2. Enforcing Agency.

Pursuant to the provisions of the Michigan Plumbing Code, in accordance with Act 230 of the Public Acts of 1972, as amended, the Building Official of the Township of Martin is hereby designated as the enforcing agency to discharge the responsibilities of the Township of Martin under Act 230 or the Public Acts of 1972, as amended, State of Michigan. The Township of Martin hereby assumes responsibility for the administration and enforcement of said act throughout it's boundaries.

Section 3. Construction Code.

The Township of Martin here adopts by reference the current year State Plumbing Code.

A. Section 114.2 and 114.3 are hereby deleted in their entirety and the following Section substituted therefore.

P114.2 FEES: The fee structure for charges under these codes is set by The Township of Martin by resolution

B. Section P-117.3 PROSECUTION: If the notice of a violation is not complied with promptly, the Director of Inspections shall request the legal Council of the jurisdiction to institute the appropriate proceedings at law or in equity to restrain, correct or abate such violation or to require the removal or termination of the unlawful use of the building or structure in violation of the provisions of this Code or of the order or direction made pursuant thereto

C. Section P-117.3 is hereby amended to read in its entirety:

Section P-117.4 PENALTIES. Any person who shall violate a provision of this Code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair any Plumbing Appliance or system in violation of any approved plan or directive of the Director of Inspections, or of a permit or certificate issued under the provisions of this Code, shall be guilty of a misdemeanor, punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment. Each day that a violation continues shall be deemed a separate offense.

Section 4. REPEAL.

All other ordinances and portions of other ordinances of the Township of Martin inconsistent with the provisions of this ordinance are hereby repealed

Section 5 EFFECTIVE DATE.

Pursuant to Section 8 (1) of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended, this ordinance shall take effect ninety (90) days after adoption of this Ordinance and ninety (90) days after a certified copy of this ordinance is filed with the State Construction Code Commission

Section 6. Severability.

Sections of this Ordinance shall be deemed severable and should any Section, clause or provision of this Ordinance be declared to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be invalid.

AN ORDINANCE TO ADOPT THE MICHIGAN PLUMBING CODE AND TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITIES OF THE Township of martin under the provisions of the state construction code act 230 OF P.A. 1972.

THE TOWNSHIP OF MARTIN ORDAINS:

Section 1. Responsibility assumed.

The Township of Martin hereby assumes responsibility for the administration of the State of Michigan Plumbing Code in accordance with Act 230 of 1972 as amended.

Section 2. Enforcing Agency.

Pursuant to the provisions of the Michigan Plumbing Code, in accordance with Act 230 of the Public Acts of 1972, as amended, the Building Official of the Township of Martin is hereby designated as the enforcing agency to discharge the responsibilities of the Township of Martin under Act 230 or the Public Acts of 1972, as amended, State of Michigan. The Township of Martin hereby assumes responsibility for the administration and enforcement of said act throughout it's boundaries.

Section 3. Construction Code.

The Township of Martin here adopts by reference the current year State Plumbing Code.

A. Section 114.2 and 114.3 are hereby deleted in their entirety and the following Section substituted therefore:

P114.2 FEES: The fee structure for charges under these codes is set by The Township of Martin by resolution.

B. Section P-117.3 PROSECUTION: If the notice of a violation is not complied with promptly, the Director of Inspections shall request the legal Council of the jurisdiction to institute the appropriate proceedings at law or in equity to restrain, correct or abate such violation or to require the removal or termination of the unlawful use of the building or structure in violation of the provisions of athis Code or of the order or direction made pursuant therto.

C. Section P-117.3 is hereby amended to read in its entirety:

Section P-117.4 PENALTIES: Any person who shall violate a provision of this Code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair any Plumbing Appliance or system in violation of any approved plan or directive of the Director of Inspections, or of a permit or certificate issued under the provisions of this Code, shall be guilty of a misdemeanor, punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment. Each day that a violation continues shall be deemed a separate offense.

Section 4. REPEAL.

All other ordinances and portions of other ordinances of the Township of Martin inconsistent with the provisions of this ordinance are hereby repealed.

Section 5 EFFECTIVE DATE.

Pursuant to Section 8 (1) of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended, this ordinance shall take effect ninety (90) days after adoption of this Ordinance and ninety (90) days after a certified copy of this ordinance is filed with the State Construction Code Commission.

Section 6. Severability.

Sections of this Ordinance shall be deemed severable and should any Section, clause or provision of this Ordinance be declared to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be invalid.

ORDINANCE #7
ELECTRICAL CODE ORDINANCE
EFFECTIVE: NOVEMBER 16, 1975
DECEMBER 22, 1977
AMENDED: NOVEMBER 14, 1981

AN ORDINANCE TO ADOPT THE MICHIGAN ELECTRICAL CODE AND TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITIES OF THE TOWNSHIP OF MARTIN UNDER THE PROVISIONS OF THE STATE CONSTRUCTION CODE ACT 230 of P A 1972

MARTIN TOWNSHIP ORDAINS:

Section 1 Responsibility assumed

The Township of Martin hereby assumes responsibility for the administration of the State of Michigan Electrical Code in accordance with Act 230 of 1972, as amended

Section 2 Enforcing Agency

Pursuant to the provisions of the Michigan Electrical Code, in accordance with Act 230 of the Public Acts of 1972, as amended, the Building Official of the Township of Martin is hereby designated as the enforcing agency to discharge the responsibilities of the Township of Martin under Act 230 of the Public Acts of 1972, as amended, State of Michigan. The Township of Martin hereby assumes responsibility for the administration and enforcement of said act throughout it's limits.

Section 3. Construction Code

The Township of Martin hereby adopts by reference the current year State Electrical Code.

The following chapter, sections and subsections are added as indicated

A. FEES: The fee structure for charges under these codes is set by the Township of Martin by resolution.

PROSECUTION: If the notice of violation is not complied with promptly, the Director of Inspections shall request the legal Counsel of the jurisdiction to institute the appropriate proceedings at law or in equity to restrain, correct or abate such violation or to require the removal or termination of the unlawful use of the building or structure in violation of the provisions of this Code or of the order of direction made pursuant thereto.

PENALTIES: Any person who shall violate a provision of this Code or shall fail to comply with any of the requirements thereof or who erect, construct, alter or repair any Electrical Appliance or system in violation of any approved plan or directive of the Director of Inspections, or of a permit or certificate issued under the provisions of this Code, shall be guilty of a misdemeanor, punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment. Each day that a violation continues shall be deemed a separate offense

Section 4 Repeal

All other ordinances and portions of other ordinances of the Township of Martin inconsistent with the provisions of this ordinance are hereby repealed.

Section 5. Effective Date

Pursuant to Section 8 (1) of the State Construction Code Act, Act No.230 of the Public Acts of 1972, as amended, this ordinance shall take effect ninety (90) days after adoption of this Ordinance and ninety (90) days after a certified copy of this Ordinance is filed with the State Construction Code Commission.

Section 5 Severability

Sections of this Ordinance shall be deemed severable and should any Section, clause or provision of the Ordinance be declared to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be invalid.

**Martin Township Clerk
Martin, Michigan 49070**

October 16, 1981

James A. Forrest
Building Ins. , Mi. Dep't. Labor
P.O. Box 89
Macatawa, Mi. 49344

Dear Sir

The following is a true and exact copy of a motion made at our regular Township Board Meeting of Oct. 14, 1981.

"Motion made by Sipple, supported by Feuner, to amend ordinance #7 of Martin Township adopted November 16, 1977 as follows:

"Martin Township will comply with 1981 Edition of National Electrical Code."

Motion Carried

LaVerne Young
Clerk

**Martin Township Clerk
Martin, Michigan 49070**

October 16, 1981

Wayland Globe:

Dear sirs:

Please publish one time the following

Residents of Martin Township

On October 14, 1981 Martin Township Board amended Ordinance #7, adopted Nov. 16, 1977 as follows "Martin Township will comply with 1981 Edition of National Electrical Code."

Laverne Young
Martin Twp Clerk

Please make it as small as possible and still be legible, would send me a tear sheet? Thank you

Martin Township Clerk
Martin, Michigan 49070

February 19, 1979

Allegan County Health Dept.
2333 33rd Street
Allegan, Michigan

Dear sirs

The following is a motion made at a regular Martin Township Board Meeting held January 10th, 1979:

Motion by Kraai, supported by Sipple, to give the County authority to do plumbing inspection under State Plumbing Code. Motion Carried

LaVerne Young
Martin Twp. Clerk

STATE OF MICHIGAN

BUREAU OF CONSTRUCTION CODES
STATE SECONDARY COMPLEX
7150 HARRIS DR., P.O. BOX 30015
LANSING, MICHIGAN 48909
517022-1701

WILLIAM G. MILLIKEN, Governor
DEPARTMENT OF LABOR
William Long, Acting Director

March 17, 1981

TO: The Clerks of Governmental Subdivisions

FROM: Bill B. Moyer, Executive Director 4-28 - Bureau of Construction Codes

SUBJECT: REGISTERED NOTICE OF INTENT TO CONTINUE CONSTRUCTION
CODE OPERATIONS

IMPORTANT

On January 9, 1981, a "Notice of Intent to Continue Construction Code Operations" was sent to the chief elected official of your governmental subdivision. To date, no response has been received.

The attached Registered Notice of Intent Form is transmitted in accordance with the requirements of Section 8(2) and 9(4) of Act No 230, of the Public Acts of 1972, as amended by Act No 371 of 1980. These sections require that this Second Notice of Intent Form be submitted to the clerks of all governmental subdivisions administering and enforcing either a nationally recognized model code or the State Construction Code that did not submit a Notice of Intent to Continue Construction Code Operations. The purpose of this Second Notice of Intent is to allow those governmental subdivisions 15 additional days to indicate their intent.

The clerk of each governmental subdivision receiving this Registered Notice of Intent is to submit this Registered Notice to the chief elected official of that governmental subdivision. The chief elected official is to indicate on this Second Notice the intention of the governmental subdivision as to whether or not it shall continue to administer and enforce its code or codes and transmit this Second Notice to the executive director of the Bureau of Construction Codes not later than April 6, 1981.

If the governmental subdivision does not respond to this Second Notice by the end of the 15 additional days, it will be conclusively presumed that the governmental subdivision does not intend to continue to administer and enforce its code or codes. The executive director of the Bureau of Construction Codes will then assume the responsibility for administering and enforcing the act and the code within the governmental subdivision, unless the county within which the unit of government is located has submitted a Notice of Intent to continue to administer the act and the code. In that case, the county will be responsible for code enforcement.

INSTRUCTIONS FOR COMPLETION OF FORM

It is requested that the form either be typed or printed.

1. If there has been a change of clerks we would request that the individual receiving this Registered Notice transmit it to the clerk.
2. The NAME of the unit of government and the COUNTY in which it is located should be inserted on the spaces provided.

3. The name of the person who administers the construction code program should be provided as the Contact Person. The name inserted here will be the person the bureau would contact when questions or problems arise.
4. The answers to the remainder of the form will indicate if you intend to continue to administer and enforce the specific code listed. For example, if it is your intent to continue to enforce any of the codes, this would be indicated by answering "yes" to the appropriate question.

Your intent should be indicated for each code category. If your answer is "yes", provide the other information requested under the question.

(The information requested on ordinances will not apply to county government. If there is a resolution on file, or other official notice of county action regarding code enforcement, this may be inserted.)

5. The completed form must bear the signature of the chief elected official of the unit of government. The chief elected official, as defined by the act, means the chairperson of the county commissioners, the mayor of a city, the president of a village, or the supervisor of a township.

Units of government are encouraged to maintain enforcement services at the local level. The amended construction code act has expanded the options available to local government in regard to code adoption, joint enforcement, and the transfer of enforcement responsibilities. The decisions you make at this time does not preclude you from electing other options in the future.

The intent of the original construction code act was to provide uniform code administration, and enforcement throughout the state at the local level. Under PA 230, counties ~ the primary responsibility for code enforcement (governmental units within the county could assume enforcement responsibility for their locality). Many counties and their subdivisions were unable to provide code administration and enforcement. Therefore, in many areas of the state, the public was not receiving the protection provided by construction codes and their effective enforcement.

On December 30, 1980, Governor Milliken signed Act No 171. This act amends the construction code act by placing the ultimate responsibility for code enforcement on the state but still insures that local governmental units wishing to conduct code enforcement can continue that practice. This means that the state can provide enforcement services where localities are unable to do so.

Please do not hesitate to contact the bureau if you have any questions or need any assistance. (517/322-1701). Copies of the amendatory legislation will be sent upon request.

BBM sl

Attachment: Registered Notice of Intent Form

AN ORDINANCE TO ADOPT THE MICHIGAN ELECTRICAL CODE AND TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITIES OF THE TOWNSHIP OF MARTIN UNDER THE PROVISIONS OF THE STATE CONSTRUCTION CODE ACT 230 of P.A. 1972.

MARTIN TOWNSHIP ORDAINS:

Section 1. Responsibility assumed.

The Township of Martin hereby assumes responsibility for the administration of the State of Michigan Electrical Code in accordance with Act 230 of 1972, as amended.

Section 2. Enforcing Agency.

Pursuant to the provisions of the Michigan Electrical Code, in accordance with Act 230 of the Public Acts of 1972, as amended, the Building Official of the Township of Martin is hereby designated as the enforcing agency to discharge the responsibilities of the Township of Martin under Act 230 of the Public Acts of 1972, as amended, State of Michigan. The Township of Martin hereby assumes responsibility for the administration and enforcement of said act throughout it's limits.

Section 3. Construction Code.

The Township of Martin hereby adopts by reference the current year State Electrical Code.

The following chapter, sections and subsections are added as indicated.

A. FEES: The fee structure for charges under these codes is set by the Township of Martin by resolution.

PROSECUTION: If the notice of violation is not complied with promptly, the Director of Inspections shall request the legal Council of the jurisdiction to institute the appropriate proceedings at law or in equity to restrain, correct or abate such violation or to require the removal or termination of the unlawful use of the building or structure in violation of the provisions of this Code or of the order of direction made pursuant thereto.

PENALTIES: Any person who shall violate a provision of this Code or shall fail to comply with any of the requirements thereof or who erect, construct, alter or repair any Electrical Appliance or system in violation of any approved plan or directive of the Director of Inspections, or of a permit or certificate issued under the provisions of this Code, shall be guilty of a misdemeanor, punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment. Each day that a violation continues shall be deemed a separate offense.

Section 4. Repeal.

All other ordinances and portions of other ordinances of the Township of Martin inconsistent with the provisions of this ordinance are hereby repealed.

Section 5. Effective Date.

Pursuant to Section 8 (1) of the State Construction Code Act, Act No.

Section 5, Cont.

230 of the Public Acts of 1972, as amended, this ordinance shall take effect ninety (90) days after adoption of this Ordinance and ninety (90) days after a certified copy of this Ordinance is filed with the State Construction Code Commission.

Section 5 Severability.

Sections of this Ordinance shall be deemed severable and should any Section, clause or provision of the Ordinance be declared to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be invalid.



MICHIGAN DEPARTMENT OF LABOR
BUREAU OF CONSTRUCTION CODES

JAMES A. FORREST
BUILDING INSPECTOR
P. O. BOX 89
NANTAWA, MI 49424



STATE SECONDARY COMPLEX
2100 HANCOCK DRIVE, BOX 30044
LANSING, MICHIGAN 48209
PHONE: 734-237-1703

Martin Township Clerk
Martin, Michigan 49070

October 16, 1981

James A. Forrest
Building Ins. , Mi. Dep't. Labor
P.O. Box 89
Macatawa, Mi. 49434

Dear Sir:

The following is a true and exact copy of a motion made
at our regular Township Board Meeting of Oct. 14, 1981.

"Motion by Sipple, supported by Penner, to amend ordinance
7 of Martin Township adopted November 16, 1977 as
follows: Township
"Martin will comply with 1981 Edition of National
Electrical Code."

Motion carried

Laverne Young
Laverne Young
Clerk

*x sent original not
on 10/17/81.
Returned Nov 13, 81
as unclaimed
Mailed same
copy to [initials]
on 11-14-81*

Martin Township Clerk
Martin, Michigan 49070

October 16, 1981

Wayland Globe:

Dear Sirs:

Please publish one time the followings:

RESIDENTS OF MARTIN TOWNSHIP

On October 14, 1981 Martin Township Board
amended Ordinance # 7, adopted Nov. 16, 1977
as follows " Martin Township will comply with
1981 Edition of National Electrical Code."

Laverne Young
Martin Twp. Clerk

Please make it as small as possible and still be legible,
would send me a tear sheet? Thank you

Martin Township Clerk

Martin, Michigan 49070

March 24, 1980

Dear Mr. [Name]:

Re: [Subject]

At the regular Board Meeting of March 12, 1980

the following motion was adopted:

That the Board, subject to the Michigan Medical Code (under
Michigan Code Ann. 330.1001 et seq. of Public Act
of 1978 as amended)

Very truly,
Lorraine Young
Martin Twp. Clerk

MICHIGAN MECHANICAL CODE

The Michigan Mechanical Code is one of the major components of the rules promulgated under the Construction Code Act, Act 230, PA 1972, as amended.

Under Act 230, Section 9(1), counties are responsible for the administration and enforcement of this act and code throughout the county. A city, village or township may by ordinance assume responsibility for administration and enforcement. The specific options for a city, village or township are explained further under the heading of "Options".

The Mechanical Code Rules are of prime concern to the construction official or to the county or municipal officer charged with the responsibility for arranging for appropriate enforcement. Design firms and contractors also have a responsibility for code compliance.

The rules for the Michigan Mechanical Code were filed with the Secretary of State on October 5, 1979. The Michigan Mechanical Code was developed under the authority granted to the Construction Code Commission under Act 230 of the Public Acts of 1972, as amended, and was promulgated in accordance with the Michigan Administrative Procedures Act of 1969, as amended. The rules become effective on April 5, 1980.

The Michigan Mechanical Code consists of the BOCA Basic Mechanical Code, 1978 edition, except sections M-109.3, M-110.6.1, M-114.2, M-114.3, M-121.0, M-122.0, M-122.1, M-122.2, M-122.2.1, M-122.2.2, M-122.2.3, M-122.2.4, M-122.2.5, M-122.3, M-122.4, M-122.4.1, M-122.4.2, M-122.4.3, M-122.5, M-122.5.1, M-122.5.2, M-122.5.3, M-122.5.4, and M-122.6; the definition of fire department in section M-201.0; M-300.12, M-301.3.3, M-301.3.4, table M-301.4, M-301.5.1, M-302.7.3, table M-303, M-303 to M-303.2, M-307.5.1, M-311.2.1, M-311.3.1, M-312.2.1, M-312.2.2, M-316.6.2, M-316.6.3, M-317.11, M-317.11.1, M-317.11.2, M-317.11.2.1, M-317.11.2.2, table M-317.11, M-317.11.3, M-317.11.4, M-318.1, M-320.1 to M-320.2.2, M-321.2 to M-322.1, M-323.4.4, M-324.2.2, M-324.3.1 to M-324.3.5, M-326.1.4, M-327.3, M-400.10, M-405.1.1, M-405.1.2, M-405.5, M-405.5.1, M-405.5.2, M-406.2, M-406.3, M-407.2 to M-407.2.3, M-409.8, M-409.12.5, M-409.12.6, M-410.4.3, M-419.0 to M-419.5, M-420.6.2 to M-422.1, M-423.1 to M-423.3, M-500.2 to M-503.1, M-601.1.3, M-601.1.7, figure M-602.7, M-603.1.1 to M-603.1.7, tables M-603.1 and M-603.1.1, M-605.2, M-609.4, M-609.9, M-613.2, M-623.2, M-624.14, M-624.15.2, M-624.17, M-624.18, M-624.21, M-624.23, M-624.23.1, M-624.24.2, M-624.24.3, M-624.27, M-625.4, M-625.7.1, M-702.10, M-902.3.1, M-1101.0 to M-1122.1 which have been deleted and which includes amendments to M-100.1 to M-100.3, M-101.4, M-103.1, M-108.4.1, M-110.6, M-111.1, M-111.1.1, M-114.1, M-115.1, M-117.1, M-117.4, M-118.1, M-118.2, M-201.0, M-300.1, M-300.4, M-300.8, M-300.9, M-300.13.1, M-300.13.5, M-300.14, M-301.3.1, M-301.4 to M-301.4.2, M-301.10.2, M-301.11, M-301.12.1, M-301.12.4, M-301.12.6, M-301.13.2, M-301.14, M-302.2.3 to M-302.2.5, M-302.3, M-302.5, M-302.7.1, M-302.7.4, M-304.0, M-305.0, M-305.1, M-305.2.2, M-305.3.3, M-306.1, M-306.2.3, M-307.0 to M-307.3, M-307.5.2, M-308.1, M-310.2 to M-310.4, M-311.0 to M-311.1.2, M-311.2.2, M-311.3.4, M-312.0 to M-312.2, M-312.3 to M-312.3.3, M-313.2, M-313.7.1, M-314.3, M-315.1, M-315.1.1, M-315.4, M-316.1 to M-316.6.1, M-316.7, M-317.1 to M-317.10.7, and tables M-317.2 to M-317.4, M-317.6 to M-317.10, M-319.1, M-320.0, M-321.1, M-323.1, M-323.2.1, M-323.2.3, M-323.3.1, M-323.3.4, M-323.4.1, M-323.4.3, M-324.2.3, M-324.2.6, M-324.3, M-324.4, M-326.1.2, M-326.2, M-327.1.1, M-327.2,

M-327.5, M-400.1 to M-400.3, M-400.13, M-401.1, M-403.1, M-405.2, M-405.7, M-407.1, M-408.1, M-408.1.1, M-409.5, M-409.9, M-409.12.2, M-410.2, M-412.1, M-413.3, M-415.3, M-423.4, M-500.1, M-601.0, M-601.2.4, M-601.2.6, M-601.2.7, M-602.1, M-602.5, M-602.7.1, M-603.1, M-603.2, M-603.2.4, M-604.1, M-604.2, M-605.1, M-605.3, M-608.0 to M-608.7, M-609.2, M-609.5, M-609.5.1, M-609.7, M-609.8, M-610.5, M-612.5, M-613.0, M-613.1, M-613.3, M-613.3.1, M-614.1, M-615.1, M-622.0 to M-622.2, M-624.4, M-624.5, M-624.7.1, M-624.9.3, M-624.10.1 to M-624.10.4, M-624.11.1 to M-624.11.4, M-624.12.1, M-624.12.4, M-624.12.6 to M-624.12.9, M-624.13.2, M-624.15.1, M-624.15.3, M-624.24.1, M-624.25.1.1, M-624.25.2, M-624.26.1, M-624.26.2, M-624.28, M-625.1, M-625.3, M-625.3.1, M-625.3.3, M-625.7, M-625.8 to M-625.10, M-700.4.2, M-700.9, M-706.0, M-706.1, M-716.1.3, M-717.2.3, M-810.3.1, M-812.3.2, M-900.3, M-902.1.8, M-902.3.3, M-902.3.4, M-905.14, M-1000.1, M-1015.1, M-1100.1 and further includes additions being: R 408.30909 (M-108.4.4) and (M-108.4.5), R 408.30911 (M-111.4.1), R 408.30913 (M-115.1.1.1), R 408.30916 (M-201.0), R 408.30917 (M-300.5.1), (M-300.13.10), and (M-300.16), R 408.30918 (M-301.1.1), R 408.30919 (M-302.2.8.1), R 408.30923 (M-307.3.1), R 408.30924 (M-308.1.1), R 408.30927 (M-312.1.1), (M-312.3.4) and (M-312.4), R 408.30932 table (M-317.5), R 408.30939 (M-327.6), R 408.30940 (M-400.1.1), R 408.30942 (M-403.3), R 408.30946 (M-409.5.1), R 408.30954 (M-601.2.6.1) and (M-601.2.6.2), R 408.30955 (M-602.8), R 408.30956 tables (M-603.2.1 to M-603.2.8), R 408.30959 (M-608.1.1), (M-608.2.1), (M-608.2.2), (M-608.2.3), (M-608.2.4), (M-608.2.5), (M-608.2.5.1), (M-608.2.6), (M-608.2.7), (M-608.4.1), (M-608.4.2), (M-608.4.3), (M-608.4.4), (M-608.6.1), (M-608.6.2), (M-608.7.1 to M-608.7.4.4), tables (M-608.2.1), (M-608.2.2), R 408.30962 (M-608.8 to M-608.8.17), tables (M-608.8.3) and (M-608.8.6), and figures (M-608.8.4) and (M-608.8.5), R 408.30964 (M-609.2.1), (M-609.2.2), table (M-609.2.2), R 408.30966 (M-612.5.1 to M-612.5.3), tables (M-612.5.1) and (M-612.5.2), R 408.30971 (M-621.5 to M-621.7), table (M-621.7), R 408.30974 (M-624.4.1 to M-624.4.1.2), (M-624.6.3), (M-624.13.4), (M-624.13.5), table (M-624.10.3), R 408.30986 (M-717.2.3.1), R 408.30988 (M-810.12.6), R 408.30993 (M-905.16), R 408.30997 (Appendix A), and R 408.30998 (Appendix B).

Options

During this six-month period before April 5, 1980, a city, village or township has the following options:

Option 1: A municipality may pass a local ordinance to administer and enforce the Michigan Mechanical Code in its area.

Option 2: A municipality may elect not to administer and enforce the Michigan Mechanical Code. The county would then be responsible for the administration and enforcement of the Michigan Mechanical Code in that municipality.

Option 3: A municipality may pass a local ordinance to administer and enforce another nationally recognized model mechanical code without amendment.

However, a city, village or township adopting nationally recognized model codes may approve amendments to those codes by ordinance. ANY LOCAL AMENDMENT SHOULD BE INCORPORATED IN A SEPARATE ORDINANCE AND MUST BE SENT TO THE CONSTRUCTION CODE COMMISSION BY CERTIFIED MAIL WITH RETURN RECEIPT REQUESTED. Such amendments are subject to review by the Construction Code Commission within 120 days after delivery to the Commission. [See Act 230, Public Acts of 1972, as amended, Section 8(3).]

To enable the Bureau of Construction Codes to provide information and assistance to counties and to those governmental units electing to administer and enforce a

mechanical code locality, the following information must be furnished to the Bureau of Construction Codes:

- Names, addresses and qualifications of the members of the Board of Appeals.
- Name, address and telephone number of person designated as the Mechanical Inspector.

Copies of local ordinances to administer and enforce the State Mechanical Code, or another nationally recognized model mechanical code without amendments, should be forwarded to the Bureau of Construction Codes, Mechanical Division. As noted above, any local amendment to a nationally recognized model mechanical code should be incorporated in a separate ordinance and must be sent to the Construction Code Commission by certified mail with return receipt requested.

For additional information or copies of the rules or the act, please call the Bureau of Construction Codes, Mechanical Division at 517/322-1798 or the Bureau Director's Office at 517/322-1701. Or you may address written requests to the Michigan Department of Labor, Bureau of Construction Codes, 7150 Harris Drive, P.O. Box 30015, Lansing, Michigan 48909.

Martin Township Clerk

Martin, Michigan 49070

February 19, 1979

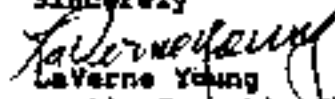
Allegran County Health Dep't.
2233-33rd Street
Allegran, Michigan

Dear Sirs:

The following is a motion made at a regular Martin Township Board meeting held January 10, 1979:

Motion by Kraal, supported by Sipple, to give County authority to do plumbing inspection under State Plumbing Code. motion carried

Sincerely


Laverne Young
Martin Township Clerk

INSTRUCTIONS FOR COMPLETION OF FORM

It is requested that the form either be typed or printed.

1. If there has been a change of clerks we would request that the individual receiving this Registered Notice transmit it to the clerk.
2. The NAME of the unit of government and the COUNTY in which it is located should be inserted on the spaces provided.
3. The name of the person who administers the construction code program should be provided as the Contact Person. The name inserted here will be the person the bureau would contact when questions or problems arise.
4. The answers to the remainder of the form will indicate if you intend to continue to administer and enforce the specific code listed. For example, if it is your intent to continue to enforce any of the codes, this would be indicated by answering "yes" to the appropriate question.

Your intent should be indicated for each code category. If your answer is "yes", provide the other information requested under the question.

(The information requested on ordinances will not apply to county government. If there is a resolution on file, or other official notice of county action regarding code enforcement, this may be inserted.)

5. The completed form must bear the signature of the chief elected official of the unit of government. The chief elected official, as defined by the act, means the chairperson of the county commissioners, the mayor of a city, the president of a village, or the supervisor of a township.

Units of government are encouraged to maintain enforcement services at the local level. The amended construction code act has expanded the options available to local government in regard to code adoption, joint enforcement, and the transfer of enforcement responsibilities. The decision you make at this time does not preclude you from electing other options in the future.

The intent of the original construction code act was to provide uniform code administration and enforcement throughout the state at the local level. Under PA 230, counties had the primary responsibility for code enforcement (governmental units within the county could assume enforcement responsibility for their locality). Many counties and their subdivisions were unable to provide code administration and enforcement. Therefore, in many areas of the state, the public was not receiving the protection provided by construction codes and their effective enforcement.

On December 30, 1980, Governor Milliken signed Act No. 371. This act amends the construction code act by placing the ultimate responsibility for code enforcement on the state but still insures that local governmental units wishing to conduct code enforcement can continue that practice. This means that the state can provide enforcement services where localities are unable to do so.

Please do not hesitate to contact the bureau if you have any questions or need any assistance. (517/322-1781). Copies of the amendatory legislation will be sent upon request.

BBM:sl

Attachment: Registered Notice of Intent Form

Handwritten initials

BUREAU OF CONSTRUCTION CODES
STATE SECONDARY COMMISSION
7150 HARRIS DR., P.O. BOX 900
LANSING, MICHIGAN 482
482772-57

WILLIAM G. MILLER, Governor

DEPARTMENT OF LABOR

WILLIAM LORAN, Director

September 1, 1981

*Edwin Northrup
Mayor*

Mr. Richard Cravenstuck
Building Official
Martin Township
305 116th Street
Martin, MI 49070

Handwritten notes:
Sept 8, 1981
at [unclear]
amend [unclear] to comply
w/1991 edition of
electrical code

Dear Mr. Cravenstuck:

As you will recall, at the beginning of this year the Bureau transmitted a "Notice of Intent to Continue Construction Code Operations" to each governmental unit in the state. On that notice, certain information was requested regarding codes and services being provided.

In reviewing the returned notices, minor deficiencies and some questions were noted. At that time, staff was unable to address these matters and it was decided that during the year, units of government would be contacted to bring problems to their attention. In reviewing the notice from Martin Township, the following items were noted.

It was indicated on your form that you are administering and enforcing the National Electrical Code, 1975 edition, by Ordinance Number 7, adopted November 16, 1977. A unit of government which has by ordinance elected to administer and enforce a nationally recognized code, rather than the state code, is required to review and update its codes by amending its ordinance at least every 3 years by adopting all changes to those codes, and submitting a certified copy of the amended ordinance to the Construction Code Commission.

If you have not already done so, steps should be taken to update your ordinance and provide this Bureau with a certified copy.

You also indicated that you did not issue Certificates of Occupancy. Section 13 of the Construction Code Act (Act 206, PA 1972, as amended) states, "A building or structure hereafter constructed shall not be used, or occupied in whole or in part until a certificate of use and occupancy has been issued by the appropriate enforcing agency." Steps should be taken immediately to correct this matter.

Handwritten notes at bottom:
Sept 30 - [unclear] by no one here - [unclear]
of [unclear] - if any [unclear] [unclear]
the order is [unclear] [unclear] [unclear]
a copy -



WILLIAM G. MILLER, GOVERNOR

DEPARTMENT OF LABOR

WILLIAM LONG, DIRECTOR

BUREAU OF CONSTRUCTION CODES
STATE SECONDARY COMPLEX
7150 HURDIS DR., P.O. BOX 1008
LANSING, MICHIGAN 48906
417-322-1200

September 1, 1981

Mr. Richard Cravenstuck
Building Official
Martin Township
305 116th Street
Martin, MI 49070

Dear Mr. Cravenstuck:

As you will recall, at the beginning of this year the Bureau transmitted a "Notice of Intent to Continue Construction Code Operations" to each governmental unit in the state. On that notice, certain information was requested regarding codes and services being provided.

In reviewing the returned notices, minor deficiencies and some questions were noted. At that time, staff was unable to address these matters and it was decided that during the year, units of government would be contacted to bring problems to their attention. In reviewing the notice from Martin Township, the following items were noted.

It was indicated on your form that you are administering and enforcing the National Electrical Code, 1975 edition, by Ordinance Number 7, adopted November 16, 1977. A unit of government which has by ordinance elected to administer and enforce a nationally recognized code, rather than the State Code, is required to review and update its codes by amending its ordinance at least every 3 years by adopting all changes to those codes, and submitting a certified copy of the amended ordinance to the Construction Code Commission.

If you have not already done so, steps should be taken to update your ordinance and provide this Bureau with a certified copy.

You also indicated that you did not issue Certificates of Occupancy. Section 13 of the Construction Code Act (Act 230, PA 1972, as amended) states, "A building or structure hereafter constructed shall not be used, or occupied in whole or in part until a certificate of use and occupancy has been issued by the appropriate enforcing agency." Steps should be taken immediately to correct this matter.

Edwin Rothkopf
Mayor

*Sept 8,
Dept of Labor*

*amend
adopt Ord. 7 to comply
w/1981 edition of
electrical code*

*Sept 30 - come by no more
of request - if you
the order is updated
a copy*

Vertical stamp on the right edge of the page.

Mr. Richard Cravenatuck

Page 2

September 1, 1981

Your cooperation and assistance in the matter is appreciated. Please contact me if you have any questions.

Sincerely,



Bill B. Moyer
Executive Director
Bureau of Construction Codes

BBM:ab

cc: Andrew Laep, Township Supervisor

Mr. Richard Cravenatuck

Page 2

September 1, 1981

Your cooperation and assistance in the matter is appreciated. Please contact me if you have any questions.

Sincerely,



Bill B. Moyer
Executive Director
Bureau of Construction Codes

BBM:ab

cc: Andrew Laep, Township Supervisor

RESIDENTS OF
Martin Township

On October 14, 1981 Martin Township Board amended Ordinance #7, adopted Nov. 16, 1977 as follows "Martin Township will comply with 1981 Edition of National Electrical Code."

**LaVerne Young
Martin Twp. Clerk**

ORDINANCE #8
RATE & MANDATORY CONNECTION
ORDINANCE (G.L.A.S.A.)
EFFECTIVE: APRIL 18, 1978

ORDINANCE #9
AMENDMENT TO ORDINANCE 8
EFFECTIVE: SEPTEMBER 6, 1978

ORDINANCE #10
FISCAL YEAR ORDINANCE
EFFECTIVE: FEBRUARY 22, 1979

ORDINANCE NO. 10
FISCAL YEAR ORDINANCE

ADOPTED 2-22-79
EFFECTIVE: 2-22-79

An ordinance to establish the fiscal year of the Township of Martin, Allegan County, Michigan and the annual settlement day for such Township pursuant to Michigan Public Act 596 of 1978.

THE TOWNSHIP OF MARTIN ALLEGAN
COUNTY, MICHIGAN HEREBY ORDAINS.

SECTION I

Commencing in 1979, the fiscal year of the Township shall extend from July 1st of each year until June 30th of the following year. Any preexisting Township budget lawfully adopted by the Township Board shall be proportionately extended to coincide with the foregoing new fiscal year periods.

SECTION II

The annual settlement day meeting of the Township Board shall hereafter be held on the 15th day of the last month of the fiscal year of the Township unless said day falls on a Saturday, Sunday or legal holiday whereupon said meeting shall be held on the following Monday which is not a legal holiday.

SECTION III

The annual meeting of the electors of the Township where the same has not been abolished, shall be held on the last Saturday in the last month of the aforesaid fiscal year at such time and place as is determined by the Township Board.

SECTION IV

This Ordinance shall take immediate effect. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Township Clerk

NOTICE

ORDINANCE NO.10

Fiscal Year Ordinance

Adopted: February 22, 1919

Effective: February 22, 1919

An Ordinance to establish the fiscal year of the Township of Martin, Allegan County, Michigan and the annual settlement day for such Township pursuant to Michigan Public Act 596 of 1978.

TOWNSHIP OF MARTIN

ALLEGAN COUNTY, MICHIGAN

HEREBY ORDAINS:

SECTION I: Commencing in 1979, the fiscal year of the Township shall extend from July 1 of each year until June 30 of the following year. Any preexisting Township budget lawfully adopted by the township Board shall be proportionately extended to coincide with the foregoing new fiscal year periods.

SECTION II: The annual settlement day meeting of the Township Board shall hereafter be held on the 15th day of the last month of the fiscal year of the Township unless said day falls on a Saturday, Sunday or legal holiday whereupon said meeting shall be held on the following Monday which is not a legal holiday.

SECTION III: The annual meeting of the electors of the Township, where the same has not been abolished, shall be held on the last Saturday in the last month of the aforesaid fiscal year at such time and place as is determined by the Township Board.

SECTION IV: This Ordinance shall take immediate effect. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

LA VERNE YOUNG
Township Clerk

ORDINANCE NO. 10
FISCAL YEAR ORDINANCE

ADOPTED: 2-22-79
EFFECTIVE: 2-22-79

An Ordinance to establish the fiscal year of the Township of Martins Allegan County, Michigan and the annual settlement day for such Township pursuant to Michigan Public Act 596 of 1978.

THIS TOWNSHIP OF Martins
Allegan COUNTY, MICHIGAN
HEREBY ORDAINS:

SECTION I

Commencing in 1979, the fiscal year of the Township shall extend from July 1 of each year until June 30 of the following year. Any preexisting Township budget lawfully adopted by the Township Board shall be proportionately extended to coincide with the foregoing new fiscal year periods.

SECTION II

The annual settlement day meeting of the Township Board shall hereafter be held on the 15th day of the last month of the fiscal year of the Township unless said day falls on a Saturday, Sunday or legal holiday whereupon said meeting shall be held on the following Monday which is not a legal holiday.

SECTION III

The annual meeting of the electors of the Township, where the same has not been abolished, shall be held on the last Saturday in the last month of the aforesaid fiscal year at such time and place as is determined by the Township Board.

SECTION IV

This Ordinance shall take immediate effect. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Township Clerk

ORDINANCE NO. 10
FISCAL YEAR ORDINANCE

ADOPTED: 2-22-79
EFFECTIVE: 2-22-79

An Ordinance to establish the fiscal year of the Township of Martin Allegan County, Michigan and the annual settlement day for such Township pursuant to Michigan Public Act 586 of 1978.

THE TOWNSHIP OF MARTIN
ALLEGAN COUNTY, MICHIGAN
HEREBY ORDAINS:

SECTION I

Commencing in 1979, the fiscal year of the Township shall extend from July 1 of each year until June 30 of the following year. Any preexisting Township budget lawfully adopted by the Township Board shall be proportionately extended to coincide with the foregoing new fiscal year periods.

SECTION II

The annual settlement day meeting of the Township Board shall hereafter be held on the 15th day of the last month of the fiscal year of the Township unless said day falls on a Saturday, Sunday or legal holiday whereupon said meeting shall be held on the following Monday which is not a legal holiday.

SECTION III

The annual meeting of the electors of the Township, where the same has not been abolished, shall be held on the last Saturday in the last month of the aforesaid fiscal year at such time and place as is determined by the Township Board.

SECTION IV

This Ordinance shall take immediate effect. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Township Clerk

adopted Feb. 22-1979.

ORDINANCE NO. 10
FISCAL YEAR ORDINANCE

ADOPTED: Y.M.
EFFECTIVE: Feb. 22-1979.

An Ordinance to establish the fiscal year of the Township of Martin Allegan County, Michigan and the annual settlement day for such Township pursuant to Michigan Public Act 596 of 1978.

THE TOWNSHIP OF Martin
Allegan COUNTY, MICHIGAN
HEREBY ORDAINS:

SECTION I

Commencing in 1975, the fiscal year of the Township shall extend from July 1 of each year until June 30 of the following year. Any preexisting Township budget lawfully adopted by the Township Board shall be proportionately extended to coincide with the foregoing new fiscal year periods.

SECTION II

The annual settlement day meeting of the Township Board shall hereafter be held on the 15th day of the last month of the fiscal year of the Township unless said day falls on a Saturday, Sunday or legal holiday whereupon said meeting shall be held on the following Monday which is not a legal holiday.

SECTION III

The annual meeting of the electors of the Township, where the same has not been abolished, shall be held on the last Saturday in the last month of the aforesaid fiscal year at such time and place as is determined by the Township Board.

SECTION IV

This Ordinance shall take immediate effect. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Township Clerk

NOTICE

ORDINANCE NO. 10

Fiscal Year Ordinance

Adopted: February 22, 1979

Effective: February 22, 1979

As Ordinance to establish the fiscal year of the Township of Martin, Allegan County, Michigan and the annual settlement day for such Township pursuant to Michigan Public Act 596 of 1978.

TOWNSHIP OF MARTIN

ALLEGAN COUNTY, MICHIGAN

HEREBY ORDAINS:

SECTION I: Commencing in 1978, the fiscal year of the Township shall extend from July 1 of each year until June 30 of the following year. Any preexisting Township budget lawfully adopted by the township Board shall be proportionately extended to coincide with the foregoing new fiscal year periods.

SECTION II: The annual settlement day meeting of the Township Board shall hereafter be held on the 15th day of the last month of the fiscal year of the Township unless said day falls on a Saturday, Sunday or legal holiday whereupon said meeting shall be held on the following Monday which is not a legal holiday.

SECTION III: The annual meeting of the electors of the Township, where the same has not been abolished, shall be held on the last Saturday in the last month of the aforesaid fiscal year at such time and place as is determined by the Township Board.

SECTION IV: This Ordinance shall take immediate effect. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

LA VERNE YOUNG
Township Clerk

ORDINANCE NO. _____
FISCAL YEAR ORDINANCE

ADOPTED: _____
EFFECTIVE: _____

An Ordinance to establish the fiscal year of the Township of _____ County, Michigan and the annual settlement day for such Township pursuant to Michigan Public Act 596 of 1978.

THE TOWNSHIP OF _____
_____ COUNTY, MICHIGAN
HEREBY ORDAINS:

SECTION I

Commencing in 1979, the fiscal year of the Township shall extend from _____ of each year until _____ of the following year. Any preexisting Township budget lawfully adopted by the Township Board shall be proportionately extended to coincide with the foregoing new fiscal year periods.

SECTION II

The annual settlement day meeting of the Township Board shall hereafter be held on the 15th day of the last month of the fiscal year of the Township unless said day falls on a Saturday, Sunday or legal holiday whereupon said meeting shall be held on the following Monday which is not a legal holiday.

SECTION III

The annual meeting of the electors of the Township, where the same has not been abolished, shall be held on the last Saturday in the last month of the aforesaid fiscal year at such time and place as is determined by the Township Board.

SECTION IV

This Ordinance shall take immediate effect. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Township Clerk

**ORDINANCE #11
G.L.A.S.A. USE ORDINANCE
EFFECTIVE: APRIL 17, 1979**

**ORDINANCE #12
AMENDMENT TO ORINANCE 8
EFFECTIVE: APRIL 17, 1979**

**ORDINANCE #13
AMENDMENT NUMBER 2 TO
TOWNSHIP ZONING ORDINANCE
EFFECTIVE: APRIL 17, 1976**

ORDINANCE #14
SEWER RATE AND CONNECTION
ORDINANCE
EFFECTIVE: JANUARY 14, 1981

SEWER RATE AND CONNECTION ORDINANCE
Ordinance No. 14 Amendment to Martin Township
Ordinance No. 8 Ordinance No. 1-80 Amendment to
Wayland Township Ordinance No. 2-78

AN ORDINANCE establishing and providing for the collection of rates and charges for sewage disposal service and providing penalties for violation of sections thereof, in the Townships of Martin and Wayland, Allegan County, Michigan.

BE IT ORDAINED and enacted by the Township Boards of Martin Township and Wayland Township, Allegan County, Michigan, to amend the following subheadings of Section 4 of respective ordinance to read as follows:

ARTICLE I
DEFINITIONS

—~~as the context specifically indicates otherwise, the meanings of terms used in this Ordinance shall be as defined in the Townships of Martin and Wayland Sewer Use Ordinance, or as defined below.~~

SECTION 1. "Authority" shall mean the Gun Lake Area Sewer Authority

SECTION 2. "Connection Charge" shall mean the amount charged at the time, and in the amount hereinafter provided, to each premise in the Township which requires a new connection to the sanitary sewer. The charge is based upon the proportionate cost allocable to such premises of the trunkage and availability costs associated with providing sanitary sewers and sewage treatment.

SECTION 3. "Debt Retirement Charge" shall mean the charge levied to all users for retirement of bonded indebtedness for the Sewage Works.

SECTION 4. "Industrial Cost Recovery" shall mean the recovery from each eligible industrial user that portion of U.S. Environmental Protection Agency grants which are allocable to the collection and treatment of industrial wastes from said users.

SECTION 5. "Lateral" shall mean all of the building service line from the house to the system main, including service stub where one is not available.

SECTION 6. "Manager" shall mean Gun Lake Area Authority Manager or his authorized operator, agent or representatives.

SECTION 7. "O,M,&R Charge" shall mean the charge levied to all users for operation, maintenance and replacement costs associated with the System.

SECTION 8. "Operation and Maintenance Costs" shall mean all costs, direct and indirect, necessary to provide adequate wastewater collection and treatment on a continuing basis, to conform with all federal, state and local wastewater management requirements, and to assure optimum long-term management of the Sewage Works. Operation and Maintenance Costs shall include replacement costs.

SECTION 9. "Replacement Costs" shall mean expenditures made during the service life of the Sewage Works to replace equipment and appurtenances necessary to maintain the intended performance of the Sewage Works.

SECTION 10. "Residential Equivalent Unit," as reflected in Exhibit A, shall be related to the quantity of sanitary sewage ordinarily arising from the occupancy of a residence building by a single family of ordinary size and the benefit derived therefrom, and shall be defined or determined from time to time by the Township.

SECTION 11. "Revenues" and "Net Revenues" shall have the meanings as defined in Section 1, Act 94, Public Acts of Michigan, 1933, as amended.

SECTION 12. "System" shall mean all facilities of the Township and all subsequent additions, including all sewers, pumps, lift stations, and all other facilities used or useful in the collection, treatment and disposal of domestic, commercial or industrial wastes, including all appurtenances thereto and including all extensions and improvements thereto which may hereafter be acquired.

ARTICLE II
OPERATION

SECTION 1. The operation, maintenance, alteration, repair and management of the System shall be under the supervision and control of the Gun Lake Sewer Authority. The Authority may employ such person or persons in such capacity or capacities as it deems advisable to carry out the efficient management and operations of the System and may make such rules, orders and regulations as it deems advisable and necessary to assure the efficient management and operation of the System.

ARTICLE III
SEWER USER CHARGE SYSTEM

SECTION 1: All premises connected directly or indirectly to the sanitary sewers of the Township, except as hereinafter provided, shall be charged and shall make quarterly or monthly payments as desired, to the Township in amounts computed on the basis of Exhibit A and this Article.

SECTION 2: Rates to be charged for service furnished by the system shall be as follows:

(a) Debt Retirement Charge: The debt retirement charge to each single-family residential user premise within the Township shall be in the flat amount of \$9.25 per quarter (\$2.75 per month). Each user other than a single-family residence shall pay a quarterly charge of \$8.25 (\$2.75 per month) multiplied by the number of Residential Equivalent Units assigned to said user's premise and as reflected in Exhibit A to this Ordinance, but not less than \$8.25 (\$2.75 per month).

h) O.M.&R Charge: The O.M.&R Charge to each single-family residential premise shall be in the flat amount of \$27.75 per quarter (\$9.25 per month). Each user premise other than a single-family residence shall pay a quarterly charge of \$27.75 (\$9.25 per month) multiplied by the Residential Equivalent Unit assigned to said user's premise and as reflected in Exhibit A to this Ordinance, but not less than \$27.75 per quarter (\$9.25 per month).

C. Surcharges: For wastewater strengths exceeding normal strength sewage, as defined, the following surcharges shall be added as applicable:

- 1) BOD (in excess of 200 mg/l), \$0.1324 per excess pound.
- 2) Total suspended solids (in excess of 250 mg/l), \$0.1060 per excess pound.
- 3) Total phosphorus (in excess of 8 mg/l), \$2.2084 per excess pound.

SECTION 3: For miscellaneous services or where a premise receives sewer service for which a special rate shall be established, such rates shall be fixed by the Township by resolution under the same regulations as for the passing of ordinances.

SECTION 4: The charges for services which are under the provisions of Section 21, Act 94, Public Acts of Michigan, 1933, as amended, made a lien on all premises served thereby, and are hereby recognized to constitute such lien; and whenever any such charge against any piece of property shall be delinquent for six (6) months, the Township official or officials in charge of the collection thereof shall certify annually, on August 1st of each year, to the tax-assessing officer of the Township, the facts of such delinquency whereupon such charge shall be by him entered upon the next tax roll as a charge against such premises and shall be collected and the lien thereof enforced in the same manner as general Township taxes against such premises are collected and the lien thereof enforced; provided, however, where notice is given that a tenant is responsible for such charges and service as provided by said Section 21, no further service shall be rendered such premises until a cash deposit in the amount of \$75.00 shall have been made as security for payment of such charges and service.

SECTION 5: The Township shall have the right to adjust the user charge rates based on an annual audit review of the Sewage Works Operation and Maintenance costs. Such an review shall be conducted annually by the Authority.

SECTION 6: All customers of the Sewage Works will be included in a user class and each user class will pay for its proportionate use of the Sewage Works in terms of volume and pollutant loading. Sewer user charges are levied to defray the cost of operation, maintenance (including replacement and depreciation), and debt retirement of the Sewage Works. The classes of users of the Sewage Works, for the purpose of determining the user charges, shall be as defined in the Sewer Use Ordinance.

SECTION 7: Each industrial user, shall pay the proportionate share of the operation, maintenance and replacement depreciation costs of the Sewage Works that are allocable to the treatment of said user's industrial wastes.

SECTION 8: Each industrial user that discharges process wastewater which does not exceed the limits of "normal strength sewage" shall be charged and shall make payments to the Township in amounts based on the actual waste volume and strength from such premises.

SECTION 9: Each user that proposes to discharge wastewater to the system which exceeds the limits of "normal strength sewage" will be required to either: (a) provide satisfactory pretreatment to reduce the strength of the wastewater to "normal strength sewage", or (b) pay a surcharge determined by the relative concentration of BOD, suspended solids, or other pollutant as compared to "normal strength sewage."

ARTICLE IV

INDUSTRIAL COST RECOVERY SYSTEM

SECTION 1: Industrial users which are liable for Industrial Cost Recovery, as defined, shall include the following:

a. Any non-governmental, nonresidential user of a publicly owned treatment works which discharges process wastes which are more than the equivalent of 25,000 gallons per day (gpd) of normal strength sewage wastes, as defined, and which is identified in the Standard Industrial Classification manual, 1972, Office of Management and Budget, as amended, and supplemented, under one of the following divisions:

- Division A. Agriculture, Forestry, and Fishing
- Division B. Mining
- Division D. Manufacturing
- Division E. Transportation, Communications, Electric, Gas, and Sanitary Services
- Division I. Services

b. Any non-governmental user of a publicly owned treatment works which discharges wastewater to the treatment works which contains toxic pollutants or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to contaminate the sludge of any municipal systems, or to injure, or to interfere with any sewage treatment process, or which constitutes a hazard to humans or animals, creates a public nuisance, or creates any hazard in, or has an adverse effect on, the waters receiving any discharge from the treatment works.

SECTION 2: For purposes of industrial cost recovery charge calculations, computations of amounts of industrial wastes shall exclude amounts of domestic wastes and/or wastes from human sanitary conveniences, normally a part of a given industrial waste stream.

SECTION 3: Each industrial user which is subject to Industrial Cost Recovery, will be assessed an industrial cost recovery charge for use of Township Sewage Works which were funded in part by U. S. EPA Construction Grants received after March 1, 1973. The charge will be levied in accordance with Federal Regulations in force after July 1, 1980 and will be based on waste volume, delivery flow rate, and pollutant loadings as they may affect the capacity of eligible Sewage Works. The Township shall reserve the right to adjust said industrial cost recovery charges to any sewer user that significantly alters its waste volume or delivery flow rate. Affected users shall only be required to pay charges for those years that they use the system and only at an annual rate in proportion to the length of the entire recovery period. The industrial cost recovery period is the time period that is

provided to allow industrial users to pay their total industrial cost recovery charge and shall be equal to thirty (30) years

SECTION 4: The industrial cost recovery charge for each affected industrial user shall be a portion of the Federal construction grant amount equal in proportion to said user's proportionate share of the total capacity of the System in terms of strength, volume and delivery flow rate. Specifically, the total industrial cost recovery charge shall be determined by the sum of the three following calculations:

- | | | |
|--|---|--|
| a. <u>Industrial Volume Contribution per unit of time</u>
Plant design volume per unit of time | x | (EPA grant portion allocable to volume handling) |
| b. <u>Industrial BOD contribution per unit of time</u>
Plant BOD design capacity per unit of time | x | (EPA grant portion allocable to volume handling) |
| c. <u>Industrial Suspended Solids contribution per unit of time</u>
Plant Suspended Solids design capacity per unit of time | x | (EPA grant portion allocable to suspended solids handling) |

Industrial cost recovery charges shall be calculated and paid annually in an amount equal to the total industrial cost recovery charge for any industrial user divided by thirty (30) years.

SECTION 5: For purposes of industrial cost recovery calculations, the affected industrial user shall monitor its industrial waste stream(s), as directed by the Manager, and no less than quarterly and at the user's expense. The Manager shall reserve the right to request split samples from the user and analyze the wastes independently, the costs of which shall be borne by the user.

SECTION 6: Costs recovered from industrial users shall be deposited by the Village in a separate account identified as the "Industrial Cost Recovery Account". Funds shall be distributed from the "Industrial Cost Recovery Account" in accordance with U.S. Environmental Protection Agency rules and in the following manner:

- The Township shall retain fifty percent of the total recovered amount. The remainder, together with any interest earned thereon, shall be returned to the U.S. Treasury on an annual basis.
- Eighty percent of the retained amount, together with interest earned thereon, shall be used solely for the eligible costs of expansion or reconstruction of the treatment works and only upon written approval of the EPA Administrator, Region V. The remainder of the retained amount may be used as the Village so desires.
- Pending use, the Township shall invest the retained amounts for expansion and reconstruction in: (1) obligations of the U.S. government, (2) obligations guaranteed as to principal and interest by the U.S. Government or any agency thereof; or (3) shall deposit said amounts in accounts fully collateralized by obligations of the U.S. Government or by obligations fully guaranteed as to principal and interest by the U.S. Government or any agency thereof.

ARTICLE V

SEWER CONNECTION CHARGES

SECTION 1: Each person desiring to connect to the System shall pay a charge for the privilege of using the facilities and receiving the service of the system in the amounts given below:

- Connections: For each user connecting to the lines of the System, within the Township limits and for which a sewer service lateral was provided at the Township's expense, there shall be charged a connection fee of \$1,120, plus a service fee of \$1,580 per equivalence user, as reflected in Exhibit A of this Ordinance.

Users connecting with no laterals furnished shall pay all costs for lateral installation, a connection fee of \$1,120, plus a service fee of \$1,400 per equivalence user, as reflected in Exhibit A of this Ordinance.

ARTICLE VI

PAYMENTS AND COLLECTIONS

SECTION 1: Bills for sewage disposal service are due and payable at the business office of the Authority or to any designated agent on their date of issue and, if not paid by the 30th day thereafter, shall be deemed delinquent and shall be subject to a penalty of 5 percent thereof. Bills shall be dated and mailed quarterly and shall cover three months' service. If a bill is not paid within thirty (30) days after its date of issuance, the Authority shall serve upon the customer a written notice of delinquency, and if it is not paid within sixty days (60) after date of issuance, the Authority may discontinue sewer service to the premises and take such other measures as are permitted by state law.

SECTION 2: All bills and notices relating to the conduct of the business of the Authority and of the Sewage Works will be mailed to the customer at the address listed on the application for the connection permit, unless a change of address has been filed in writing at the business office of the Authority, it shall not otherwise be responsible for delivery of any bill or notice, nor will the customer be excused from nonpayment of a bill or from any performance required in said notice.

SECTION 3: Applications for connection permits may be cancelled and/or sewer service disconnected by the Authority for any violation of any rule, regulation or condition of service, and especially for any of the following reasons:

- Misrepresentation in the permit application as to the property or residential equivalents to be serviced by the Sewage Works.
- Nonpayment of bills.
- Improper or imperfect and/or failure to keep building sewers in a suitable state of repair.

SECTION 4: Where the sewer service supplied to a customer has been discontinued for nonpayment of delinquent bill, the

Authority reserves the right to request a nominal sum be placed on deposit with the Authority for the purpose of establishing or maintaining any customer's credit. Service shall not be reestablished until all delinquent charges and penalties, and a turn-charge to be specified by the Authority have been paid. Further, such charges and penalties may be recovered by the Township by court action.

SECTION 5: The Authority shall make all reasonable efforts to eliminate interruptions of service and, when such interruptions occur, will endeavor to reestablish service with the shortest possible delay. Whenever service is interrupted for the purpose of working on the Sewage Works, all customers affected by such interruption will be notified in advance whenever it is possible to do so.

SECTION 6: Any customer has the right to appeal the basis for any charges developed in accordance with this Ordinance. Appeals shall be directed to the Township Supervisor along with any supporting documentation for amendment of the charges in question. Any additional information that may be required to resolve the appeal, as directed by the Township Supervisor, shall be obtained by the customer at his expense. Resolution of appeals shall be made within 30 days by the Manager in accordance with best available data and the formulations presented in this Ordinance. In no event shall appeals be accepted which would require a variance in the methods of charge calculations established and in force by this Ordinance. All bills for sewage service, outstanding during the appeals process, including all penalties or delinquency charges, shall be due and payable. Pending resolution of the appeal, the Authority shall adjust said charges accordingly, including any refunds due. Refunds shall be retroactive to the previous four quarters' billings only.

ARTICLE VII VALIDITY

SECTION 1: This Ordinance supersedes all previous ordinances and amendments pertaining to sewer rates and connections. Previous ordinances and amendments thereto are hereby repealed.

SECTION 2: If any section, clause, sentence or provision of this ordinance is determined to be invalid, said invalidity shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

ARTICLE VIII ORDINANCE IN FORCE

SECTION 1: This ordinance is to be in full force and effect from and after its passage, approval and publication according to the law of the State of Michigan.

SECTION 2: This ordinance shall be published once, in full, in the Wayland Globe, a newspaper of general circulation within the boundaries of the Township under State law to publish legal notices, within two (2) weeks after its adoption, and the same shall be recorded in the Ordinance Book of the Township and such recording authenticated by the signatures of the Officers so required.

SECTION 3: This ordinance shall become effective immediately upon its adoption.
ORDINANCE DECLARED ADOPTED

CERTIFICATE

I hereby certify that the attached constitutes a true and complete copy of Ordinance No. 14 duly adopted by the Township of Marim, Allegan County, Michigan, at a regular meeting held on April 9, 1980, and that public notice of said meeting was given pursuant to Act No. 261, Public Acts of Michigan, 1968, including, in the case of a special or rescheduled meeting, notice by publication or posting at least twelve hours prior to the time set for the meeting.

I further certify that the following Members were present at said meeting:

G. Kraai
John VanDerMeulen
Jack Sipple
Jerry Farmer
LaVerne Young

I further certify that Member Farmer moved adoption of said ordinance and that said motion was supported by Trustee Sipple.

I further certify that the following Members voted for adoption of said ordinance: Young, Kraai, Sipple, Farmer, and that the following Trustees voted against adoption of said ordinance: none

I further certify that said ordinance has been recorded in the Ordinance Book of the Township and that such recording has been authenticated by the signatures of the Township Supervisor and Clerk.

John VanDerMeulen, Supervisor
LaVerne Young, clerk

CERTIFICATE

I hereby certify that the attached constitutes a true and complete copy of Ordinance No. 1-80 duly adopted by the township of Wayland, Allegan County, Michigan at a regular meeting held on April 7, 1980, and that the public notice of said meeting was pursuant to Act No 261, Public Acts of Michigan, 1968, including, in the case of a special or rescheduled meeting, notice by publication or posting at least twelve hours prior to the time set for the meeting.

I further certify that the following Members were present at said meeting: Robert Schrier, John Buskirk, Virginia Holbrook, Mary Marcott, Phil Hines

I further certify that Member Holbrook moved adoption of said ordinance and that said motion was supported by Trustee Schrier.

I further certify that the following Members voted for adoption of said ordinance: Schrier, Buskirk, Holbrook, Marcott, and that

the following Trustees voted against adoption of said ordinance: none.

I further certify that said ordinance has been recorded in the Ordinance Book of the Township and that such recording has been authenticated by the signatures of the Township Supervisor and Clerk.

Roy Phillip Hines, supervisor Mary L. Marotti, clerk

EXHIBIT A	RESIDENTIAL EQUIVALENCE TABLE	Adopted 10/04/79
Types of Premises		Residential Equivalent
Barber Shops		0.01 per chair
Bars		0.05 per seat
Beauty Shops		0.2 per booth
Boarding Houses		0.2 per person
Bowling Alleys (no bars, lunch facilities)		0.5 per alley
Car Wash (small - 20 pop. equiv.)		5.0
Churches		0.01 per seat
Dry Cleaners		1.25 per press
Convalescent Homes		0.2 per bed
Country Clubs		0.1 per member
Drug Stores		0.1 per employee
Factories - (exclusive of industrial wastes)		0.1 per person
(minimum of 1.0 customer equiv.)	0.1 per person	per shift
Grocery Stores and Supermarkets		0.1 per employee
Gift Shop (up to 4 employees-1.75 employee		0.1 per employee
arriving at 3.5 total)		
Hospitals		1.1 per bed
Hotels, Motels (private baths, 2 persons per room)		0.2 per bed
Laundry (self-service -1.75 PE/washer)		0.35 per washer
Multiple Family Residence		0.5 per unit
Office Building		0.05 per employee
Picnic Park (10 gpad - 3.5 persons/car one car/space)		0.35 seat
Restaurants		0.1 per seat
Rooming Houses (no meals)		0.1 per person
Schools (without showers and/or pools)		0.01 per student
Schools (showers and/or pool)		0.05 per student
Service Station (with 3 pumps -1.75 PE per pump)		0.25 per pump
Snack Bars - drive-ins, etc.		0.1 per seat and /
		or staff
Party Stores		0.35 per employee
Permanent Trailer Courts (1.75 PE/unit)		0.35 per unit
Tourist Courts (individual bath units 50 gpad x 3.5 persons)		0.5 per cubical
Trailer Parks		0.35 per trailer
(central bathhouses - 1.225 PE/trailer)		
(35 gpad x 3.5 - short-term 100% occupancy)		
Camper Site (central bathhouse-1.225 PE/site)		0.15 per camper
Hair Shop (3.5 PE/shop)		1.0 per shop
Travel Trailer Parks and Campgrounds		
(with individual sewer connections)		0.20 per site
(without individual sewer connections)		0.15 per site

SEWER RATE AND CONNECTION ORDINANCE

Ordinance No. 14 Amendment to Martin Township Ordinance No. 8 Ordinance No. 1-80 Amendment to Wayland Township Ordinance No. 2-78

AN ORDINANCE establishing and providing for the collection of rates and charges for sewage disposal service and providing penalties for violation of sections thereof, in the Townships of Martin and Wayland, Allegan County, Michigan.

BE IT ORDAINED and enacted by the Township Boards of Martin Township and Wayland Township, Allegan County, Michigan, to amend the following subheadings of Section 4 of respective ordinance to read as follows:

ARTICLE I DEFINITIONS

Unless the context specifically indicates otherwise, the meanings of terms used in this Ordinance shall be as defined in the Townships of Martin and Wayland Sewer Use Ordinance, or as defined below.

- SECTION 1. "Authority" shall mean the Gun Lake Area Sewer Authority.
- SECTION 2. "Connection Charge" shall mean the amount charged at the time, and in the amount hereinafter provided, to each premise in the Township which requires a new connection to the sanitary sewer. The charge is based upon the proportionate cost allocable to such premises of the trunkage and availability costs associated with providing sanitary sewers and sewage treatment.
- SECTION 3. "Debt Retirement Charge" shall mean the charge levied to all users for retirement of bonded indebtedness for the Sewage Works.
- SECTION 4. "Industrial Cost Recovery" shall mean the recovery from each eligible industrial user that portion of U.S. Environmental Protection Agency grants which are allocable to the collection and treatment of industrial wastes from said users.
- SECTION 5. "Lateral" shall mean all of the building service line from the house to the system main, including service stub where one is not available.
- SECTION 6. "Manager" shall mean Gun Lake Area Authority Manager or his authorized operator, agent or representatives.
- SECTION 7. "O,M,&R Charge" shall mean the charge levied to all users for operation, maintenance and replacement costs associated with the System.
- SECTION 8. "Operation and Maintenance Costs" shall mean all costs, direct and indirect, necessary to provide adequate wastewater collection and treatment on a continuing basis, to conform with all federal, state and local wastewater management requirements, and to assure optimum long-term management of the Sewage Works. Operation and Maintenance Costs shall include replacement costs.
- SECTION 9. "Replacement Costs" shall mean expenditures made during the service life of the Sewage Works to replace equipment and appurtenances necessary to maintain the intended performance of the Sewage Works.
- SECTION 10. "Residential Equivalent Unit," as reflected in Exhibit A, shall be related to the quantity of sanitary sewage ordinarily arising from the occupancy of a residence building by a single family of ordinary size and the benefit derived therefrom, and shall be defined or determined from time to time by the Township.
- SECTION 11. "Revenues" and "Net Revenues" shall have the meanings as defined in Section 3, Act 94, Public Acts of Michigan, 1933, as amended.
- SECTION 12. "System" shall mean all facilities of the Township and all subsequent additions, including all sewers, pumps, lift stations, and all other facilities used or useful in the collection, treatment and disposal of domestic, commercial or industrial wastes, including all appurtenances thereto and including all extensions and improvements thereto which may hereafter be acquired.

ARTICLE II OPERATION

SECTION 1. The operation, maintenance, alteration, repair and management of the System shall be under the supervision and control of the Gun Lake Sewer Authority. The Authority may employ such person or persons in such capacity or capacities as it deems advisable to carry out the efficient management and operations of the System and may make such rules, orders and regulations as it deems advisable and necessary to assure the efficient management and operation of the System.

ARTICLE III SEWER USER CHARGE SYSTEM

- SECTION 1: All premises connected directly or indirectly to the sanitary sewers of the Township, except as hereinafter provided, shall be charged and shall make quarterly or monthly payments as desired, to the Township in amounts computed on the basis of Exhibit A and this Article.
- SECTION 2: Rates to be charged for service furnished by the system shall be as follows:
 - (a) Debt Retirement Charge: The debt retirement charge to each single-family residential user premise within the Township shall be in the flat amount of \$8.25 per quarter (\$2.75 per month). Each user other than a single-family residence shall pay a quarterly charge of \$8.25 (\$2.75 per month) multiplied by the number of Residential Equivalent Units assigned to said user's premise and as reflected in Exhibit A to this Ordinance, but not less than \$8.25 (\$2.75 per month).
 - (b) O,M,&R Charge: The O,M,&R Charge to each single-family residential premise shall be in the flat amount of \$27.75 per quarter (\$9.25 per month). Each user premise other than a single-family residence shall pay a quarterly charge of \$27.75 (\$9.25 per month) multiplied by the Residential Equivalent Unit assigned to said user's premise and as reflected in Exhibit A to this Ordinance, but not less than \$27.75 per quarter (\$9.25 per month).
 - (c) Surcharges: For wastewater strengths exceeding normal strength sewage, as defined, the following surcharges shall be added as applicable:
 - (1) BOD (in excess of 300 mg/l), \$0.1324 per excess pound.
 - (2) Total suspended solids (in excess of 250 mg/l), \$0.1080 per excess pound.
 - (3) Total phosphorus (in excess of 8 mg/l), \$2.2064 per excess pound.
- SECTION 3: For miscellaneous services or where a premises receives sewer service for which a special rate shall be established, such rates shall be fixed by the Township by resolution under the same regulations as for the passing of ordinances.
- SECTION 4: The charges for services which are under the provisions of Section 21, Act 94, Public Acts of Michigan, 1933, as amended, made a lien on all premises served thereby, and are hereby recognized to constitute such lien; and whenever any such charge against any piece of property shall be delinquent for six (6) months, the Township official or officials in charge of the collection thereof shall certify annually, on August 1st of each year, to the tax-assessing officer of the Township, the facts of such delinquency whereupon such charge shall be by him entered upon the next tax roll as a charge against such premises and shall be collected and the lien thereof enforced in the same manner as general Township taxes against such premises are collected and the lien thereof enforced; provided, however, where notice is given that a tenant is responsible for such charges and service as provided by said Section 21, no further service shall be rendered such premises until a cash deposit in the amount of \$75.00 shall have been made as security for payment of such charges and service.
- SECTION 5: The Township shall have the right to adjust the user charge rates based on an

annual audit review of the Sewage Works Operation and Maintenance costs. Such an audit review shall be conducted annually by the Authority.

SECTION 6: All customers of the Sewage Works will be included in a user class and each user class will pay for its proportionate use of the Sewage Works in terms of volume and pollutant loading. Sewer user charges are levied to defray the cost of operation, maintenance (including replacement and depreciation), and debt retirement of the Sewage Works. The classes of users of the Sewage Works, for the purpose of determining the user charges, shall be as defined in the Sewer Use Ordinance.

SECTION 7: Each industrial user, shall pay the proportionate share of the operation, maintenance and replacement depreciation costs of the Sewage Works that are allocable to the treatment of said user's industrial wastes.

SECTION 8: Each industrial user that discharges process wastewater which does not exceed the limits of "normal strength sewage" shall be charged and shall make payments to the Township in amounts based on the actual waste volume and strength from such premises.

SECTION 9: Each user that proposes to discharge wastewater to the system which exceeds the limits of "normal strength sewage" will be required to either: (a) provide satisfactory pretreatment to reduce the strength of the wastewater to "normal strength sewage"; or (b) pay a surcharge determined by the relative concentration of BOD, suspended solids, or other pollutant as compared to "normal strength sewage."

ARTICLE IV

INDUSTRIAL COST RECOVERY SYSTEM

SECTION 1: Industrial users which are liable for Industrial Cost Recovery, as defined, shall include the following:

- a. Any nongovernmental, nonresidential user of a publicly owned treatment works which discharges process wastes which are more than the equivalent of 25,000 gallons per day (gpd) of normal strength sewage wastes, as defined, and which is identified in the Standard Industrial Classification manual, 1972, Office of Management and Budget, as amended, and supplemented, under one of the following divisions:
 - Division A. Agriculture, Forestry, and Fishing
 - Division B. Mining
 - Division D. Manufacturing
 - Division E. Transportation, Communications, Electric, Gas, and Sanitary Services
 - Division I. Services
- b. Any nongovernmental user of a publicly owned treatment works which discharges wastewater to the treatment works which contains toxic pollutants or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to contaminate the sludge of any municipal systems, or to injure, or to interfere with any sewage treatment process, or which constitutes a hazard to humans or animals, creates a public nuisance, or creates any hazard in, or has an adverse effect on, the waters receiving any discharge from the treatment works.

SECTION 2: For purposes of industrial cost recovery charge calculations, computations of amounts of industrial wastes shall exclude amounts of domestic wastes and/or wastes from human sanitary conveniences, normally a part of a given industrial waste stream.

SECTION 3: Each industrial user which is subject to Industrial Cost Recovery, will be assessed an industrial cost recovery charge for use of Township Sewage Works which were funded in part by U.S. EPA Construction Grants received after March 1, 1973. The charge will be levied in accordance with Federal Regulations in force after July 1, 1980 and will be based on waste volume, delivery flow rate, and pollutant loadings as they may affect the capacity of eligible Sewage Works. The Township shall reserve the right to adjust said industrial cost recovery charges to any sewer user that significantly alters its waste volume or delivery flow rate. Affected users shall only be required to pay charges for those years that they use the system and only at an annual rate in proportion to the length of the entire recovery period. The industrial cost recovery period is the time period that is provided to allow industrial users to pay their total industrial cost recovery charge and shall be equal to thirty (30) years.

SECTION 4: The industrial cost recovery charge for each affected industrial user shall be a portion of the Federal construction grant amount equal in proportion to said user's proportionate share of the total capacity of the System in terms of strength, volume and delivery flow rate. Specifically, the total industrial cost recovery charge shall be determined by the sum of the three following calculations:

a. Industrial Volume Contribution		
per unit of time	x	(EPA grant portion allocable to volume handling)
Plant design volume per unit of time		
b. Industrial BOD contribution		
per unit of time	x	(EPA grant portion allocable to BOD handling)
Plant BOD design capacity per unit of time		
c. Industrial Suspended Solids contribution per unit of time	x	(EPA grant portion allocable to suspended solids handling)
Plant Suspended Solids design capacity per unit of time		

Industrial cost recovery charges shall be calculated and paid annually in an amount equal to the total industrial cost recovery charge for any industrial user divided by thirty (30) years.

SECTION 5: For purposes of industrial cost recovery calculations, the affected industrial user shall monitor its industrial waste stream(s), as directed by the Manager, and no less than quarterly and at the user's expense. The Manager shall reserve the right to request split samples from the user and analyze the wastes independently, the costs of which shall be borne by the user.

SECTION 6: Costs recovered from industrial users shall be deposited by the Village in a separate account identified as the "Industrial Cost Recovery Account". Funds shall be distributed from the "Industrial Cost Recovery Account" in accordance with U.S. Environmental Protection Agency rules and in the following manner:

- a. The Township shall retain fifty percent of the total recovered amount. The remainder, together with any interest earned thereon, shall be returned to the U.S. Treasury on an annual basis.
- b. Eighty percent of the retained amount, together with interest earned thereon, shall be used solely for the eligible costs of expansion or reconstruction of the treatment works and only upon written approval of the EPA Administrator, Region V. The remainder of the retained amount may be used as the Village so desires.
- c. Pending use, the Township shall invest the retained amounts for expansion and reconstruction in: (1) obligations of the U.S. government; (2) obligations guaranteed as to principal and interest by the U.S. Government or any agency thereof; or (3) shall deposit said amounts in accounts fully collateralized by obligations of the U.S. Government or by obligations fully guaranteed as to principal and interest by the U.S. Government or any agency thereof.

ARTICLE V

SEWER CONNECTION CHARGES

SECTION 1. Each person desiring to connect to the System shall pay a charge for the privilege of using the facilities and receiving the service of the system in the amounts given below:

- a. Connections: For each user connecting to the lines of the System, within the Township limits and for which a sewer service lateral was provided at the Township's expense, there shall be charged a connection fee of \$1,120, plus a service fee of \$1,500 per

SEWER RATE AND CONNECTION ORDINANCE

Ordinance No. 14 Amendment to Martin Township Ordinance No. 8 Ordinance No. 1-80 Amendment to Wayland Township Ordinance No. 2-78

Continued from Page 12

equivalence user, as reflected in Exhibit A of this Ordinance. Users connecting with no laterals furnished shall pay all costs for lateral installation, a connection fee of \$1,120, plus a service fee of \$1,500 per equivalence user, as reflected in Exhibit A of this Ordinance.

ARTICLE VI PAYMENTS AND COLLECTIONS

SECTION 1: Bills for sewage disposal service are due and payable at the business office of the Authority or to any designated agent on their date of issue and, if not paid by the 30th day thereafter, shall be deemed delinquent and shall be subject to a penalty of 5 percent thereof. Bills shall be dated and mailed quarterly and shall cover three month's service. If a bill is not paid within thirty (30) days after its date of issuance, the Authority shall serve upon the customer a written notice of delinquency; and if it is not paid within sixty days (60) after date of issuance, the Authority may discontinue sewer service to the premises and take such other measures as are permitted by state law.

SECTION 2: All bills and notices relating to the conduct of the business of the Authority and of the Sewage Works will be mailed to the customer at the address listed on the application for the connection permit, unless a change of address has been filed in writing at the business office of the Authority; it shall not otherwise be responsible for delivery of any bill or notice, nor will the customer be excused from nonpayment of a bill or from any performance required in said notice.

SECTION 3: Applications for connection permits may be cancelled and/or sewer service disconnected by the Authority for any violation of any rule, regulation or condition of service, and especially for any of the following reasons:

- Misrepresentation in the permit application as to the property or residential equivalents to be serviced by the Sewage Works.
- Nonpayment of bills.
- Improper or imperfect and/or failure to keep building sewers in a suitable state of repair.

SECTION 4: Where the sewer service supplied to a customer has been discontinued for nonpayment of delinquent bill, the Authority reserves the right to request a nominal sum be placed on deposit with the Authority for the purpose of establishing or maintaining any customer's credit. Service shall not be reestablished until all delinquent charges and penalties, and a turn-charge to be specified by the Authority have been paid. Further, such charges and penalties may be recovered by the Township by court action.

SECTION 5: The Authority shall make all reasonable efforts to eliminate interruptions of service and, when such interruptions occur, will endeavor to reestablish service with the shortest possible delay. Whenever service is interrupted for the purpose of working on the Sewage Works, all customers affected by such interruption will be notified in advance whenever it is possible to do so.

SECTION 6: Any customer has the right to appeal the basis for any charges developed in accordance with this Ordinance. Appeals shall be directed to the Township Supervisor along with any supporting documentation for amendment of the charges in question. Any additional information that may be required to resolve the appeal, as directed by the Township Supervisor, shall be obtained by the customer at his expense. Resolution of appeals shall be made within 30 days by the Manager in accordance with best available data and the formulations presented in this Ordinance. In no event shall appeals be accepted which would require a variance in the methods of charge calculations established and in force by this Ordinance. All bills for sewage service, outstanding during the appeals process, including all penalties or delinquency charges, shall be due and payable. Pending resolution of the appeal, the Authority shall adjust said charges accordingly, including any refunds due. Refunds shall be retroactive to the previous four quarters' billings only.

ARTICLE VII VALIDITY

SECTION 1: This Ordinance supersedes all previous ordinances and amendments pertaining to sewer rates and connections. Previous ordinances and amendments thereto are hereby repealed.

SECTION 2: If any section, clause, sentence or provision of this ordinance is determined to be invalid, said invalidity shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

ARTICLE VIII ORDINANCE IN FORCE

SECTION 1: This ordinance is to be in full force and effect from and after its passage, approval and publication according to the law of the State of Michigan.

SECTION 2: This ordinance shall be published once, in full, in the Wayland Globe, a newspaper of general circulation within the boundaries of the Township under State law to publish legal notices, within two (2) weeks after its adoption, and the same shall be recorded in the Ordinance Book of the Township and such recording authenticated by the signatures of the Officers so required.

SECTION 3: This ordinance shall become effective immediately upon its adoption.

ORDINANCE DECLARED ADOPTED

CERTIFICATE

I hereby certify that the attached constitutes a true and complete copy of Ordinance No. 14 duly adopted by the Township of Martin, Allegan County, Michigan, at a regular meeting held on April 9, 1980, and that public notice of said meeting was given pursuant to Act No. 261, Public Acts of Michigan, 1966, including, in the case of a special or rescheduled meeting, notice by publication or posting at least twelve hours prior to the time set for the meeting.

I further certify that the following Members were present at said meeting:

G. Kraai
John VanDerMeulen
Jack Sipple
Jerry Fenner
LaVerne Young

I further certify that Member Fenner moved adoption of said ordinance and that said motion was supported by Trustee Sipple.

I further certify that the following Members voted for adoption of said ordinance: Young, Kraai, Sipple, Fenner, and that the following Trustees voted against adoption of said ordinance: none.

I further certify that said ordinance has been recorded in the Ordinance Book of the Township and that such recording has been authenticated by the signatures of the Township Supervisor and Clerk.

John VanDerMeulen, Supervisor
LaVerne Young, clerk

CERTIFICATE

I hereby certify that the attached constitutes a true and complete copy of Ordinance No. 1-80 duly adopted by the Township of Wayland, Allegan County, Michigan, at a regular

meeting held on April 7, 1980, and that public notice of said meeting was given pursuant to Act No. 261, Public Acts of Michigan, 1966, including, in the case of a special or rescheduled meeting, notice by publication or posting at least twelve hours prior to the time set for the meeting.

I further certify that the following Members were present at said meeting: Robert Schrier, John Buskirk, Virginia Holbrook, Mary Marcott, Phil Hines.

I further certify that Member Holbrook moved adoption of said ordinance and that said motion was supported by Trustee Schrier.

I further certify that the following Members voted for adoption of said ordinance: Schrier, Buskirk, Holbrook, Marcott, and that the following Trustees voted against adoption of said ordinance: none.

I further certify that said ordinance has been recorded in the Ordinance Book of the Township and that such recording has been authenticated by the signatures of the Township Supervisor and Clerk.

Roy Phillip Hines, supervisor
Mary L. Marcott, clerk

EXHIBIT A	RESIDENTIAL EQUIVALENCE TABLE	Adopted 10/4/79
Types of Premises		Residential Equivalent
Barber Shops		0.01 per chair
Bars		0.05 per seat
Beauty Shops		0.2 per booth
Boarding Houses		0.2 per person
Bowling Alleys (no bars, lunch facilities)		0.5 per alley
Car Wash (small - 20 pop. equiv.)		5.0
Churches		0.01 per seat
Dry Cleaners		1.25 per press
Convalescent Homes		0.2 per bed
Country Clubs		0.1 per member
Drug Stores		0.1 per employee
Factories - (exclusive of industrial wastes) (minimum of 1.0 customer equiv.)		0.1 per person per shift
Grocery Stores and Supermarkets		0.1 per employee
Gift Shop (up to 4 employees-1.75 employee arriving at 3.5 total)		0.1 per employee
Hospitals		1.1 per bed
Hotels, Motels (private baths, 2 persons per room)		0.2 per bed
Laundry (self-service - 1.75 PE/washer)		0.35 per washer
Multiple Family Residence		0.5 per unit
Office Building		0.05 per employee
Picnic Park (10 good - 3.5 persons/car one car/space)		0.35 seat
Restaurants		0.1 per seat
Rooming Houses (no meals)		0.1 per person
Schools (without showers and/or pools)		0.01 per student
Schools (showers and/or pool)		0.05 per student
Service Station (with 3 pumps - 1.75 PE per pump)		0.25 per pump
Snack Bars - drive-ins, etc.		0.1 per seat and/ or stall
Party Stores		0.1 per employee
Permanent Trailer Courts (1.75 PE/unit)		0.35 per unit
Tourist Courts (individual bath units - 50 good x 3.5 persons)		0.5 per cubical
Trailer Parks		0.35 per trailer
(central bathhouses - 1.25 PE/trailer) (35 good x 3.5 - short-term 100% occupancy)		
Camper Site (central bathhouse-1.25 PE/site)		0.15 per camper
Bait Shop (\$3 PE/shop)		1.0 per shop
Travel Trailer Parks and Campgrounds (with individual sewer connections) (without individual sewer connections)		0.50 per site 0.15 per site

**ORDINANCE #15
FRANCHISE WITH CONSUMERS
ENERGY ORDINANCE
EFFECTIVE: SEPTEMBER 28, 1967
AMENDED: JANUARY 21, 1981**

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to construct, maintain and commercially use electric lines consisting of towers, masts, poles, cross-arms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the TOWNSHIP OF Martin Allegan COUNTY, MICHIGAN, for a period of thirty years.

THE TOWNSHIP OF Martin ORDAINS:

SECTION 1. That wherever the word "Grantee" appears in this ordinance, it is hereby intended to designate, and shall be held to refer to the Consumers Power Company, a Michigan corporation, its successors and assigns. The right, power and authority is hereby granted and vested in said Grantee to construct, maintain and commercially use electric lines, consisting of towers, masts, poles, cross-arms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other Public places, and to do a local electric business in the Township of Martin Allegan County, Michigan, for a period of thirty years.

SECTION 2. In consideration of the rights, power and authority hereby granted, all of which shall vest in the Grantee for a period of thirty (30) years as aforesaid, said Grantee shall faithfully perform all things required by the terms hereof.

SECTION 3. No highway, street, alley, bridge or other public place used by said Grantee shall be obstructed longer than necessary during the work of construction or repair and shall be restored to the same good order and condition as when said work was commenced. All towers, masts, poles and other supports shall be set and all wires shall be suspended or buried in a careful and proper manner so as not to injure persons or property. The Grantee shall have the right to trim trees if necessary in the conducting of such business, subject, however, to the supervision of the Supervisor of the Township.

SECTION 4. The Grantee shall at all times keep and save the Township free and harmless from all loss, costs and damage to which it may be subject by reason of the negligent construction and maintenance of the towers, masts, poles, wires and other structures and appliances, the erection, burial and maintenance of which are hereby authorized.

SECTION 5. The Grantee shall be entitled to charge the inhabitants of said Township for electric energy for light, heat and power, the rates as approved by the Michigan Public Service Commission. Said rates shall be subject to review and change at any time by the Michigan Public Service Commission or its successors, upon proper application by either said Grantee of the Township, acting by the Township Board, being made thereto, and the regularly filed rates as approved by said Michigan Public Service Commission or its successors, as applicable to said Township of Martin, shall at all times be the lawful rates.

All bills for electric energy shall be payable monthly. The Grantee may collect the minimum charge as specified in said schedule. It shall also furnish and maintain commercially accurate meters to measure the energy furnished. Said Grantee shall at all reasonable times have access to the premises of its customers, for the purpose of reading, inspecting, removing and replacing such meters.

SECTION 6. The rights, power and authority herein granted, are not exclusive.

SECTION 7. Said Grantee shall, as to all other conditions and elements of service not herein fixed, be and remain subject to the reasonable rules and regulations of the Michigan Public Service Commission or its successors, applicable to electric service in said Township.

SECTION 8. The franchise granted by this ordinance is not subject to revocation, and shall be and become valid and binding only upon its ratification by the affirmative vote of at least three-fifths of the electors of said Township voting thereon at a regular or special Township election to be held in the manner provided by law. This ordinance shall not be submitted to the electors unless the Grantee shall, within thirty days after the adoption hereof, file with the Township Clerk its written acceptance, subject to the ratification by the electors of the Township. Upon the acceptance hereof and the ratification by the electors as aforesaid, this ordinance shall constitute a contract between the Township and the Grantee for the full term of thirty (30) years from and after the

date of such ratification by the electors.

We hereby certify that the foregoing ordinance was duly enacted by the Township Board of the Township of Martin, Allegan County, Michigan, on the 14th day of January, 1981

Andrew Leep
Township Supervisor

Township Clerk

COUNTY OF ALLEGAN—11

MARTIN TOWNSHIP

Ordinance No. 15

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its managers and assigns, the right, power and authority to construct, maintain and continuously use electric lines consisting of towers, poles, wires, crossarms, guys, braces, foundations, transformers and distribution wires, transformers and other electrical apparatus on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the Township of MARTIN, ALLEGAN COUNTY, MICHIGAN, for a period of thirty years.

THE TOWNSHIP OF MARTIN ORDINANCE.

SECTION 1. That whenever the word "franchise" appears in this ordinance, it is hereby intended to designate and shall be held to refer to the Consumers Power Company, a Michigan corporation, its successors and assigns. The right, power and authority is hereby granted and vested said franchise to construct, maintain and extend electric lines consisting of towers, poles, wires, crossarms, guys, braces, foundations and distribution wires, transformers and other electrical apparatus on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the Township of Martin, Allegan County, Michigan, for a period of thirty years.

SECTION 2. In consideration of the rights, power and authority hereby granted and vested shall exist in the franchise for a period of thirty (30) years as aforesaid and franchise shall fully perform all things required by the laws of the State of Michigan.

SECTION 3. All bridges, streets, alleys, bridges or other public places used by said franchise shall be maintained in good repair and condition in accordance with the laws of the State of Michigan, and the franchise shall be liable for the cost of such maintenance. The franchise shall have the right to take down if necessary in the construction of such franchise, without liability to the department of the State, any structure of the Township.

SECTION 4. The franchise shall have the right to use any public property and shall be liable for the cost of such use. The franchise shall be liable for the cost of any damage to the public property caused by the construction, maintenance or use of such franchise, and shall be liable for the cost of any damage to the public property caused by the construction, maintenance or use of such franchise.

SECTION 5. The franchise shall be subject to change by the authority of said Township in electric service for light, heat and power, the rates as approved by the Michigan Public Service Commission. Said rates shall be subject to review and change or modification by the Michigan Public Service Commission or the necessary appeal proper application by either said Township or the franchise, acting by the Township Board, acting under the rules and the regulatory filed rates as approved by the Michigan Public Service Commission or its successors, as applicable to said Township of Martin, shall be and shall be the legal rates.

All bills for electric service shall be payable monthly. The franchise shall collect the amounts thereof as specified in said ordinance. It shall also collect and apply the same to the electric service. It shall also collect the same. Said franchise shall at all reasonable times have access to the premises of its customers, for the purpose of reading, inspecting, maintaining and explaining such meters.

SECTION 6. The rights, power and authority herein granted shall be and shall be subject to the laws of the State of Michigan.

SECTION 7. This franchise shall, as to all other matters, and the length of service and terms hereof, be and remain subject to the reasonable rules and regulations of the Michigan Public Service Commission or its successors, applicable to electric service in said Township.

SECTION 8. The franchise granted by this ordinance is not subject to termination and shall be held in force until such time as it shall be modified by the franchisee or by the Township Board of the Township of Martin, Michigan, acting by the Township Board, acting under the rules and the regulatory filed rates as approved by the Michigan Public Service Commission or its successors, as applicable to said Township of Martin, shall be and shall be the legal rates.

We hereby certify that the foregoing ordinance was duly enacted by the Township Board of the Township of Martin, Allegan County, Michigan, on the 14th day of Jan, 1981

Andrew Leep -
Township Supervisor

TOWNSHIP FRANCHISE

At a special meeting of the Township Board of the Township of Martin, Allegan County, Michigan, duly called and held on the 28th day of September, 1967, there were present:

Nick A. Loop , Supervisor,
Laverne Young , Township Clerk,
Goldie Wicks , Township Treasurer,
William Hedges , Township Trustee,
Raymond Banner, Township Trustee

The following ordinance was offered by Mr. William Hedges and supported by Mrs. Goldie Wicks

The adoption of said ordinance being put to a vote, the same was carried by the following vote:

Ayes: Messrs. Nick A. Loop, Laverne Young, Goldie Wicks, William Hedges, Raymond Banner
Nays: None

The foregoing ordinance was thereupon declared duly adopted by the board.

Thereupon there was presented to the board, a communication in the following form, from Consumers Power Company, accepting said franchise:

CLERK'S CERTIFICATE OF PUBLICATION

The foregoing ordinance was duly adopted and passed by the township board of Martin Township, Allegan County, Michigan, on the 28th day of September, 1967, by the following vote:

Hank A. Loop (supervisor)	Yes
Laverne Young (township clerk)	Yes
Goldie Wicks (township treasurer)	Yes
William Hedges (township trustee)	Yes
Raymond Banner (township trustee)	Yes

I further certify that the foregoing ordinance was published in The Plainwell Enterprise, a newspaper of general circulation in the above township, on the 5th day of October, 1967.

Laverne Young
Township Clerk

ACCEPTANCE

To the township of Martin, Allegan county, Michigan:

The Consumers Power Company hereby accepts the franchise granted to it by your board, on the 28th day of September, 1967, which said franchise is entitled as follows:

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to lay, maintain and operate gas mains, pipes and services on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of Martin, Allegan county, Michigan.

CONSUMERS POWER COMPANY
By B. G. Campbell /s/

Dated, September 28, 1967.

I hereby certify that the acceptance, of which the foregoing is a true copy, was filed with me as Township Clerk, on the 28th day of September, 1967.

Laverne Young
Township Clerk

Dated: September 28th, 1967.

STATE OF MICHIGAN)
) SS
COUNTY OF ALLEGAN)

I, Laverne Young, Township Clerk of the township of Marin, Allegan County, Michigan, do hereby certify that the annexed is a true and correct copy of all of the proceedings of the Township Board of said Township, with reference to the granting of a franchise to Consumers Power Company.

I further certify that the within acceptance of said franchise is a true and correct copy of the acceptance duly filed in my office; that I have compared the within copies with the original records in my office, and that the same are true and correct transcripts therefrom.

I further certify that the franchise ordinance was duly published, as appears by proof thereof on file in my office and that all of said proceedings were regular and in accordance with all legal requirements.

Laverne Young
Township Clerk

Dated: October 5, 1967.

COUNTY OF ALLEGAN — STATE OF MICHIGAN
AFFIDAVIT OF PUBLICATION

RE: Ordinance - Marin Township
Authority for Gas Lines
to Consumers Power Co.

Charles S. Barrett, Jr.

I being duly sworn, depose that I am the chief clerk of the PLAINFIELD-ENTRANCE, a weekly newspaper printed and circulated in said county. The enclosed is a printed copy of a notice which was published in said paper on the following dates, to wit:

October 5, A.D. 1967

October 12, A.D. 1967

October 19, A.D. 1967

October 26, A.D. 1967

Charles S. Barrett, Jr.

Subscribed and sworn to before me this 9th day of October, A.D. 1967.

James J. Barrett
Notary Public, Allegan County, Michigan

The Commission expires March 1, 1970

The Plainfield Enterprise
90 East Bridge Street — Plainfield, Michigan

Marin Township Ordinance
The following ordinance was duly adopted and passed by the Township Board of Marin Township, Allegan County, Michigan, on the 28th day of September, 1967.

AN ORDINANCE entitled to CONSUMER POWER COMPANY, its successors and assigns, the right, power and authority to lay, install, use, and operate gas mains, pipes and service lines, across and along the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of MARIN, ALLEGAN COUNTY, MICHIGAN.

SECTION 1. The Township of Marin, Allegan County, Michigan, hereby grants to the Consumers Power Company, its successors and assigns, the authority and authority to lay, install, use, and operate gas mains, pipes, and service lines, across and along the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of Marin, Allegan County, Michigan.

SECTION 2. The installation of gas mains, pipes and authority to lay, install, use and operate gas mains, pipes and service lines shall be subject to the laws herein.

SECTION 3. No highway, street, alley, bridge or other public place owned by said Township shall be ob-

structed deeper than necessary for the work of construction or repair, and shall be returned to the same order and condition as when said work was commenced. All of Consumer's pipes and mains shall be so placed in the highway and other public places as not to unnecessarily interfere with the use thereof for highway purposes.

SECTION 4. Said Ordinance shall at all times be in force and effect throughout the Township from and including the date on which it may be subject to review of the Michigan Department of Transportation and its successors and assigns, hereby authorized to take any action in connection with the provisions herein given, and Ordinance shall, upon notice, be filed by Township and give it due and full effect from all laws and regulations constructed and maintained.

SECTION 5. The right, power and authority herein granted, are not exclusive. Other municipalities or natural gas may be obtained hereafter.

SECTION 6. Said Ordinance shall from this date be in full force and effect throughout the Township and shall remain in full force and effect until such time as a franchise is granted to Consumers Power Company and until such time as a franchise is granted to Consumers Power Company and until such time as a franchise is granted to Consumers Power Company.

SECTION 7. Said Ordinance shall be subject to change the instant date of said Township for gas franchise Ordinance, the date is shown by the schedule year on file in the office of the Township Clerk, as long as said the Michigan Public Service Commission or its successor, in which Commission the authority and jurisdiction in the regulation gas rates and rates that shall be subject to the terms of this Ordinance, shall be not subject to review and change at any time upon petition thereafter filed with said Township or by said Ordinance.

SECTION 8. This ordinance shall take effect immediately after the date of publication thereof, provided however, it shall come into effect on that date thirty days after its adoption, unless within said period the Ordinance shall except the same in writing filed with the Township Clerk upon the acceptance and publication hereof, the Ordinance shall constitute a contract between said Township and said Ordinance.

CLIPPING SHEET

CLIPPED FROM The Plainwell Enterprise
CLIPPED BY D. Sherburn
DATE OF ISSUE October 5, 1967 CITY Plainwell



Thursday, October 5, 1967 THE PLAINWELL ENTERPRISE

Martin Township Ordinance

The following ordinance was duly adopted and passed by the Township Board of Martin Township, Allegan County, Michigan, on the 29th day of September, 1967.

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right power and authority to lay, install and operate gas mains, pipes and services on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the TOWNSHIP OF MARTIN, ALLEGAN COUNTY, MICHIGAN.

SECTION 1. That the right of the said Consumers Power Company, its successors and assigns, to lay, install, operate and maintain gas mains, pipes, valves, fittings, and other public utility facilities on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of Martin, Allegan County, Michigan, is hereby granted to the said Consumers Power Company.

SECTION 2. In consideration of the rights, power and authority hereby granted, said Company shall indemnify and hold the Township of Martin harmless from and against all claims, damages, losses and expenses, including reasonable attorney's fees, which may be asserted against or incurred by the Township of Martin.

SECTION 3. No highway, street, alley, bridge or other public place owned by said Township shall be ob-

structed longer than necessary during the which of maintenance or repair, and shall be returned to the same order and condition as when said work was discontinued. All of Contractor's poles and lines shall be so placed as to be unobtrusive and other public places or use to be unobstructed.

SECTION 4. Said Company shall be responsible for the removal of any poles, lines, valves, fittings, or other public utility facilities which may be damaged or destroyed by fire, flood, or other cause, and for the replacement of any such damaged or destroyed facilities. The Township of Martin shall not be liable for the cost of such removal or replacement.

SECTION 5. The said Company shall indemnify and hold the Township of Martin harmless from and against all claims, damages, losses and expenses, including reasonable attorney's fees, which may be asserted against or incurred by the Township of Martin.

SECTION 6. Said Company shall from time to time comply with the distribution system to and from the said Township and shall thereupon to appropriate spending therefor whenever the interest of the Township of Martin shall provide an adequate and reasonable return upon the cost of making such connections and providing such ser-

vice. SECTION 7. Said Company shall be entitled to charge the inhabitants of said Township for gas furnished therein, the rates to be shown by the schedule filed in the office of the Township Clerk, and until the Michigan Public Service Commission or its successor, to which jurisdiction the said utility and jurisdiction is transferred, shall file and publish rates regulating such service. Said Township, by having granted and confirmed the right of the said Consumers Power Company to lay, install, operate and maintain gas mains, pipes, valves, fittings, and other public utility facilities on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of Martin, Allegan County, Michigan, on the 29th day of September, 1967, hereby grants and confirms the right of the said Consumers Power Company to lay, install, operate and maintain gas mains, pipes, valves, fittings, and other public utility facilities on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of Martin, Allegan County, Michigan, on the 29th day of September, 1967.

SECTION 8. This Ordinance shall take effect immediately after the date of publication thereof, provided, however, it shall remain inoperative if any other ordinance is adopted within thirty days after the date of publication thereof. The Township Clerk shall file the Ordinance and publication thereof. The Township Clerk shall maintain a permanent record of all such Ordinance between said Township and Consumers Power Company.

Ord #15

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to construct, maintain and commercially use electric lines consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the TOWNSHIP OF Martin, Allegan COUNTY, MICHIGAN, for a period of thirty years.

THE TOWNSHIP OF Martin ORDAINS:

SECTION 1. That wherever the word "Grantee" appears in this ordinance, it is hereby intended to designate, and shall be held to refer to the Consumers Power Company, a Michigan corporation, its successors and assigns. The right, power and authority is hereby granted and vested in said Grantee to construct, maintain and commercially use electric lines, consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the Township of Martin, Allegan County, Michigan, for a period of thirty years.

SECTION 2. In consideration of the rights, power and authority hereby granted, all of which shall vest in the Grantee for a period of thirty (30) years as aforesaid, said Grantee shall faithfully perform all things required by the terms hereof.

SECTION 3. No highway, street, alley, bridge or other public place used by said Grantee shall be obstructed longer than necessary during the work of construction or repair and shall be restored to the same good order and condition as when said work was commenced. All towers, masts, poles and other supports shall be set and all wires shall be suspended or buried in a careful and proper manner so as not to injure persons or property. The Grantee shall have the right to trim trees if necessary in the conducting of such business, subject, however, to the supervision of the Supervisor of the Township.

SECTION 4. The Grantee shall at all times keep and save the Township free and harmless from all loss, costs and damage to which it may be subject by reason of the negligent construction and maintenance of the towers, masts, poles, wires and other structures and appliances, the erection, burial and maintenance of which are hereby authorized.

SECTION 5. The Grantee shall be entitled to charge the inhabitants of said Township for electric energy for light, heat and power, the rates as approved by the Michigan Public Service Commission. Said rates shall be subject to review and change at any time by the Michigan Public Service Commission or its successors, upon proper application by either said Grantee

Pal #15

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to construct, maintain and commercially use electric lines consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the TOWNSHIP OF Martin, Allegan COUNTY, MICHIGAN, for a period of thirty years.

THE TOWNSHIP OF Martin ORDAINS:

SECTION 1. That wherever the word "Grantee" appears in this ordinance, it is hereby intended to designate, and shall be held to refer to the Consumers Power Company, a Michigan corporation, its successors and assigns. The right, power and authority is hereby granted and vested in said Grantee to construct, maintain and commercially use electric lines, consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the Township of Martin, Allegan County, Michigan, for a period of thirty years.

SECTION 2. In consideration of the rights, power and authority hereby granted, all of which shall vest in the Grantee for a period of thirty (30) years as aforesaid, said Grantee shall faithfully perform all things required by the terms hereof.

SECTION 3. No highway, street, alley, bridge or other public place used by said Grantee shall be obstructed longer than necessary during the work of construction or repair and shall be restored to the same good order and condition as when said work was commenced. All towers, masts, poles and other supports shall be set and all wires shall be suspended or buried in a careful and proper manner so as not to injure persons or property. The Grantee shall have the right to trim trees if necessary in the conducting of such business, subject, however, to the supervision of the Supervisor of the Township.

SECTION 4. The Grantee shall at all times keep and save the Township free and harmless from all loss, costs and damage to which it may be subject by reason of the negligent construction and maintenance of the towers, masts, poles, wires and other structures and appliances, the erection, burial and maintenance of which are hereby authorized.

SECTION 5. The Grantee shall be entitled to charge the inhabitants of said Township for electric energy for light, heat and power, the rates as approved by the Michigan Public Service Commission. Said rates shall be subject to review and change at any time by the Michigan Public Service Commission or its successors, upon proper application by either said Grantee

of the Township, acting by the Township Board, being made thereto, and the regularly filed rates as approved by said Michigan Public Service Commission or its successors, as applicable to said Township of Martin, shall at all times be the lawful rates.

All bills for electric energy shall be payable monthly. The Grantee may collect the minimum charge as specified in said schedule. It shall also furnish and maintain commercially accurate meters to measure the energy furnished. Said Grantee shall at all reasonable times have access to the premises of its customers, for the purpose of reading, inspecting, removing and replacing such meters.

SECTION 6. The rights, power and authority herein granted, are not exclusive.

SECTION 7. Said Grantee shall, as to all other conditions and elements of service not herein fixed, be and remain subject to the reasonable rules and regulations of the Michigan Public Service Commission or its successors, applicable to electric service in said Township.

SECTION 8. The franchise granted by this ordinance is not subject to revocation, and shall be and become valid and binding only upon its ratification by the affirmative vote of at least three-fifths of the electors of said Township voting thereon at a regular or special Township election to be held in the manner provided by law. This ordinance shall not be submitted to the electors unless the Grantee shall, within thirty days after the adoption hereof, file with the Township Clerk its written acceptance, subject to the ratification by the electors of the Township. Upon the acceptance hereof and the ratification by the electors as aforesaid, this ordinance shall constitute a contract between the Township and the Grantee for the full term of thirty (30) years from and after the date of such ratification by the electors.

We hereby certify that the foregoing ordinance was duly enacted by the Township Board of the Township of Martin, Allegan County, Michigan, on the 14th day of JANUARY, 1981

Andrew L. Lepp
Township Supervisor

Attest:

Lawrence Young
Township Clerk

of the Township, acting by the Township Board, being made thereto, and the regularly filed rates as approved by said Michigan Public Service Commission or its successors, as applicable to said Township of Martin, shall at all times be the lawful rates.

All bills for electric energy shall be payable monthly. The Grantee may collect the minimum charge as specified in said schedule. It shall also furnish and maintain commercially accurate meters to measure the energy furnished. Said Grantee shall at all reasonable times have access to the premises of its customers, for the purpose of reading, inspecting, removing and replacing such meters.

SECTION 6. The rights, power and authority herein granted, are not exclusive.

SECTION 7. Said Grantee shall, as to all other conditions and elements of service not herein fixed, be and remain subject to the reasonable rules and regulations of the Michigan Public Service Commission or its successors, applicable to electric service in said Township.

SECTION 8. The franchise granted by this ordinance is not subject to revocation, and shall be and become valid and binding only upon its ratification by the affirmative vote of at least three-fifths of the electors of said Township voting thereon at a regular or special Township election to be held in the manner provided by law. This ordinance shall not be submitted to the electors unless the Grantee shall, within thirty days after the adoption hereof, file with the Township Clerk its written acceptance, subject to the ratification by the electors of the Township. Upon the acceptance hereof and the ratification by the electors as aforesaid, this ordinance shall constitute a contract between the Township and the Grantee for the full term of thirty (30) years from and after the date of such ratification by the electors.

We hereby certify that the foregoing ordinance was duly enacted by the Township Board of the Township of Martin, Allegan County, Michigan, on the 14th day of JANUARY, 1981

Andrew Lee
Township Supervisor

Attest:

Salvatore Young
Township Clerk

In the Matter of Ordinance # 15

COUNTY OF ALLEGAN

MARTIN TOWNSHIP

Ordinance No. 15

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to construct, maintain and commercially use electric lines consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the TOWNSHIP OF MARTIN, ALLEGAN COUNTY, MICHIGAN, for a period of thirty years.

THE TOWNSHIP OF MARTIN ORDAINS:

SECTION 1. That wherever the word "Grantee" appears in this ordinance, it is hereby intended to designate, and shall be held to refer to the Consumers Power Company, a Michigan corporation, its successors and assigns. The right, power and authority is hereby granted and veiled in said Grantee to construct, maintain and commercially use electric lines, consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the Township of Martin, Allegan County, Michigan, for a period of thirty years.

SECTION 2. In consideration of the rights, power and authority hereby granted, all of which shall vest in the Grantee for a period of thirty (30) years as aforesaid, said Grantee shall faithfully perform all things required by the terms hereof.

SECTION 3. No highway, street, alley, bridge or other public place used by said Grantee shall be obstructed longer than necessary during the work of construction or repair and shall be restored to the same good order and condition as when said work was commenced. All towers, masts, poles and other supports shall be set and all wires shall be suspended or buried in a careful and proper manner so as not to injure persons or property. The Grantee shall have the right to trim trees if necessary in the conducting of such business, subject, however, to the supervision of the Street Commissioner of the Township.

SECTION 4. The Grantee shall at all times keep and save the Township free and harmless from all loss, costs and damage to which it may be subject by reason of the negligent construction and maintenance of the towers, masts, poles, wires and other structures and appliances, the erection, burial and maintenance of which are hereby authorized.

SECTION 5. The Grantee shall be entitled to charge the inhabitants of said Township for electric energy for light, heat and power, the rates as approved by the Michigan Public Service Commission. Said rates shall be subject to review and change at any time by the Michigan Public Service Commission or its successors, upon proper application by either said Grantee or the Township, acting by the Township Board, being made thereon, and the regularly filed rates as approved by said Michigan Public Service Commission or its successors, as applicable to said Township of Martin, shall at all times be the lawful rates.

All bills for electric energy shall be payable monthly. The Grantee may collect the minimum charge as specified in said schedule. It shall also furnish and maintain commercially accurate meters to measure the energy furnished. Said Grantee shall at all reasonable times have access to the premises of its customers, for the purpose of reading, inspecting, removing and replacing such meters.

SECTION 6. The rights, power and authority herein granted, are not exclusive.

SECTION 7. Said Grantee shall, as to all other conditions and elements of service not herein fixed, be and remain subject to the reasonable rules and regulations of the Michigan Public Service Commission or its successors, applicable to electric service in said Township.

SECTION 8. The franchise granted by this ordinance is not subject to revocation, and shall be and become valid and binding only upon its ratification by the affirmative vote of at least three-fifths of the electors of said Township voting thereon at a regular or special Township election to be held in the manner provided by law. This ordinance shall not be submitted to the electors unless the Grantee shall, within thirty days after the adoption hereof, file with the Township Clerk its written acceptance, subject to the ratification by the electors of the Township. Upon the acceptance hereof and the ratification by the electors as aforesaid, this ordinance shall constitute a contract between the Township and the Grantee for the full term of thirty (30) years from and after the date of such ratification by the electors.

We hereby certify that the foregoing ordinance was duly enacted by the Township Board of the Township of Martin, Allegan County, Michigan, on the 14th day of Jan., 1981.

Andrew J. Lepp
Township Supervisor

Attest:
LaVerne Young
Township Clerk

IRVIN P. HELMEY, being duly sworn, says: I am the printer of The Wayland Globe, a weekly newspaper printed and circulated in said county. The annexed is a printed copy of a notice which was published in said paper on the following dates, to-wit:

Jan. 21 A. D. 1981 A.D. 19...
..... A. D. 19..... A.D. 19...
..... A. D. 19..... A.D. 19...

Subscribed and sworn before me this 22nd

day of January A.D. 1981

Notary Public, Allegan County, Michigan

My Commission Expires July 12, 1982 A.D. 1982

Notary Public, Allegan County, Mich.
My Commission Expires July 12, 1982

TOWNSHIP FRANCHISE

At a Special meeting of the Township Board of the
Township of Martin, Allagan
County, Michigan, duly called and held on the 28th day of
September, 1967, there were present:

Nick A. Leep, Supervisor,
Laverne Young, Township Clerk,
Goldie Wicks, Township Treasurer,
William Hedges, Township Trustee,
Raymond Banner, Township Trustee.

The following ordinance was offered by Mr. William Hedges
and supported by Mrs Goldie Wicks:

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to lay, maintain and operate gas mains, pipes and services on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the TOWNSHIP OF MARTIN, ALLEGAN COUNTY, MICHIGAN.

SECTION 1. The Township of Martin, Allegan County, Michigan, hereby grants to the Consumers Power Company, a corporation authorized to transact business in Michigan, its successors and assigns, hereinafter called the "Grantee," the right, power and authority to lay, maintain and operate gas mains, pipes and services on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of Martin, Allegan County, Michigan.

SECTION 2. In consideration of the rights, power and authority hereby granted, said Grantee shall faithfully perform all things required by the terms hereof.

SECTION 3. No highway, street, alley, bridge or other public place used by said Grantee shall be obstructed longer than necessary during the work of construction or repair, and shall be restored to the same order and condition as when said work was commenced. All of Grantee's pipes and mains shall be so placed in the highways and other public places as not to unnecessarily interfere with the use thereof for highway purposes.

SECTION 4. Said Grantee shall at all times keep and save the Township free and harmless from all loss, costs and expense to which it may be subject by reason of the negligent construction and maintenance of the structures and equipment hereby authorized. In case any action is commenced against the Township on account of the permission herein given, said Grantee shall, upon notice, defend the Township and save it free and harmless from all loss, cost and damage arising out of such negligent construction and maintenance.

SECTION 5. The rights, power and authority herein granted, are not exclusive. Either manufactured or natural gas may be furnished hereunder.

SECTION 6. Said Grantee shall from time to time extend its gas distribution system to and within said Township, and shall furnish gas to applicants residing therein whenever the amount of gas to be furnished thereby shall provide an adequate and reasonable return upon the cost of making such extensions and providing such service.

SECTION 7. Said Grantee shall be entitled to charge the inhabitants of said Township for gas furnished therein, the rates, as shown by the schedule now on file in the office of the Township Clerk, unless and until the Michigan Public Service Commission or its successors, to which Commission the authority and jurisdiction to fix and regulate gas rates and rules regulating such service in said Township, are hereby granted and conferred for the term of this franchise, shall fix and establish different rates, in which case the rates so fixed and established, if just and reasonable, shall prevail. Such rates and rules shall be subject to review and change at any time upon petition therefor being made by either said Township or by said Grantee.

SECTION 8. This ordinance shall take effect immediately after the date of publication thereof, provided however, it shall cease and be of no effect after thirty days from its adoption, unless within said period the Grantee shall accept the same in writing filed with the Township Clerk. Upon the acceptance and publication hereof, this ordinance shall constitute a contract between said Township and said Grantee.

The adoption of said ordinance being put to a vote, the same was carried by the following vote:

Ayes: Messrs. Nick A. Leep, Laverne Young

Goldie Wicks, William Hedges

Raymond Banner

Nays: None

The foregoing ordinance was thereupon declared duly adopted by the Board.

Thereupon there was presented to the Board, a communication in the following form, from said Consumers Power Company, accepting said franchise:

CLERK'S CERTIFICATE OF PUBLICATION

The foregoing ordinance was duly adopted and passed by
the Township Board of Martin Township,
 Allegan County, Michigan, on the 28th
day of September , 1967, by the following vote:

<u> Nick A. Leep </u> Supervisor	<u> Yes </u> (Yes or No)
<u> Laverne Young </u> Township Clerk	<u> Yes </u>
<u> Goldie Wicks </u> Township Treasurer	<u> Yes </u>
<u> William Hedges </u> Township Trustee	<u> Yes </u>
<u> Raymond Banner </u> Township Trustee	<u> Yes </u>

I further certify that the foregoing ordinance was
published in The Plainwell Enterprise ,
a newspaper of general circulation
in the above Township, on the 5th day of October ,
1967.

 Laverne Young
Township Clerk

ACCEPTANCE

TO THE TOWNSHIP BOARD OF THE TOWNSHIP OF MARTIN,
ALLEGAN COUNTY, MICHIGAN:

The Consumers Power Company hereby accepts the franchise granted to it by your Board, on the 28th day of September, 1967, which said franchise is entitled as follows:

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to lay, maintain and operate gas mains, pipes and services on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the TOWNSHIP OF MARTIN,
ALLEGAN COUNTY,
MICHIGAN.

CONSUMERS POWER COMPANY

By B. G. Campbell /s/
Vice President

Dated, September 28, 1967.

I hereby certify that the acceptance, of which the foregoing is a true copy, was filed with me as Township Clerk, on the 28th day of September, 1967.


Township Clerk

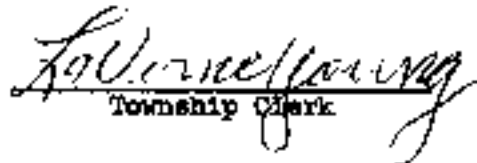
Dated, September 28, 1967.

STATE OF MICHIGAN }
COUNTY OF ALLEGAN } SS

I, Laverne Young, Township Clerk of the Township of Martin, Allegan County, Michigan, do hereby certify that the annexed is a true and correct copy of all of the proceedings of the Township Board of said Township, with reference to the granting of a franchise to Consumers Power Company.

I further certify that the within acceptance of said franchise is a true and correct copy of the acceptance duly filed in my office; that I have compared the within copies with the original records in my office, and that the same are true and correct transcripts therefrom.

I further certify that the franchise ordinance was duly published, as appears by proof thereof on file in my office and that all of said proceedings were regular and in accordance with all legal requirements.


Township Clerk

Dated, October 5, 1967.

COUNTY OF ALLEGAN — STATE OF MICHIGAN

AFFIDAVIT OF PUBLICATION

RE: Ordinance - Martin Township

Authority for Gas Lines

to Consumers Power Co.

Charles E. Barrett, Sr.

being duly sworn, says: "I am the chief clerk of the PLAINWELL ENTERPRISE, a weekly newspaper printed and circulated in said county. The annexed is a printed copy of a notice which was published in said paper on the following dates, to-wit:"

October 5 A.D. 1967

//////////////////////

A.D. 19

A.D. 19

Charles E. Barrett, Sr.

Subscribed and sworn to before me this 9th day of October A.D. 1967

James J. Barrett
Notary Public, Allegan County, Michigan

My Commission expires March 1 1970

The Plainwell Enterprise
200 East Bridge Street — Plainwell, Michigan

Martin Township Ordinance

The following ordinance was duly adopted and passed by the Township Board of Martin Township, Allegan County, Michigan, on the 29th day of September, 1967:

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to lay, maintain and operate gas mains, pipes and services on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the TOWNSHIP OF MARTIN, ALLEGAN COUNTY, MICHIGAN.

SECTION 1. The Township of Martin, Allegan County, Michigan, hereby grants to the Consumers Power Company, a corporation authorized to transport business in Michigan, its successors and assigns, hereinafter called the "Grantee", the right, power and authority to lay, maintain and operate gas mains, pipes and services on, along, across and under the highways, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of Martin, Allegan County, Michigan.

SECTION 2. In consideration of the rights, power and authority hereby granted, said Grantee shall faithfully perform all things required by the terms hereof.

SECTION 3. No highway, street, alley, bridge or other public place used by said Grantee shall be ob-

structed longer than necessary during the work of construction or repair, and shall be restored to the same order and condition as when said work was commenced. All of Grantee's pipes and mains shall be so placed in the highways and other public places as not to unnecessarily interfere with the use thereof for highway purposes.

SECTION 4. Said Grantee shall at all times keep and save the Township free and harmless from all loss, costs and expense to which it may be subject by reason of the negligent construction and maintenance of the structures and equipment hereby authorized. In case any action is commenced against the Township on account of the permission herein given, said Grantee shall, upon notice, defend the Township and save it free and harmless from all loss, cost and damage arising out of such negligent construction and maintenance.

SECTION 5. The rights, power and authority herein granted, are not exclusive. Either manufactured or natural gas may be furnished hereunder.

SECTION 6. Said Grantee shall from time to time extend its gas distribution system to and within said Township, and shall furnish gas to applicants residing therein whenever the amount of gas to be furnished thereby shall provide an adequate and reasonable return upon the cost of making such extension and providing such ser-

vice.

SECTION 7. Said Grantee shall be entitled to charge the inhabit- ants of said Township for gas furnished therein, the rates, as shown by the schedule now on file in the office of the Township Clerk, in- less and until the Michigan Publi- Service Commission or its succes- ora, to which Commission the auth- ority and jurisdiction to fix and regulate gas rates and rules regu- lating such service in said Town- ship, are hereby granted and con- ferred for the term of this fran- chise, shall fix and establish dif- ferent rates, in which case the rates so fixed and established, if just and reasonable, shall prevail. Such rates and rules shall be subject to review and change at any time upon petition therefor being made by either said Township or by said Grantee.

SECTION 8. This ordinance shall take effect immediately after the date of publication thereof, provid- ed however, it shall cease and be of no effect after thirty days from its adoption, unless within said per- iod the Grantee shall accept the same in writing filed with the Township Clerk. Upon the accept- ance and publication hereof, this ordinance shall constitute a con- tract between said Township and said Grantee.

CLIPPING SHEET

CLIPPED FROM The Plainwell Enterprise

CLIPPED BY D. Sherburn

DATE OF ISSUE October 5, 1967 CITY Plainwell



Consumers
Power
Company

Thursday, October 5, 1967

THE PLAINWELL ENTERPRISE

Martin Township Ordinance

The following ordinance was duly adopted and passed by the Township Board of Martin Township, Allegan County, Michigan, on the 28th day of September, 1967.

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to lay, maintain and operate gas mains, pipes and service lines along, above and under the highway, streets, alleys, bridges, and other public places, and to do a local gas business in the TOWNSHIP OF MARTIN, ALLEGAN COUNTY, MICHIGAN.

SECTION 1. The Board of Martin Township hereby grants to the Consumers Power Company, its successors and assigns, the right, power and authority to lay, maintain and operate gas mains, pipes and service lines along, above and under the highway, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of Martin, Allegan County, Michigan.

SECTION 2. In consideration of the rights, power and authority hereby granted, said gas mains, pipes and service lines shall be laid, maintained and operated in accordance with the requirements required by the utility service.

SECTION 3. No highway, street, alley, bridge or other public place used by said franchise shall be

excavated longer than necessary during the work of construction or repair, and shall be restored to the same order and condition as when said work was commenced. All excavations made shall be so placed as not to obstruct or interfere with the use of the highway.

SECTION 4. The Board of Martin Township shall cause to be laid, maintained and operated in accordance with the requirements of the franchise, in that any utility or franchise operating in the Township of Martin, Michigan, shall be subject to the jurisdiction of the Board of Martin Township and shall be required to pay to the Township of Martin, Michigan, the cost of making such connections and providing such service.

SECTION 5. The Board of Martin Township hereby grants to the Consumers Power Company, its successors and assigns, the right, power and authority to lay, maintain and operate gas mains, pipes and service lines along, above and under the highway, streets, alleys, bridges, and other public places, and to do a local gas business in the Township of Martin, Allegan County, Michigan.

SECTION 6. Said franchise shall give rise to those rights in the distribution system in and within said township and shall give rise to appropriate public utility charges for the use of the service. The franchise shall provide an adequate and reasonable return upon the cost of making such connections and providing such service.

SECTION 7. Said franchise shall be entitled to charge the inhabitants of said Township for gas furnished therein, the rates, as shown by the schedule now on file in the office of the Township Clerk, unless and until the Michigan Public Service Commission or its successor, to which Commission the authority and jurisdiction in the and regulate gas rates and rates regarding such service in said Township, are hereby granted and conferred for the term of this franchise, and the said franchise shall be subject to review and change at any time upon petition therefor being made by either said Township or by said franchise.

SECTION 8. This ordinance shall take effect immediately upon the date of publication hereof, provided, however, it shall cease to be of any effect after thirty days from the date of publication hereof, unless the franchise shall accept the same in writing filed with the Township Clerk. Upon the acceptance and publication hereof, the franchise shall constitute a contract between said Township and the Consumers Power Company.

**ORDINANCE #16
ORDINANCE TO GRANT A NON-
EXCLUSIVE FRANCHISE TO
“CHARTER
TELECOMMUNICATIONS CORP. OF
MICHIGAN, “ TO ERECT, MAINTAIN
ETC. A CABLE TV SYSTEM FOR A
PERIOD OF 15 YEARS, RENEWAL
SHALL BE FOR 10 YEARS.
EFFECTIVE: FEBRUARY 21, 1983**

Township of Martin

ORDINANCE NO.16

AN ORDINANCE TO GRANT AND REGULATE A NON-EXCLUSIVE FRANCHISE TO CHARTER TELECOMMUNICATIONS CORPORATION OF MICHIGAN, TO ERRECT, OPERATE AND MAINTAIN A CATV SYSTEM WITHIN THE TOWNSHIP OF MARTIN. THE TOWNSHIP OF MARTIN ORDAINS:

Section 1. Franchise and Term of Martin Franchise. Charter Telecommunications Corporation of Michigan (hereinafter referred to as "Grantee") is hereby granted the right, franchise and authority for a period of 15 years, to construct, operate and maintain a cable television system (hereinafter referred to as "System") over, under, upon and within the Township of Martin (hereinafter referred to as Township") including the right, franchise and authority to construct, operate, repair, replace and maintain over, under and upon the public rights of way of the ownership, the cables and equipment necessary for such System, subject to the conditions and restrictions as hereinafter provided. Renewal of this franchise shall be for a period of ten (10) years. Renegotiation of any or all of the terms of the franchise shall occur at such times as may be mutually agreed upon by the franchisor and franchisee.

Section 2. Termination, Cancellation or Expiration of Franchise.

(1) In the event this Franchise is terminated or cancelled by the Township Board by the reason of the Grantee's default, as provided in Section 17 of this Franchise, the Township shall have the right and option, for a period of 30 days following such termination or cancellation, to elect to purchase the System located in the Township. The purchase price for the System shall be its then fair market value as determined by obtaining three valuations thru three recognized CATV industry consultants mutually acceptable to both parties, with reduction for such damages as are incurred by the Township in connection with such default, termination or cancellation. Within 20 days after election of such right and option by the Township, Grantee shall submit its determination of such fair market value in writing to the Township. If the Township does not agree to such determination, said fair market value shall be determined by arbitration pursuant to Section 14 of this Franchise. Damages incurred by the Township shall include, without limitation, any payment by the Township pursuant to a resolution of the Township Board authorizing or directing another person to operate the System for a temporary period, not to exceed 6 months until a new Franchise has been granted; provided, that Grantee shall be entitled to all gross revenues of the System during such period.

Section 3. Non-exclusive Franchise. This Franchise shall be non-exclusive and shall neither restrict the Township Board in the exercise of its regulatory power nor prevent it from granting any other cable television system franchise.

Section 4. Transfer of Franchise. Grantee shall not sell, transfer, assign or sublet this Franchise without the prior approval of the Township by resolution; provided, however, that the Township shall not unreasonably withhold its approval. It is the intention of the Township to award this Franchise to the Grantee and for Grantee to own, operate, develop and control the operation of the System. It is the intent of the Township to have the most efficient cable operation for its citizens. Careful consideration and thorough investigation by the Township of the proposed transferee will be the prime factor for acceptance or denial of a proposed transfer.

Section 5. Conditions on Street Use.

(1) All transmission and distribution structures, lines and equipment erected by the Grantee within the Township shall be located so as not to interfere with the proper use of streets, alleys and other public ways and places, and to cause minimum interference with the rights or reasonable convenience of property owners who adjoin any of the said streets, alleys or other public ways and places, and not to interfere with existing installation in such streets. In all areas of the Township where the cables, wires or other like facilities of public utilities are placed underground either now or in the future, the Grantee shall place its cables underground to the maximum extent the then existing technology reasonably permits. The Grantee shall furnish to and file with the Township maps, plans and permanent records of the location and character of all facilities constructed, including underground facilities.

(2) In the case of any disturbance of pavement, sidewalk, driveway or other surfacing, the Grantee shall, at its own expense, and in the manner approved by the Township, replace and restore all paving, sidewalk, driveway or other surfacing of any street or alley disturbed.

(3) If at any time during the period of the Franchise the Township shall lawfully elect to vacate, alter, improve or change the grade or location of any street, alley or other public way, the Grantee shall upon reasonable notice by the Township, remove, replace and relocate its poles, wires, cables, underground conduits, manholes and other fixtures at its own expense, and in each instance comply with the requirements of the Township.

(4) The Grantee shall not place poles, conduits or other fixtures above or below ground where the same will interfere with any gas, electric, telephone fixtures, water hydrant or other utility, and all such poles, conduits or other fixtures placed in any street shall be so placed as to comply with all requirements of the Township.

(5) The Grantee shall, on request of any person holding a moving permit issued by the Township, temporarily move its wires or fixtures to permit the moving of buildings, the expense of such temporary removal to be paid by the person requesting the same, and the Grantee shall be given not less than 48 hours advance notice to arrange for such temporary changes.

(6) The Grantee shall have the authority to trim any trees upon and overhanging the streets, alleys, sidewalks and public places of the Township so as to prevent the branches of such trees from coming in contact with the wires and cables of the Grantee, except that at the option of the Township, such trimming may be done by it, or under its supervision and direction, at the expense of the Grantee. Said expense shall be the Township's direct labor cost including fringe benefits of personnel while performing such trimming. The Grantee shall reimburse the Township such expense.

Section 6. Type and Capacity of Equipment to be Installed.

(1) The System shall be engineered, installed, maintained, operated and equipped so as to all times meet the technical standards of the Federal Communications Commission including specifications for frequency boundaries, visual carriers, frequency levels, aural carrier frequency levels, channel frequency response, terminal isolation and system radiation, and all other standards established by the FCC.

Section 7. Operational Standards.

(1) The Grantee shall install, maintain and operate its system in accordance with the highest standards of the art and render efficient service in accordance with such rules and regulations as promulgated by the Federal Communications Commission and other regulatory laws.

(2) There shall be no interruption of service to subscribers unless caused by an Act of God, acts of third parties over whom Grantee has no control, or any other act or event over which Grantee has no control, in the event of a strike by Grantee's employees. Grantee shall if possible continue to transmit all broadcast signals with available supervisory personnel. Grantee shall provide a uniform, strong signal, free from distortion and interference, and shall make available at least one shared channel for local origination. It is understood that the Grantee is not responsible for providing the actual local originators equipment for the shared local origination channel. At such time as the available time on the shared channel is insufficient to service the requests for local origination, the Grantee shall make one full channel available for local origination.

(3) Grantee shall provide, without charge, one TV /Radio Outlet to each Township public building, fire station, police station, and public and parochial school that is passed by its cable. Grantee shall provide, without charge, one (1) outlet to Township Hall. If additional outlets are required at any of the said locations, the Grantee shall install same at the cost of time and materials only, but in no event will there be a monthly service charge at said locations, provided, that such additional outlets do not in the aggregate number exceed 10.

(4) The franchisee shall provide a toll-free telephone number for subscriber complaints and shall maintain a repair service capable of responding to subscriber complaints or requests.

(5) Operating Standards. The system shall deliver to the subscriber's terminal a signal that is capable of producing a black and white or colored picture without visual material degradation in quality within the limitations imposed by the technical state of the art.

(a) The system shall transmit or distribute signals without causing objectionable cross-modulation in the cables or interfering with other electrical or electronic networks or with the reception of other television or radio receivers in the area not connected to the network.

Section 8. Schedule of Subscriber Rates.

CHARTER TELECOMMUNICATIONS CORPORATION
CALL 795-7306 FOR INSTALLATION

	Monthly	Converter Deposit	Promotional Installation	Regular Installation
Basic Cable	\$ 8.50	0	Free	\$ 25.00
Basic + Satpac	\$13.55	\$ 20.00	\$ 20.00	\$ 25.00
Basic + Movie Channel	\$17.00	0	\$ 20.00	\$ 25.00
Basic + HBO	\$17.00	\$ 20.00	\$ 20.00	\$ 25.00
Basic + Satpac + HBO	\$19.50	\$ 20.00	\$ 20.00	\$ 25.00
Basic + Satpac + MC	\$18.50	\$ 20.00	\$ 20.00	\$ 25.00
Cable Club	\$24.95	\$ 20.00	Free	\$ 25.00

Refundable

*Charter Cable Club- Enjoy every program from Charter at a reduced rate. See all the movies from both HBO and the Movie Channel. Watch all the action from five satellite programs on SATPAC. 90 day minimum service. Call 795-7306 now.

Cable Services	**Optional Premium Channels ***SATPAC E1
** 2 Movie Channel 24 hrs.	11 WJXD-41 ABC
3 Blank	12 WAAA 17 Indip.
4 WQZO CBS	13 WQMG 26 PBS
5 ESPN Sports 24 hrs.	**CHBO 34 hrs.
6 CNN News 24 hrs.	**EWSN Chicago 24 hrs.
7 WTBS Atlanta 24 hrs.	**FMV Music Television in Stereo
8 Blank	**GUSA Network Sports and Specials
9 WJTV NBC	**Hable Health Network
10 Charter Local Access Channel	**1 News/Action / Arts

Call 795-7306 for installation and information now. Enjoy television at its very best. Take advantage of the installation special now and save. Call Charter Cable TV today!

See exhibit in Franchise Proposal

Section 9. Certificate of Compliance. Grantee shall apply to the Federal Communications Commission (FCC) for a certificate of compliance as soon as all necessary documentation is completed but in no event later than 60 days from the effective date of this Franchise; and within 12 months after obtaining its certificate of compliance, Grantee's cable facilities shall be completely operational. Grantee shall not be considered in default on the foregoing construction schedule if the delay upon the specified date is caused by an Act of God, Acts of third parties over whom Grantee has no control, strikes, delays or any other act or event which is not foreseeable as of the effective date of this Franchise and over which Grantee has no control. Notice of any such delay shall be communicated in writing to the Township. In the event the Township disagrees as to the validity of such delay or length of such delay, such delay shall be subject to arbitration as provided in Section 14 of the Franchise.

Section 10. Number and Use of Channels.

(1) The Grantee shall construct a CATV system which shall have a capacity of 35 channels.

(2) The grantee shall carry on its system the signal of any authorized and operating Barry and Allegan Counties, Michigan, television broadcast station and shall carry the full time broadcast of any properly licensed frequency modulation radio stations, either commercial or education, now existing or subsequently licensed with transmitter facilities within Barry and Allegan Counties, Michigan.

(3) Upon termination of service to any subscriber, the Grantee may promptly remove all of its facilities and equipment from the premises of such subscriber upon the subscriber's written request without charge.

Section 11. Complaints. Any person who has a complaint that Grantee is not operating or maintaining the cable television system in accordance with the applicable provisions of this Franchise or has a complaint regarding the quality of service, equipment malfunction and similar matters provided by Grantee, shall register such complaint with Grantee. Grantee shall formulate a policy for the handling of complaints. In the event any complaint is not resolved directly with Grantee then such person may register

such complaint with the Township Supervisor. The Township Supervisor shall investigate such complaint and may, if deemed necessary, prepare a report to the Township Board for disposition. In any contested matter all parties shall be afforded an opportunity for a hearing after reasonable notice, in conformity with all applicable statutory regulations. The notice, in addition to complying with any other applicable statutory requirement, shall state the time, place and issues involved and opportunity shall be afforded all parties to present evidence and arguments with respect thereto. The Township Supervisor and Board may prepare a written report disposing of said complaint and an official record which shall include testimony and exhibits in each contested matter shall be made, but it shall not be necessary to transcribe, mechanically recorded testimony or shorthand notes unless requested for purposes of rehearing or court review. The Township may adopt appropriate rules of procedure for notice and hearing in contested matters. The decision of the Township Board shall be made within 30 days after conclusion of the hearing and such decision shall be based upon facts presented with findings.

Section 12. Preferential or Discriminatory Practices Prohibited. The Grantee shall not, as to rates, charges, service facilities, rules, regulations or any other matter make or grant any undue preference or advantage to any person or subject any person to any undue prejudice or disadvantage, except as otherwise provided in this Franchise.

Section 13. Franchise Standards. The Grantee's legal, character, financial, technical and other qualifications and the adequacy and feasibility of its construction arrangements have been reviewed, studied and approved by the Township pursuant to and as part of a full public proceeding affording due process.

Section 14. Franchise Expenses. The Grantee shall pay to the Township of Martin, Michigan, on an annual basis the sum of three per cent (3%) of the basic subscription rate paid by subscribers in Martin Township.

Section 15. Conflict Between this Franchise and FCC Requirements. In the event of conflict of any provision herein with provisions of FCC rules and regulations, the provisions of FCC rules and regulations shall prevail.

Section 16. Insurance. At all times during the terms of the Franchise, Grantee shall obtain, pay all premiums for and file with the Township Clerk a certificate of insurance or other proof evidencing the payment for the following:

(1) A general comprehensive public liability insurance policy indemnifying, defending and saving harmless the Township, its officers, boards, commissions, agents and employees, from any and all claims by any person whatsoever on account of injury to or death of any person or persons occasioned by the operations of the Grantee under franchise herein granted or alleged to have been so caused or occurred with limits of not less than \$500,000.00 for each occurrence.

(2) Property damage insurance indemnifying, defending and saving harmless the Township, its officers, boards, commissions, agents and employees from and against all claims by any person whatsoever for property damage occasioned by the operation of Grantee under the Franchise herein granted or alleged to have been so caused or occurred with limits of not less than \$500,000.00 for damage to property.

(3) Workmen's Compensation Insurance as provided by the laws of the State of Michigan.

(4) Automobile Insurance with limits of not less than \$500,000.00 of public liability coverage and automobile property damage insurance with a limit of not less than \$300,000.00 covering all automotive equipment.

(5) All of the foregoing insurance contracts shall be in form satisfactory to the Township Attorney and shall be issued and maintained by companies authorized to do business in the State of Michigan and they shall require 30 days written notice of any cancellation to both the Township and the Grantee herein. The Township shall be a named insured on all such insurance contracts other than Workmen's Compensation Insurance.

Section 17. Forfeiture and Termination in Event of Default. If Grantee shall fail to comply with any of the provisions of the Franchise, or default in any of its obligations hereunder, and shall, within 30 days after written notice from the Township, fail to commence and, within a reasonable time thereafter, correct such default or noncompliance, the Township may declare this Franchise, and all rights of Grantee hereunder, forfeited and terminated shall be exercisable only in the event of a default which is substantial. If Grantee does not agree with the determination of the Township that a substantial default exists, such determination shall be subject to arbitration as provided in Section 14 of this Franchise. Bankruptcy or receivership of Grantee shall be considered as a substantial default and not subject to arbitration.

Nothing herein shall prevent Grantee from consolidating with or merging into another partnership or corporation or from permitting one or more corporations to merge into it provided the resulting or transferee partnership or corporation assumes in writing all the obligations of the Grantee hereunder .

Section 18. Indemnity. Grantee shall, at its sole cost and expense, fully indemnify, defend and hold harmless the Township, its officers, agents, boards, commissions and employees against any and all claims, suits, actions, liability and judgments for damages (including but not limited to expenses for reasonable legal fees) to persons and property, in any way arising out of or through the acts or omissions of Grantee, its officers, servants, agents and employees or to which Grantee's negligence shall in any way contribute.

Section 19. Revocation. The Township of Martin may revoke this Agreement at its will upon six (6) months written notice to Grantee unless this Ordinance has been approved by a majority of the registered voters of the Township

Section 20. Binding on Successors and Assigns. All of the provisions of this Franchise shall be binding on any successor or assigns of the Grantee

Section 21. This Ordinance shall be in full force and effect on the 21st day of February, 1983.
ADOPTED, The 21st day of February, 1983

Section 22. Grantee shall not divulge any list of subscribers to any outside source.

CHARTER TELECOMMUNICATIONS
CORPORATION OF MICHIGAN -GRANTEE

By Charles Leonard

Its Vice President

Andrew Leep

Township Supervisor

I hereby certify that the foregoing Ordinance was adopted by the Township Council of the Township of Martin, Michigan, in public session held on the 21st day of February, 1983.

LaVerne Young, Township Clerk

Township of Martin

ORDINANCE NO. 16

AN ORDINANCE TO GRANT AND REGULATE A NON-EXCLUSIVE FRANCHISE TO CHARTER TELECOMMUNICATIONS CORPORATION OF MICHIGAN, TO ERECT, OPERATE AND MAINTAIN A CATV SYSTEM WITHIN THE TOWNSHIP OF MARTIN, THE TOWNSHIP OF MARTIN ORDAINS:

Section 1. Franchise and Term of Martin Franchise. Charter Telecommunications Corporation of Michigan, (hereinafter referred to as "Grantee") is hereby granted the right, franchise and authority for a period of 15 years, to construct, operate and maintain a cable television system (hereinafter referred to as "System") over, under, upon and within the Township of Martin (hereinafter referred to as "Township") including the right, franchise and authority to construct, operate, repair, replace and maintain over, under and upon the public rights of way of the ownership, the cables and equipment necessary for such System, subject to the conditions and restrictions as hereinafter provided. Renewal of this franchise shall be for a period of ten (10) years. Renegotiation of any or all of the terms of the franchise shall occur at such times as may be mutually agreed upon by the franchisor and franchisee.

Section 2. Termination, Cancellation or Expiration of Franchise.

(1) In the event this Franchise is terminated or cancelled by the Township Board by the reason of the Grantee's default, as provided in Section 17 of this Franchise, the Township shall have the right and option, for a period of 30 days following such termination or cancellation, to elect to purchase the System located in the Township. The purchase price for the System shall be its then fair market value as determined by obtaining three valuations thru three recognized CATV industry consultants mutually acceptable to both parties, with reduction for such damages as are incurred by the Township in connection with such default, termination or cancellation. Within 30 days after election of such right and option by the Township, Grantee shall submit its determination of such fair market value in writing to the Township. If the Township does not agree to such determination, said fair market value shall be determined by arbitration pursuant to Section 14 of this Franchise. Damages incurred by the Township shall include, without limitation, any payment by the Township pursuant to a resolution of the Township Board authorizing or directing another person to operate the System for a temporary period, not to exceed 6 months until a new Franchise has been granted; provided, that Grantee shall be entitled to all gross revenues of the System during such period.

Section 3. Non-exclusive Franchise. This Franchise shall be non-exclusive and shall neither restrict the Township Board in the exercise of its regulatory power nor prevent it from granting any other cable television system franchise.

Section 4. Transfer of Franchise. Grantee shall not sell, transfer, assign or sublet this Franchise without the prior approval of the Township by resolution; provided, however, that the Township shall not unreasonably withhold its approval. It is the intention of the Township to award this Franchise to the Grantee and for Grantee to own, operate, develop and control the operation of the System. It is the intent of the Township to have the most efficient cable operation for its citizens. Careful consideration and thorough investigation by the Township of the proposed transferee will be the prime factor for acceptance or denial of a proposed transfer.

Section 5. Conditions on Street Use.

(1) All transmission and distribution structures, lines and equipment erected by the Grantee within the Township shall be located so as not to interfere with the proper use of streets, alleys and other public ways and places, and to cause minimum interference with the rights or reasonable convenience of property owners who adjoin any of the said streets, alleys or other public ways and places, and not to interfere with existing installation in such streets. In all areas of the Township where the cables, wires or other like facilities of public utilities are placed underground either now or in the future, the Grantee shall place its cables underground to the maximum extent the then existing technology reasonably permits. The Grantee shall furnish to and file with the Township maps, plans and permanent records of the location and character of all facilities constructed, including underground facilities.

(2) In the case of any disturbance of pavement, sidewalk, driveway or other surfacing, the Grantee shall, at its own expense, and in the manner approved by the Township, replace and restore all paving, sidewalk, driveway or other surfacing of any street or alley disturbed.

(3) If at any time during the period of the Franchise the Township shall lawfully elect to vacate, alter, improve or change the grade or location of any street, alley or other public way, the Grantee shall upon reasonable notice by the Township, remove, replace and relocate its poles, wires, cables, underground conduits, manholes and other fixtures at its own expense, and in each instance comply with the requirements of the Township.

(4) The Grantee shall not place poles, conduits or other fixtures above or below ground where the same will interfere with any gas, electric, telephone fixtures, water hydrant or other utility, and all such poles, conduits or other fixtures placed in any street shall be so placed as to comply with all requirements of the Township.

(5) The Grantee shall, on request of any person holding a moving permit issued by the Township, temporarily move its wires or fixtures to permit the moving of buildings, the expense of such temporary removal to be paid by the person requesting the same, and the Grantee shall be given not less than 48 hours advance notice to arrange for such temporary changes.

(6) The Grantee shall have the authority to trim any trees upon and overhanging the streets, alleys, sidewalks and public places of the Township so as to prevent the branches of such trees from coming in contact with the wires and cables of the Grantee, except that at the option of the Township, such trimming may be done by it, or under its supervision and direction, at the expense of the Grantee. Said expense shall be the Township's direct labor cost including fringe benefits of personnel while performing such trimming. The Grantee shall reimburse the Township such expense.

Section 6. Type and Capacity of Equipment to be Installed.

(1) The System shall be engineered, installed, maintained, operated and equipped so as to all times meet the technical standards of the Federal Communications Commission including specifications for frequency boundaries, visual carriers, frequency levels, aural carrier frequency levels, channel frequency response, terminal isolation and system radiation, and all other standards established by the FCC.

Section 7. Operational Standards.

(1) The Grantee shall install, maintain and operate its system in accordance with the highest standards of the art and render efficient service in accordance with such rules and regulations as promulgated by the Federal Communications Commission and other regulatory laws.

(2) There shall be no interruption of service to subscribers unless caused by an Act of God, acts of third parties over whom Grantee has no control, or any other act or event over which Grantee has no control. In the event of a strike by Grantee's employees, Grantee shall if possible continue to transmit all broadcast

signals with available supervisory personnel. Grantee shall provide a uniform, strong signal, free from distortion and interference, and shall make available at least one shared channel for local origination. It is understood that the Grantee is not responsible for providing the actual local origination equipment for the shared local origination channel. At such time as the available time on the shared channel is insufficient to service the requests for local origination, the Grantee shall make one full channel available for local origination.

(3) Grantee shall provide, without charge, one TV/Radio Outlet to each Township public building, fire station, police station, and public and parochial school that is passed by its cable. Grantee shall provide, without charge, one (1) outlet to Township Hall. If additional outlets are required at any of the said locations, the Grantee shall install same at the cost of time and materials only, but in no event will there be a monthly service charge at said locations, provided, that such additional outlets do not in the aggregate number exceed 10.

(4) The franchisor shall provide a toll-free telephone number for subscriber complaints and shall maintain a repair service capable of responding to subscriber complaints or requests.

(5) **Operating Standards.** The system shall deliver to the subscriber's terminal a signal that is capable of producing a black and white or colored picture without visual material degradation in quality within the limitations imposed by the technical state of the art.

(6) The system shall transmit or distribute signals without causing objectionable cross-modulation in the cables or interfering with other electrical or electronic networks or with the reception of other television or radio receivers in the area not connected to the network.

Section 8. Schedule of Subscriber Rates.

CHARTER TELECOMMUNICATIONS CORPORATION
CALL 785-7306 FOR INSTALLATION

	Monthly Deposit	Converter	Promotional Installation	(Reg. Installation)
Basic Cable	\$ 8.50	0	Free	\$25.00
Basic + Satpac	\$13.55	\$20.00	\$20.00	\$25.00
Basic + Movie Channel	\$17.00	0	\$20.00	\$25.00
Basic + HBO	\$17.00	\$20.00	\$20.00	\$25.00
Basic + Satpac + HBO	\$19.50	\$20.00	\$20.00	\$25.00
Basic + Satpac + MC	\$19.50	\$20.00	\$20.00	\$25.00
Cable Club *	\$24.95	\$20.00	Free	\$25.00

*Refundable

*Charter Cable Club- Enjoy every program from Charter at a reduced rate. See all the movies from both HBO and the Movie Channel. Watch all the action from live satellite programs on SATPAC. 90 day minimum service. Call 785-7306 now

Cable Services	**Optional Premium Channels **SATPAC E-1
2 Movie Channel 24 hrs.	11 WUHQ 41 ABC
3 Blank	12 WWMA 47 Indep.
4 WRZO CBS	13 WGVC 38 PBS
5 ESPN Sports 24 hrs.	**C HBO 24 hrs.
6 CNN News 24 hrs.	**E WGN Chicago 24 hrs.
7 WTBS Atlanta 24 hrs.	**F MTV Music Television in Stereo
8 Blank	**G USA Network Sports and Specials
9 WQTV NBC	**H Cable Health Network
10 Charter Local Access Channel	**I Nickelodeon/Arts

REMEMBER

Call 785-7306 for installation and information now. Enjoy television at its very best. Take advantage of the installation special now and save. Call Charter Cable TV today!!

See exhibit in Franchise Proposal.

Section 9. Certificate of Compliance. Grantee shall apply to the Federal Communications Commission (FCC) for a certificate of compliance as soon as all necessary documentation is completed but in no event later than 60 days from the effective date of this Franchise; and within 12 months after obtaining its certificate of compliance, Grantee's cable facilities shall be completely operational. Grantee shall not be considered in default on the foregoing construction schedule if the delay upon the specified date is caused by an Act of God, Acts of third parties over whom Grantee has no control, strikes, delays or any other act or event which is not foreseeable as of the effective date of this Franchise and over which Grantee has no control. Notice of any such delay shall be communicated in writing to the Township. In the event the Township disagrees as to the validity of such delay or length of such delay, such delay shall be subject to arbitration as provided in Section 14 of the Franchise.

Section 10. Number and Use of Channels.

(1) The Grantee shall construct a CATV system which shall have a capacity of 35 channels.

(2) The Grantee shall carry on its system the signal of any authorized and operating Barry and Allegan Counties, Michigan, television broadcast station and shall carry the full time broadcast of any properly licensed frequency modulation radio stations, either commercial or education, now existing or subsequently licensed with transmitter facilities within Barry and Allegan Counties, Michigan.

(3) Upon termination of service to any subscriber, the Grantee may promptly remove all of its facilities and equipment from the premises of such subscriber upon the subscriber's written request without charge.

Section 11. Complaints. Any person who has a complaint that Grantee is not operating or maintaining the cable television system in accordance with the applicable provisions of this Franchise or has a complaint regarding the quality of service, equipment malfunction and similar matters provided by Grantee, shall register such complaint with Grantee. Grantee shall formulate a policy for the handling of complaints. In the event any complaint is not resolved directly with Grantee then such person may register such complaint with the Township Supervisor. The Township Supervisor shall investigate such complaint and may, if deemed necessary, prepare a report to the Township Board for disposition. In any contested matter all parties shall be afforded an opportunity for a hearing after reasonable notice, in conformity with all applicable statutory regulations. The notice, in addition to complying with any other applicable statutory requirement, shall state the time, place and issues involved and opportunity shall be afforded all parties to present evidence and arguments with respect thereto. The Township Supervisor and Board may prepare a written report disposing of said complaint and an official record which shall include testimony and exhibits in each contested matter shall be made, but it shall not be necessary to transcribe mechanically recorded testimony or shorthand notes unless requested for purposes of rehearing or court review. The Township may adopt appropriate rules of procedure for notice and hearing in contested matters. The decision of the Township Board shall be made within 30 days after conclusion of the hearing and such decision shall be based upon facts presented with findings.

Section 12. Preferential or Discriminatory Practices Prohibited. The Grantee shall not, as to rates, charges, service facilities, rules, regulations or any other matter make or grant any undue preference or advantage to any person or subject

Two Regional Champs From Hopkins FFA

Members of the Hopkins Future Farmers of America (FFA) Chapter took top honors in two of four contests the students participated in at the regional leadership contest held at



Vice-president Dan Gratz, left, and President Comer Skinner of the Hopkins Future Farmers of America (FFA) Chapter, display the Building Our American Communities (BOAC) award presented to the local group at the regional competition for programs carried out by the club last year. The Hopkins chapter brought animals to Sandy Creek Nursing Center in Wayland and to the Colterville Boys School. Students in second and third grade in Hopkins were bussed to the Skinner Sheep Farm through the FFA to see and hold the farm animals during lambing.

Fruit Growers Hear Dr. Flore

Allegan County fruit growers will have the opportunity to hear Dr. James Flore, Michigan State University Horticulture researcher and teacher, discuss growth regulators and their effect on fruit production.

The meeting will start at 7:30 p.m. in the Vo-Ag room, Fenwick High School, Fenwick on Tuesday, March 16.

Dr. Flore will be discussing the role of growth regulators, such as N.A.A., Alar and others in fruit thinning, fruit loosening and plant growth control. He will also discuss the role of these chemicals in affecting production.

According to Marv Haft, Extension Agriculture Agent in Allegan County, Dr. Flore is a world renowned researcher in this area.

Annual Meet Set For Soil District

The East Allegan Soil Conservation District of Allegan will hold its annual meeting on Saturday, March 19, at the Hopkins Elementary School in Hopkins.

The meeting will begin at noon with a chicken barbecue, prepared by the Hopkins Future Farmers Association. Following the dinner, the annual report for 1982 will be reviewed and an election for two directors will be held.

The terms of office for present directors, Carl Collier and Russell Parmelee, will expire in March. Four persons have indicated they will run for office plus nominations from the floor will be accepted. All area land occupiers of three acres or more, who are of legal age are eligible to vote in this election. Other directors whose terms will not expire include Don Sebrigh, Tom Droid and James Beyer.

Legislators and the staff from the soil conservation service field office will be on hand to give their comments concerning the organization and its programs. In addition, Steve Kalisz, the district's private forestry consultant, will be available to discuss woodland needs and accept seeding tree orders.

A slide program entitled "Present and Future Energy Needs of Michigan" will be presented by a representative of Consumers Power Company. Time will be allowed for comments and questions from the audience.

the VanBuren Skills Center on February 24. Lawrence Kaylor and the Ag. Forum team of Beth Dykstra, Comer Skinner, Dan Gratz, Ronda Beard, Carl Dreyer, Jodi Duryea and Tim Miller finished first with gold ratings and will move to state competition later this month.

Kaylor, a shared-time student from Allegan High School, took his trophy in extemporaneous speaking. In this difficult event, each student chooses a topic and prepares in that area. A specific topic or question is presented to speak on and each student has 30 minutes to prepare him or herself. The speeches last between four and six minutes.



Lawrence Kaylor



Mike Gibson

Young Farmers Accept Leadership Challenge

Approximately 200 young Farm Bureau members from across the state took part in the 1983 Young Farmer Leaders' Conference held March 2-4 in Lansing. Attending from Allegan County were Richard and Terry Blauw of Shelbyville.

The conference, sponsored by the MFH Young Farmer Committee, offered sessions on farm partnerships, farm computers, estate planning, marketing, recent changes in the dairy industry, stress management, the role of Young Farmers in the Farm Bureau organization and legislative issues affecting agriculture. "Accepting the leadership challenge was stressed throughout the conference," said Mark Smuts, Young Farmer Committee chairperson.

-Divorces-

Allegan County Clerk Russell Hill reports divorces have been granted to the following Allegan County residents:

James F. Green of Allegan was granted a divorce from Jean M. Green of Osgo. Terry Lynn Guelde of Allegan was granted a divorce from Judy Lynn Guelde of Howell who was given custody of two children. Also granted divorces were Rex J. Bird of Douglas from Nancy J. Bird of Pearland, Texas.

The Ag. Forum team consists of 5 to 7 students who are given a topic to specialize in. This year's topic is "Animal Welfare." The students complete in-depth research on the topic and in competition are given a statement pertaining to the topic. After five minutes preparation, a 10 to 12 minute discussion of the statement is held with one person acting as chairperson. The discussions include undesirable situations, the causes and solutions.

Kaylor and the Ag. Forum team will now compete in state competition at Michigan

State University March 24. The contest is held during the State FFA Convention.

Mike Gibson competed in the Job Interview category. Mike presented a letter with references, was given 15 minutes to complete an application form and then was given a personal job interview. Gibson finished third in the competition but earned a gold rating.

The Demonstration Team of Dawn Gibson, Pat Bradford and Pat Schumacher finished third in their competition with a silver rating. The students presented a 10-15 minute demonstration on raising broiler chickens.



The Ag. Forum team includes, from left to right, in the front row, Jodi Duryea, Beth Dykstra and Ronda Beard. In the back are Carl Dreyer, Dan Gratz, Comer Skinner and Tim Miller.



The Demonstration Team consists of, from left to right, Pat Schumacher, Dawn Gibson and Pat Bradford.

Val Farmer To Speak At MSU

Val Farmer, a psychologist and columnist from Huron, South Dakota, will be the featured speaker at two sessions on farm family stress during Farmers' Week, March 21-25 at Michigan State University.

At "Weathering the Storm," which begins at 9:30 a.m. March 24 in 106 Kellogg Center, Farmer will discuss stress and tension in today's farm family.

The second session, "How to Keep Them Happy Down on the Farm," will begin at 1 p.m. March 24 in 106 Kellogg Center. A panel will discuss problems of families with two or three family generations involved in their farming operation. Among issues to be discussed are conflict between traditional and new ideas about farming, property transfer and inheritance, privacy and matters of control.

Farmer, who was recently elected chairperson of the National Association for Rural Mental Health, holds a doctorate from the University of Arizona and has worked as a clinical psychologist in rural areas.

He currently has a column in Farm Wife News magazine, and his ideas on farm family relationships have been quoted in Farm Journal, Successful Farming and the Wall Street Journal.

Farmer also was executive director of a community health center for four years and currently is on the board of examiners for psychologists in South Dakota.

The sessions are sponsored by the MSU Cooperative Extension Service's Family Living Education program.

The Wayland Globe & Orbit

*Serving The Area Since 1884

**We'll put YOUR MESSAGE
Into more than
12,400 AREA HOMES!!**

CUSTOM PRINTING
Web Offset, Sheet-Fed Offset, Letterpress
Complete Binding Facilities

Ph: 792-2271 Wayland, Mi. 49348

any person to any undue prejudice or disadvantage, except as otherwise provided in this Franchise.

Section 13. Franchise Standards. The Grantee's legal, character, financial, technical and other qualifications and the adequacy and feasibility of its construction arrangements have been reviewed, studied and approved by the Township pursuant to and as part of a full public proceeding affording due process.

Section 14. Franchise Expenses. The Grantee shall pay to the Township of Martin, Michigan, on an annual basis the sum of three per cent (3%) of the basic subscription rate paid by subscribers in Martin Township.

Section 15. Conflict Between this Franchise and FCC Requirements. In the event of conflict of any provision herein with provisions of FCC rules and regulations, the provisions of FCC rules and regulations shall prevail.

Section 16. Insurance. At all times during the terms of the Franchise, Grantee shall obtain, pay all premiums for and file with the Township Clerk a certificate of insurance or other proof evidencing the payment for the following:

(1) A general comprehensive public liability insurance policy indemnifying, defending and saving harmless the Township, its officers, boards, commissions, agents and employees, from any and all claims by any person whatsoever on account of injury to or death of any person or persons occasioned by the operations of the Grantee under franchise herein granted or alleged to have been so caused or occurred with limits of not less than \$500,000.00 for each occurrence.

(2) Property damage insurance indemnifying, defending and saving harmless the Township, its officers, boards, commissions, agents and employees from and against all claims by any person whatsoever for property damage occasioned by the operation of Grantee under the Franchise herein granted or alleged to have been so caused or occurred with limits of not less than \$500,000.00 for damage to property.

(3) Workmen's Compensation Insurance as provided by the laws of the State of Michigan.

(4) Automobile Insurance with limits of not less than \$500,000.00 of public liability coverage and automobile property damage insurance with a limit of not less than \$500,000.00 covering all automotive equipment.

(5) All of the foregoing insurance contracts shall be in form satisfactory to the Township Attorney and shall be issued and maintained by companies authorized to do business in the State of Michigan and they shall require 30 days written notice of any cancellation to both the Township and the Grantee herein. The Township shall be a named insured on all such insurance contracts other than Workmen's Compensation Insurance.

Section 17. Forfeiture and Termination in Event of Default. If Grantee shall fail to comply with any of the provisions of the Franchise, or default in any of its obligations hereunder, and shall, within 30 days after written notice from the Township, fail to commence and, within a reasonable time thereafter, correct such default or noncompliance, the Township may declare this Franchise, and all rights of Grantee hereunder, forfeited and terminated shall be exercisable only in the event of a default which is substantial. If Grantee does not agree with the determination of the Township that a substantial default exists, such determination shall be subject to arbitration as provided in Section 14 of this Franchise. Bankruptcy or receivership of Grantee shall be considered as a substantial default and not subject to arbitration.

Nothing herein shall prevent Grantee from consolidating with or merging into another partnership or corporation or from permitting one or more corporations to merge into it provided the resulting or transferee partnership or corporation assumes in writing all the obligations of the Grantee hereunder.

Section 18. Indemnity. Grantee shall, at its sole cost and expense, fully indemnify, defend and hold harmless the Township, its officers, agents, boards, commissions and employees against any and all claims, suits, actions, liability and judgments for damages (including but not limited to expenses for reasonable legal fees) to persons and property, in any way arising out of or through the acts or omissions of Grantee, its officers, servants, agents and employees or in which Grantee's negligence shall in any way contribute.

Section 19. Revocation. The Township of Martin may revoke this Agreement at its will upon six (6) months written notice to Grantee unless this Ordinance has been approved by a majority of the registered voters of the Township.

Section 20. Binding on Successors and Assigns. All of the provisions of this Franchise shall be binding on any successor or assigns of the Grantee.

Section 21. This Ordinance shall be in full force and effect on the 21st day of February, 1983.

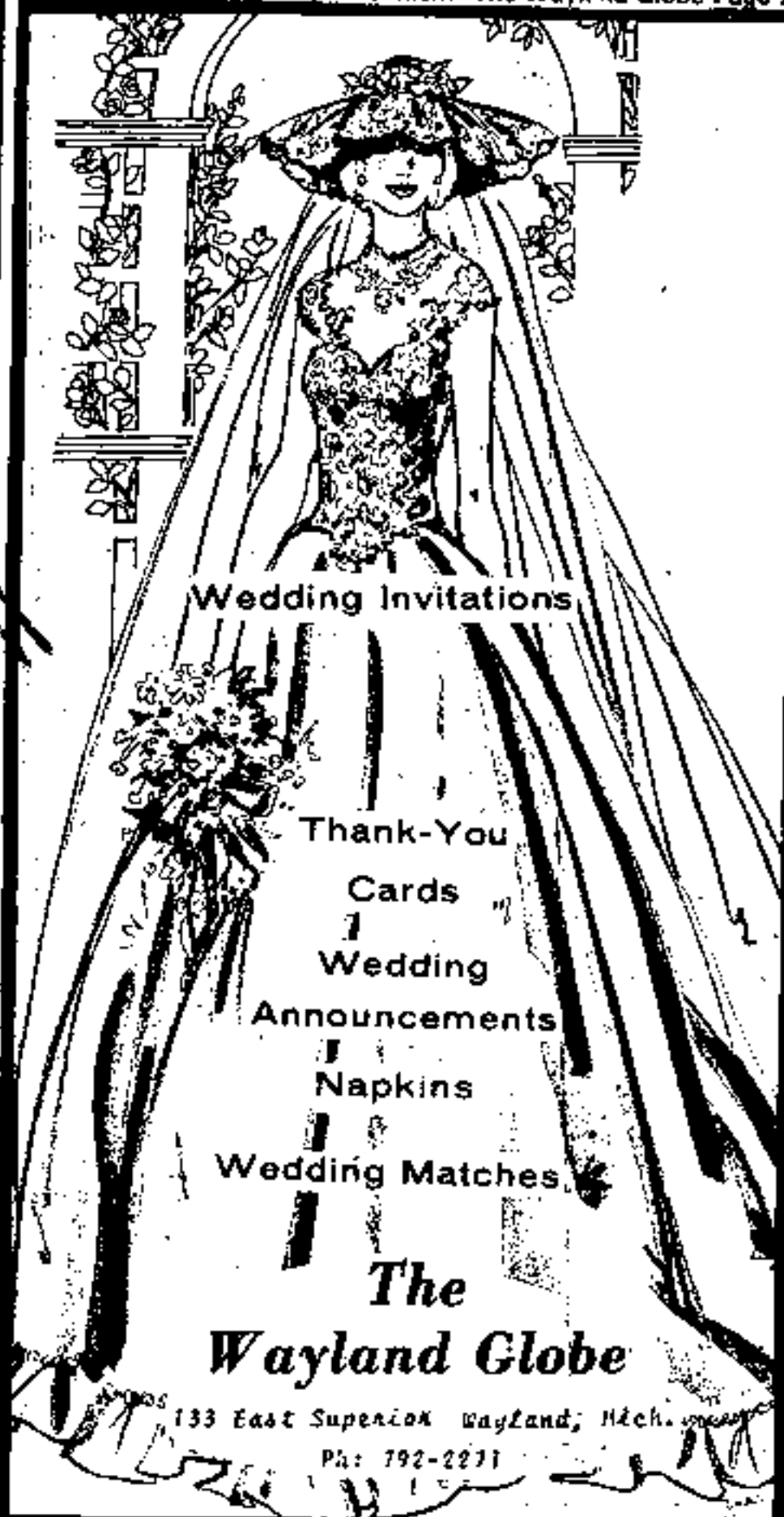
ADOPTED: The 21st day of February, 1983.

Section 22. Grantee shall not divulge any list of subscribers to any outside source.

CHARTER TELECOMMUNICATIONS
CORPORATION OF MICHIGAN - GRANTEE
By Charles Leonard
Its Vice President
Andrew Lepp
Township Supervisor

I hereby certify that the foregoing Ordinance was adopted by the Township Council of the Township of Martin, Michigan, in public session held on the 21st day of February, 1983.

LaVerne Young, Township Clerk



Wedding Invitations
Thank-You
Cards
Wedding
Announcements
Napkins
Wedding Matches

**The
Wayland Globe**

133 East Superior Wayland, Mich.
Ph: 792-2271

SEE What
**WAYLAND
GLOBE**
SUBSCRIBERS ENJOY
WEEKLY



Extra! Extra!
Read all about it
in the
Wayland Globe
Subscribe Today!
792-2271

Please send a one-year subscription to:

**THE
WAYLAND
GLOBE**

Name _____
Street _____
City, State and _____
Zip Code _____

Enclosed is \$6.00 in Allegan and adjoining counties.
\$9.00 elsewhere.

**WAYLAND
MICHIGAN
49348**

Signal _____
Address _____

() NEW () RENEWAL



DORR DOINGS

Mrs. Max Selko 881-9640

Film Nominated For Oscar To Be Shown

By Charles Kutz-Marks

A documentary film on the nuclear arms race will be shown in Wayland on Sunday. The film, "Gods of Metal," has been nominated for an Academy Award by the Academy of Motion Picture Arts and Sciences in the category of short documentaries.

The title is taken from the Book of Leviticus, chapter 19, which says, "Do not make gods of metal and worship them for I am your Lord and God." The 27-minute documentary by Mary Knoll analyzes the arms race from a moral perspective, showing its economic and social effects on people in the United States and the Third World. The film goes on to show the wide variety of ways people are opposing the arms race with actions ranging from writing letters to the President to civil disobedience.

The film is being offered by IMPACT of Wayland. The new group believes, "being a Christian includes caring and action concerning human needs, peace, and justice." In their view the nuclear arms race is one example of issues of peace and justice facing concerned Christians today.

Immediately following the showing of the movie there will be refreshments and discussion of the film. The after-session will be led by a panel including Ron Kast, Robert Kerley, and Ruth Washburn. Then viewers of the movie will be encouraged to share their comments or concerns.

According to Pastor Charles Kutz-Marks, "Gods of Metal" will be shown at the United Church of Wayland, 411 E. Superior, at 7:00 p.m. on Sunday, March 13. A nursery will be provided. There is no admission charge, but donations will be accepted. The community is invited and encouraged to attend.

Mr. and Mrs. Reynold Brenner spent a happy weekend at the home of their son and daughter-in-law, Dr. and Mrs. Richard Brenner and their foster children, Colin and Dixie Overmeyer, of St. John's. On Sunday they were joined by Mr. and Mrs. Lamar Smith, the parents of Mrs. Richard Brenner, for dinner at Zanders at Frankenmuth. These visits are always enjoyed by all.

Mr. and Mrs. Henry and Barbara Chachulski are grandparents to a new baby born to their daughter, it's their second baby born at St. Mary's Hospital in Grand Rapids, weighing 8 pounds and named Amber Marie. The baby's great-grandmother is Mrs. Corbella Penzell of Grand Rapids.

Mr. and Mrs. Duane and Pami Fifelek of 140th Ave. are the happy parents of a new baby girl born at St. Mary's Hospital in Grand Rapids weighing 9 1/2 lbs. The grandparents are Mr. and Mrs. Walter Fifelek and Mr. and Mrs. Robert Dosena of Clearwater, Florida. The baby was baptized in St. Stanislaus Church by Father Dennis Boylan Sunday, March 6, her name is Sarah Lynn and the godparents are Mike and Allyn Jackson, the baby's aunt and uncle. The family helped them celebrate at their home Sunday.

Mr. and Mrs. Leon Pawlowski, Sr. celebrated his 90th birthday Saturday, as usual all the children and grandchildren look turns coming to express their birthday greetings throughout the week or so. We are pleased to be able to say, although Mr. Pawlowski is confined to his bed he is a marvelous patient, says his wife, and may God keep blessing this couple.

Hopkins Public School

Board of Education
Annual

School Election

June 13, 1983

There are two (2) vacancies on the Board of Education which is to be filled at the Annual School Election June 13, 1983

Two four year terms expiring
June 30, 1987

Prospective candidates are to observe the following dates:

Monday, April 11, 1983 - 4:00 P.M.

is the last day for filing nominating petitions

Thursday, April 14, 1983 - 4:00 P.M.

is the last opportunity a candidate has to withdraw his or her name. Withdrawals must be in writing.

1. Petitions are available at the Board of Education Office, 400 Clark St., Hopkins, Michigan. They may be picked up between 8:00 a.m. and 4:00 p.m. any week day, or will be mailed upon request.

2. The candidate and petition circulator must be qualified and registered electors of the Hopkins Public School District.

3. A petition sheet shall not be circulated in more than one township or city. Each person signing must be a qualified and registered elector of the Hopkins Public School District and a resident of the governmental unit (township or city) named at the top of the nominating petition.

4. A minimum of twenty (20) valid signatures is required to nominate a candidate. It is recommended, however, that each candidate file thirty (30) to forty (40) signatures.

5. The deadline for filing nominating petitions is 4:00 p.m. April 11, 1983 at the Board of Education Office, 400 Clark Street, Hopkins Elementary School, Hopkins, Michigan.

Everett Beard, Secretary

CLASSIFIED ADS sure to get results
The Wayland Globe and Orbit-Just Call 792-2271

Farmers...

Let H&R Block
prepare your income tax
returns...we could
save you money.

Our carefully trained tax preparers are up-to-date on all the tax credits and deductions that apply to the farmer. At H&R Block, we'll take all the time necessary to do the job right because we want you to pay the lowest legitimate tax.

H&R BLOCK
THE INCOME TAX PEOPLE

132 N. MAIN, WAYLAND

Open 9-6 weekdays, 9-5 Sat.

Phone 792-2033

Appointments Available

VILLAGE ELECTION

TO THE QUALIFIED ELECTORS:

NOTICE IS HEREBY GIVEN, That an Annual Village Election will be held in the

VILLAGE OF HOPKINS
STATE OF MICHIGAN

AT

VILLAGE HALL
WITHIN SAID VILLAGE ON

MONDAY, MARCH 14, 1983

FOR THE PURPOSE OF VOTING FOR THE ELECTION OF THE FOLLOWING OFFICERS, VIZ:

President
Assessor

Treasurer
Clerk

1 year terms

3 Trustees for 2 year terms
2 Library Bd. Members
for 3 year terms

and to vote on the following Proposal:

"Shall the annual salary of each council member of the Hopkins Village Council be increased to four hundred dollars (\$400.00) per year from three hundred dollars (\$300.00) per year beginning in 1983 and continuing thereafter?"

Notice Relative to Opening and Closing of the Polls
Election Law, Act 116, P.A. 1954

SECTION 720. On the day of any election the polls shall be opened at 7 o'clock in the forenoon and shall be continuously open until 8 o'clock in the afternoon and no longer. Every qualified elector present and in line at the polls at the hour prescribed for the closing thereof shall be allowed to vote.

The POLLS of said election will be open at 7 o'clock a.m. and will remain open until 8 o'clock p.m. of said day of election.

Geraldine Collier, Village Clerk

ORDINANCE #17
ADOPTED ORDINANCE PRESENTED
BY G.L.A.S.A. TO PROVIDE FOR
OPERATION OF SAME
EFFECTIVE: NOVEMBER 9, 1983

**ORDINANCE #18
TO PROVIDE FOR OPERATION OF
G.L.A.S.A. (ARTICLE 2, SECTION D
TO BE ELIMINATED) THIS
ORDINANCE SUPERCEDES #17
EFFECTIVE: IMMEDIATELY**

**ORDINANCE #19
RATE AND MANDATORY
CONNECTION, G.L.A.S.A
ORDINANCE
EFFECTIVE: FEBRUARY 22, 1984**

ORDINANCE NO. 29

YANKEE SPRINGS TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 1 OF 1984

ORANGEVILLE TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 2 OF 1984

WAYLAND TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

ORDINANCE NO. 19
MARTIN TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

AMENDMENT TO SEWAGE DISPOSAL SYSTEM
RATE AND MANDATORY CONNECTION ORDINANCE

An Ordinance to amend sections of the Sewage Disposal System, Rate and Mandatory Connection Ordinance pertaining to rates and charges for users of the system, and to repeal any parts or portions of the ordinance which are inconsistent herewith.

THE TOWNSHIPS OF YANKEE SPRINGS,
ORANGEVILLE, WAYLAND AND MARTIN EACH

ORDAIN:

SECTION I

Article III entitled Sewer Use Charge System, subsection 2a and b of the Sewage Disposal System, Rate and Mandatory Connection Ordinance is hereby amended so that subsections entitled "Debt Retirement Charge" and "O, M & R Charge" shall read as follows hereafter:

"User Fees. The user charge to each single family residence within the Township for which sewer service is available shall be \$45/quarter (\$15/mo), beginning April 1, 1984 and continuing through March 31, 1985 at which time users fee reverts back to \$12 per month.

Each house, building or user other than a single family residence, shall pay the amount determined above multiplied by the residential user equivalent units assigned to said house, building or user as reflected in Exhibit A of this ordinance; however, that amount shall not be less than the applicable quarterly amount of the above schedule."

SECTION II

Any parts or portions of this ordinance which are inconsistent with these amendments are hereby repealed.

SECTION III

If any section, clause, sentence or provision is determined invalid, said invalidity shall not affect the validity of any other part or portion of this ordinance which can be given effect without such invalid part or parts.

SECTION IV

This ordinance shall take effect on April 1, 1984 and after its publication.

Yankee Springs Township Clerk

Orangeville Township Clerk

Wayland Township Clerk

LaVerne Young
Martin Township Clerk

NOTICE

To: THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS OF YANKEE SPRINGS AND ORANGEVILLE, BARRY COUNTY, MICHIGAN AND THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS OF WAYLAND AND MARTIN, ALLEGAN COUNTY, MICHIGAN, AND ANY OTHER INTERESTED PERSONS:

PLEASE TAKE NOTICE that the following Ordinance was adopted by the above named Township Boards at a special meeting held February 22, 1984, said Ordinance to become effective April 1, 1984.

CERTIFICATE

I, LaVerne Young, _____ the Township Clerk of Martin, _____ Township, Allegan _____ County, Michigan, do hereby certify that in pursuance of law and statute provided, at a special meeting of the Martin _____ Township Board held on February 22, 1984, at 7:00 o'clock p.m. at the Yankee Springs Township Hall _____ located within the Township of Yankee Springs _____, at which the following members were present, the Board enacted and passed Ordinance No. 19 _____ hereinafore recorded, to become effective immediately, and that the members of said Board present at said meeting voted on the adoption of said Ordinance as follows:

Jack Supple _____ Aye
Gerald Fenner _____ Aye
LaVerne Young -- Aye
Andrew Leap _____ Aye

I do further certify that an attested copy of Ordinance No. 19 was filed with the County Clerk on March 20, 1984 _____, and that said Ordinance No. 19 was duly published in Wayland Globe _____, a newspaper printed in Wayland _____, Michigan, and circulated in Martin _____ Township on Feb. 29, 1984 and further that said Ordinance No. 19 was recorded in said Ordinance book on the 3rd day of March _____, 1984 .

Dated: March 20, 1984

LaVerne Young
Township Clerk

NOTICE

TO: THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS OF YANKEE SPRINGS AND ORANGEVILLE, BARRY COUNTY, MICHIGAN AND THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS OF WAYLAND AND MARTIN, ALLEGAN COUNTY, MICHIGAN, AND ANY OTHER INTERESTED PERSONS:

PLEASE TAKE NOTICE that the following Ordinance was adopted by the above named Township Boards at a special meeting held

February 22, 1984

said Ordinance to become effective April 1, 1984.

ORDINANCE NO. 29

YANKEE SPRINGS TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 1 OF 1984

ORANGEVILLE TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 2 OF 1984

WAYLAND TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

ORDINANCE NO. 19

MARTIN TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

Amendment To Sewage Disposal System, Rate and Mandatory Connection Ordinance

An Ordinance to amend sections of the Sewage Disposal System, Rate and Mandatory Connection Ordinance pertaining to rates and charges for users of the system; and to repeal any parts or portions of the ordinance which are inconsistent herewith.

The Townships of Yankee Springs, Orangeville, Wayland & Martin Each Ordain

SECTION I

Article III entitled Sewer Use Charge System, subsection to part 4 of the Sewage Disposal System, Rate and Mandatory Connection Ordinance is hereby amended so that subsection entitled "Grid Retirement Charge" and "W. M & W Charge" shall read as follows hereinafter:

"Each Town, the use charge to each single family residence within the Township for utility sewer service is a variable based on 200/1000 gpd (1/4" dia), measured April 1, 1984 and continuing through March 31, with at which there shall be an annual limit of \$40 per annual.

Each Town, having or not other than a single family residence, shall pay the annual retirement charge indicated by the residential use and equivalent units assigned to each house, building or use as indicated in Schedule A of this ordinance; however, that amount shall not be less than the appropriate quarterly amount of the above schedule."

SECTION II

Any parts or portions of this ordinance which are inconsistent with those stated above are hereby repealed.

SECTION III

If any section, clause, sentence or phrase of this ordinance is held invalid, such invalidity shall not affect the validity of the whole part or portion of this ordinance which can be given effect without such invalid part or parts.

SECTION IV

This ordinance shall take effect on April 1, 1984 and after the following:

Yankee Springs Township Clerk
Orangeville Township Clerk
Wayland Township Clerk
Martin Township Clerk

ORDINANCE NO. 29

YANKEE SPRINGS TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 1 OF 1984

ORANGEVILLE TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 2 OF 1984

WAYLAND TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

ORDINANCE NO. 19

MARTIN TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

AMENDMENT TO SEWAGE DISPOSAL SYSTEM,
RATE AND MANDATORY CONNECTION ORDINANCE

An Ordinance to amend sections of the Sewage Disposal System, Rate and Mandatory Connection Ordinance pertaining to rates and charges for users of the system; and to repeal any parts or portions of the ordinance which are inconsistent herewith.

THE TOWNSHIPS OF YANKEE SPRINGS,
ORANGEVILLE, WAYLAND AND MARTIN EACH

ORDAIN:

SECTION 1

Article III entitled Sewer Use Charge System, subsection 2a and b of the Sewage Disposal System, Rate and Mandatory Connection Ordinance is hereby amended so that subsections entitled "Debt Retirement Charge" and "O, M & R Charge" shall read as follows hereafter:

User Fees. The user charge to each single family residence within the Township for which sewer service is available shall be \$45/quarter (\$15/mo), beginning April 1, 1984 and continuing through March 31, 1985 at which time users fee reverts back to \$12 per month.

Each house, building or user other than a single family residence, shall pay the amount determined above multiplied by the residential user equivalent units assigned to said house, building or user as reflected in Exhibit A of this ordinance; however, that amount shall not be less than the applicable quarterly amount, of the above schedule."

SECTION II

Any parts or portions of this ordinance which are inconsistent with these amendments are hereby repealed.

SECTION III

If any section, clause, sentence or provision is determined to be invalid, said invalidity shall not affect the validity of any other part or portion of this ordinance which can be given effect without such invalid part or parts.

SECTION IV

This ordinance shall take effect on April 1, 1984 and after its publication.

Yankee Springs Township Clerk

Orangeville Township Clerk

Wayland Township Clerk

L. L. Verne Young
Martin Township Clerk

1779 copy
-1-

NOTICE

TO: THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS OF
YANKEE SPRINGS AND ORANGEVILLE, BARRY COUNTY, MICHIGAN
AND THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS
OF WAYLAND AND MARTIN, ALLEGAN COUNTY, MICHIGAN, AND
ANY OTHER INTERESTED PERSONS:

PLEASE TAKE NOTICE that the following Ordinance
was adopted by the above named Township Boards at a special
meeting held February 22, 1984, said Ordinance to become
effective April 1, 1984.

CERTIFICATE

I, Laverne Young, the Township Clerk of
Martin Township, Allegan County, Michigan,
do hereby certify that in pursuance of law and statute provided,
at a ~~regular~~ ^{special} meeting of the Martin Township Board held
on February ²² ~~21~~, 1984, at 7:00 o'clock p.m., at the
Yankee Springs Township Hall, located within the
Township of Yankee Springs, at which the following members
were present, the Board enacted and passed Ordinance No. 19,
hereinbefore recorded, to become effective immediately, and that
the members of said Board present at said meeting voted on the
adoption of said Ordinance as follows:

Jack Sipple-----Aye
Gerald Fenner---Aye
Laverne Young---Aye
Andrew Leep-----Aye

I do further certify that an attested copy of Ordinance
No. 19 was filed with the County Clerk on March 20, 1984,
and that said Ordinance No. 19 was duly published in the
Wayland Globe, a newspaper printed in Wayland,
Michigan, and circulated in Martin Township on Feb. 29, 1984
and further that said Ordinance No. 19 was recorded in said
Ordinance book on the 3rd day of March, 19 84.

Dated: March 20, 1984


Township Clerk

In the Matter of Ordinance #29 Notice

COUNTY OF ALLEGAN

NOTICE

TO: THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS OF YANKEE SPRINGS AND ORANGEVILLE, BARRY COUNTY, MICHIGAN AND THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS OF WAYLAND AND MARTIN, ALLEGAN COUNTY, MICHIGAN, AND ANY OTHER INTERESTED PERSONS:

PLEASE TAKE NOTICE that the following Ordinance was adopted by the above named Township Boards at a special meeting held

February 22, 1984

said Ordinance to become effective April 1, 1984.

ORDINANCE NO. 29

YANKEE SPRINGS TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 1 OF 1984

ORANGEVILLE TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 2 OF 1984

WAYLAND TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

ORDINANCE NO. 19

MARTIN TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

Amendment To Sewage Disposal System, Rate and Mandatory Connection Ordinance

An Ordinance to amend sections of the Sewage Disposal System, Rate and Mandatory Connection Ordinance pertaining to rates and charges for users of the system; and to repeal any parts or portions of the ordinance which are inconsistent herewith.

**The Townships of
Yankee Springs,
Orangeville,
Wayland & Martin
Each Ordain:**

SECTION I

Article III entitled Sewer Use Charge System, subsection 2a and b of the Sewage Disposal System, Rate and Mandatory Connection Ordinance is hereby amended so that subsections entitled "Debt Retirement Charge" and "O, M & R Charge" shall read as follows hereafter:

"User Fees. The user charge to each single family residence within the Township for which sewer service is available shall be \$45/quarter (\$15/mo), beginning April 1, 1984 and continuing through March 31, 1985 at which time users fee reverts back to \$12 per month.

Each house, building or user other than a single family residence, shall pay the amount determined above multiplied by the residential user equivalent units assigned to said house, building or user as reflected in Exhibit A of this ordinance; however, that amount shall not be less than the applicable quarterly amount of the above schedule."

SECTION II

Any parts or portions of this ordinance which are inconsistent with these amendments are hereby repealed.

SECTION III

If any section, clause, sentence or provision is determined to be invalid, said invalidity shall not affect the validity of any other part or portion of this ordinance which can be given effect without such invalid part or parts.

SECTION IV

This ordinance shall take effect on April 1, 1984 and after its publication.

Yankee Springs Township Clerk
Orangeville Township Clerk
Wayland Township Clerk
Martin Township Clerk

MEY, being duly sworn, says: I am a resident of the Allegan County, Michigan, and I am a publisher of the Allegan County Globe, a weekly newspaper published in said county. The annexed is a copy of the notice which was published in said newspaper on the following dates, to-wit:

19⁸⁴ _____ A.D. 19__

19__ _____ A.D. 19__

19__ _____ A.D. 19__

P. J. Holmety

Subscribed and sworn to before me this _____ 1st _____

_____ A.D. 19__ 84

Jane Holmety
Notary Public, Allegan County, Michigan

Witness my hand and seal this _____ day of _____ A.D. 1987

JANE HOLMETY
Notary Public, Allegan County, Michigan
My Commission Expires Nov. 30, 1987

VILLAGE ELECTION

To the Qualified Electors:

NOTICE IS HEREBY GIVEN, That a Village Election will be held in the **VILLAGE OF MARTIN**

STATE OF MICHIGAN

-AT-

TOWNSHIP HALL

WITHIN SAID VILLAGE ON

MONDAY, MARCH 12, 1984

FOR THE PURPOSE OF VOTING FOR, THE ELECTION OF THE FOLLOWING OFFICERS, VIZ:

PRESIDENT	TREASURER
CLERK	2 TRUSTEES

and for the purpose of voting on the following proposal:

"Shall the sale of spirits in addition to beer and wine be permitted for consumption on the premises within the Village of Martin under the provisions of the law governing same?"

Yes

No

Notice Relative to Opening and Closing of the Polls Election Law, Act 116, P.A. 1954

SECTION 720. On the day of any election the polls shall be opened at 7 o'clock in the forenoon and shall be continuously open until 8 o'clock in the afternoon and no longer. Every qualified elector present and in line at the polls at the hour prescribed for the closing thereof shall be allowed to vote.

The POLLS of said election will be open at 7 o'clock a.m. and will remain open until 8 o'clock p.m. of said day of election.

Mary Beth Porter, Village Clerk

NOTICE

TO: THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS OF YANKEE SPRINGS AND ORANGEVILLE, BARRY COUNTY, MICHIGAN AND THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIPS OF WAYLAND AND MARTIN, ALLEGAN COUNTY, MICHIGAN, AND ANY OTHER INTERESTED PERSONS:

PLEASE TAKE NOTICE that the following Ordinance was adopted by the above named Township Boards at a special meeting held

February 22, 1984

said Ordinance to become effective April 1, 1984.

ORDINANCE NO. 29

YANKEE SPRINGS TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 1 OF 1984

ORANGEVILLE TOWNSHIP
BARRY COUNTY, MICHIGAN

ORDINANCE NO. 2 OF 1984

WAYLAND TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

ORDINANCE NO. 19

MARTIN TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

Amendment To Sewage Disposal System, Rate and Mandatory Connection Ordinance

An Ordinance to amend sections of the Sewage Disposal System, Rate and Mandatory Connection Ordinance pertaining to rates and charges for users of the system; and to repeal any parts or portions of the ordinance which are inconsistent herewith.

**The Townships of
Yankee Springs,
Orangeville,
Wayland & Martin
Each Ordain:**

SECTION I

Article III entitled Sewer Use Charge System, subsection 2a and b of the Sewage Disposal System, Rate and Mandatory Connection Ordinance is hereby amended so that subsections entitled "Debt Retirement Charge" and "O, M & R Charge" shall read as follows hereafter:

"User Fees. The user charge to each single family residence within the Township for which sewer service is available shall be \$45/quarter (\$15/mo), beginning April 1, 1984 and continuing through March 31, 1985 at which time users fee reverts back to \$12 per month.

Each house, building or user other than a single family residence, shall pay the amount determined above multiplied by the residential user equivalent units assigned to said house, building or user as reflected in Exhibit A of this ordinance; however, that amount shall not be less than the applicable quarterly amount of the above schedule."

SECTION II

Any parts or portions of this ordinance which are inconsistent with these amendments are hereby repealed.

SECTION III

If any section, clause, sentence or provision is determined to be invalid, said invalidity shall not affect the validity of any other part or portion of this ordinance which can be given effect without such invalid part or parts.

SECTION IV

This ordinance shall take effect on April 1, 1984 and after its publication.

**Yankee Springs Township Clerk
Orangeville Township Clerk
Wayland Township Clerk
Martin Township Clerk**

NOTICE

**MARTIN TOWNSHIP
BOARD OF REVIEW**

March 12 & 13, 1984
9:00 - 12:00 and 7:00 - 9:00

You may call for appointment

**Martin Community
Bldg.**

The tentative recommended equalization ratios and estimated multipliers (factors) necessary to compute individual state equalized values of real property in Martin Township are Agricultural, 1.04275; Commercial, .97907; Industrial, .96347; Residential, .96643.

Andrew Leep, Supervisor

**SUBSCRIBE
TO THE**

**Wayland
Globe**

Only \$8 yr.

In Allegan County
and all adjoining
counties

Ph: 792-2271

Or send your
check to

**THE WAYLAND
GLOBE**

at

**133 East Superior
Wayland, MI
49348**

CLASSIFIED ADS sure to get results
The Wayland Globe and Orbit--Just Call 792-2271

Stephen A. De Kok

Parson to People

(Editor's note: The Globe provides this space for the use of area priests and ministers who wish to share their thoughts and ideas with our readers.)



Are You Too Busy?

By Stephen A. DeKok,

Pastor of the Moline Baptist Church

We have all been approached and asked to do some job or give our time to some worthwhile cause. Our response states a great deal about us. When we tell someone we are too busy to do that particular task, we are not saying we are too busy really but that we do not consider that as important as what we are going to do during the time that task would take. It is not a matter of time but a matter of priorities. We all have the same amount of time. We all have time for the things we want to do or that are most important to us.

I find it interesting in the Bible that God did not choose lazy people or idle people to do His work. When He has work to be done, He goes to those who are already at work. When God wants a great servant, He calls a busy man. There are many times that Scripture attests to this fact.

Moses was busy with his flock at Horeb. Gideon was busy threshing wheat by the wine press.

Saul was busy searching for his father's lost sheep.

David was busy caring for his father's sheep.

Elisha was busy plowing with twelve oxen. Nehemiah was bearing the king's wine cup. Amos was busy following the flock.

James and John were busy mending their nets.

Matthew was busy collecting customs.

The Apostle Paul was busy persecuting Christians. In fact Paul was busy doing what he thought was right. That is why God forgave him after his call.

When asked to do something, do not tell the person asking that you are too busy. Give them the real reason why you cannot accomplish the task at hand. God chooses people who are working and who are busy.

Methodist Church In Martin To Show Film

Martin United Methodist Church will show the film series "Strengthening Your Grip," by the Rev. Charles R. Swindoll beginning on March 3, and each consecutive Saturday evening through April 7 at 7:30 p.m. in the Martin church.

The first film deals with the problem of priorities. Swindoll calls for the recognition of the subtle but essential difference between the important and the "merely urgent." While the urgent "always makes the most noise," he notes, the important but less noisy issues usually need more attention than our hectic schedules allow.

The public is welcome to attend.

New Youth Pastor At Moline Church

Timothy Moore was called to be the youth pastor of Moline Baptist Church. He began his ministry and service on February 13. He will be serving the junior and senior high youth groups and counseling and helping many people in the area as there is need.

Moore is presently enrolled in Grand Rapids Baptist Seminary and plans to complete his study in about 1 1/2 years. He is married and he and his wife, Becky, have no children.

Tim's parents, Rev. and Mrs. Dewey Moore, are pastoring in the town of Owosso.

"We are looking forward to the work and service that this couple will bring. It is a joy for me as the Pastor to welcome them and serve with them. As you, the community, welcomed my family and me a few years ago, we know that they will feel your welcome also," said Pastor Stephen DeKok.

because they are the ones who will accomplish the task. That's why you will hear the statement, "When you want something to be done, you ask a busy person."

The next time you are asked to do something, remember to ask yourself if you are really too busy or is it that that is not that important to you. Yes, there are times when we need to say "no," but lets really examine the reason for saying no.

Mrs. Tubergen Dies At Her Dorr Residence

Mrs. Doris Grace Tubergen, aged 65, of Dorr, passed away Wednesday, February 22, at her home.

Surviving are her mother, Mrs. Cleo Feltenbarger; her children and their spouses, Linda and Leo Brenner, Sally and Terry Genther, Nancy and Carl Perry, Susie and Art Alexander, Bill and Vooda Tubergen, and Shirley and Paul Commons all of Dorr. She also leaves 19 grandchildren, six great-grandchildren; one brother, Arthur Feltenbarger of Dorr; several brothers-in-law, sisters-in-law; nieces and nephews.

Services were held Saturday at the Cook Funeral Home with Rev. Stephen Otto officiating. Interment was in Burnips Cemetery.

Dorr Woman's Mother Dies In Grand Rapids

Mrs. Mary J. Grzegorski, aged 82, of Grand Rapids, died Sunday at Ferguson Hospital.

Surviving are her daughter, Dorothy and her husband, Tom Chrusciel of Dorr; three sons, Edward with whom she resided, Joseph and his wife (Rose Marie) and Eugene and his wife (Dorothy); 12 grandchildren; 13 great-grandchildren; one brother, eight sisters and many nieces and nephews. She was preceded in death by her husband, Michael.

Funeral Mass was celebrated Wednesday at 11 a.m. in Sacred Heart Church and interment was in Holy Cross Cemetery.

Lloyd Judy Succumbs, Funeral Held Saturday

Lloyd Fay Judy, aged 72, of Dorr, succumbed Thursday, February 23.

Surviving are his wife, Christine; his children and their spouses, Rex and Ruth Judy, Vickie and Dan Schweitzer all of New Salem; his grandchildren, Rick, Rhonda, Randy, Steve and Casey; two brothers, Freeman of Burnips, William of Bridgeport, IL; two sisters, Mrs. Daisy Wagner of Sumner, IL and Mrs. Isabelle Schrader of St. Francisville, IL; and several nieces and nephews.

Services were held Saturday from the Cook Funeral Home, with Rev. James Cook officiating. Interment was in Burnips Cemetery.

Former Shelbyville Woman Dies Tuesday

Emma Winchester age 81, formerly of Shelbyville, passed away Tuesday, February 21, in Ontario, Canada.

She is survived by her daughter, Mrs. Edward Fritz of Toronto, Canada, six grandchildren, five great-grandchildren; a brother, Adam Kipes of Dorr, and three sisters, Mrs. Betty Zerfas of Three Rivers, Mrs. Clara Kitchel of Florida, and Mrs. Olive Verton of Grand Rapids.

Mass of Christian burial was held Saturday, February 25, at St. Therese Church with Fr. Charles Fischer as celebrant. Interment was in Resurrection Cemetery. Arrangements were made by Archer-Hampel Funeral Home in Wayland.

Area Woman Dies In Shelbyville Friday

Mrs. Virginia Louise Warner, of Shelbyville, died after a cardiac arrest February 24 at her residence. She was born July 13, 1917 in Shelbyville, the daughter of Samuel and LaVerne Boyer and lived in Shelbyville all of her life.

Mrs. Warner was a member of the Shelbyville United Methodist Church and the Wayland Golden Agers. She retired from Bronson Methodist Hospital in 1977 and was preceded in death by one son, Brewster Hendrixson, Jr., her daughter, Sandra Hendrixson and her husbands, Brewster Hendrixson, Herman King, Sr., and Clyde Warner.

Surviving are one daughter and son-in-law, Robert and Gloria Brown Meendering of Hopkins; six stepchildren, Richard and Herman King, Jr., both of Kalamazoo; Mrs. Alice Marie Ross of Grandville; Raymond Warner of Allegan; Russell Warner of Martin; George Warner of Shelbyville; and a sister, Mrs. Carol Stafford of Shelbyville.

Also surviving are five grandchildren, Mrs. Catherine Bartz, Richard Brown, Jr., Charles Brown, Bruce Brown and Kimberly Brown, all of Hopkins; also one great-granddaughter, Shannon Bartz and one aunt, Mrs. Mildred Cripe of Shelbyville.

Services were held in the Shelbyville United Methodist Church Tuesday afternoon with Rev. Gerald Welch officiating. Interment was in the Maplewood Cemetery in Hopkins.

Martin Resident Dies Unexpectedly Sunday

Klaus E. Tanis of Martin died unexpectedly Sunday, February 26. He was born February 7, 1908 in Scholten, The Netherlands and resided in the Martin area for the past 29 years. He was a retired farmer, a member of the Martin United Methodist Church and a veteran of World War II.

He was preceded in death by his son, Klaus (Eddie) Tanis, Jr., one sister Alice Vanderhoff and one brother, Rev. Peter Tanis.

Surviving are his wife, Johanna, two daughters, Naomi Tanis, living at home and Mrs. Betty Hübshman of Venice, Florida. Also, one sister, Mrs. Lena VanKesteren of Alamo, one brother, Ebeling Tanis of Kalamazoo, three grandchildren, six great-grandchildren and several nieces and nephews.

Services were held Wednesday afternoon at Martin United Methodist Church with Reverend Gerald Welch and Thurlan Meredith officiating. Interment was in East Martin Cemetery.



The Singing Rockies

Group To Perform At Moline Bapt. Church

On Sunday evening at 7:00 p.m., March 4, the Singing Rockies will be presenting a concert at Moline Baptist church. Versatility is the key word that best describes this group from Osceola, Indiana.

According to a spokesman, they use various instruments including guitars, piano, and five string banjo as they convey the message of Jesus Christ. "Whether one prefers 'country style' gospel, Bluegrass gospel, contemporary or Southern quartet, they are assured of hearing something that will be a personal blessing," he said.

Moline Resident Dies Friday Morning

A Moline resident, Mrs. Zina Draaisma, aged 57, passed away Friday morning, February 24.

Her family includes her husband, John; her children and their spouses, Karolina and Harold Smiley of East Grand Rapids, Kelle Draaisma of Grand Rapids, Jacob and Judy Draaisma of Dorr, Peter Draaisma at home, Derek Draaisma of Grand Rapids, Olga and Eric Hallstedt of Sparta, David Draaisma at home; four grandchildren, Larry Belka, Alexandra Smiley, Joseph and Jacob Draaisma; her mother, Karolina Migalapsa; and a brother, Peter Migalapsa.

Services were held Monday afternoon at Moline Christian Reformed Church with Rev. Willard DeVries officiating. Interment was in Hooker Cemetery.

Memorial contributions may be made to the American Cancer Society.

Views On Dental Health



By Lee Frederickson, D.D.S.
Dr. Carol Elve and Dr. Jeffery Halvorson

The Myth About Lifetime Dentures

If you've heard someone remark, after getting full dentures, that now he has teeth that will last a lifetime, don't be taken in by this myth. It's a fact that all dentures tend to settle into the mouth tissues after a period of years. This is a very slow process, and many people may not be aware of it until they take a closer look at their appearance when they look into a mirror.

As your dentures settle into your gums, the mouth tissues tend to flatten. The same kind of thing happens to sofa cushions after several years of use. When dentures settle, however, the distance from the tip of the nose to the point of the chin becomes shorter. This can give a person's face a wizened appearance. The mouth may look caved in or there may be excessive wrinkles in the lips, cheeks, and chin, adding unwanted years in appearance.

Most dentists recommend that you have your dentures checked periodically for fit and efficiency. This is especially important if you want to protect your personal appearance as well as your dental well-being.

ORDINANCE #20
LIQUOR LICENSE ORDINANCE
EFFECTIVE: MARCH 28, 1984

Martin Township
Ordinance No.20
Adopted: March 14, 1984
Effective: March 28, 1984

An Ordinance to establish procedures and standards for review of applications, renewals and revocations of licenses to sell beer, wine or spirits.

The Township Of Martin

Allegan County, Michigan.

ORDAINS:

SECTION I

TITLE

This Ordinance shall be known and may be cited as the "Martin Township Liquor License Ordinance."

SECTION II

APPLICATIONS FOR NEW LICENSE

A. APPLICATION. Applications for a license to sell beer, wine or spirits shall be made to the Township Board in writing, signed by the applicant, if an individual, or by a duly authorized agent thereof, if a partnership or corporation, verified by oath or affidavit, and shall contain the following statements and information:

1. The name, age and address of the applicant in the case of an individual; or, in the case of a co-partnership, the persons entitled to share in the profits thereof; in the case of a corporation, the objects for which organized, the names and addresses of the officers and directors, and, if a majority interest in the stock of such corporation is owned by one person or his nominee, the name and address of such person.

2. The citizenship of the applicant, his place of birth, and, if a naturalized citizen, the time and place of his naturalization.

3. The character of business of the applicant, and in the case of a corporation, the object for which it was formed.

4. The length of time said applicant has been in business of that character, or, in the case of a corporation, the date when its charter was issued.

5. The location and description of the premises of place of business which is to be operated under such license.

6. A statement whether applicant has made application for a similar or other license, on premises other than described in this application, and the disposition of such application.

7. A statement that applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this ordinance or the laws of the State of Michigan.

8. A statement that the applicant will not violate any of the laws of the State of Michigan or of the United States or any ordinances of the township in the conduct of

its business.

9. The application shall be accompanied by building and plot plans showing the entire structure and premises and in particular the specific areas where the license is to be utilized. The plans shall demonstrate adequate off-street parking, lighting, refuse disposal facilities and where appropriate, adequate plans for screening and noise control.

B. RESTRICTIONS ON LICENSES. No such license shall be issued to:

1. A person whose license, under this ordinance has been revoked for cause.

2. A person who, at the time of application or renewal of any license issued hereunder would not be eligible for such license upon a first application.

3. A co-partnership, unless all of the members of such co-partnership shall qualify to obtain a license.

4. A corporation, if any officer, manager, or director thereof, or a stock owner or stockholder owning more than five percent (5%) of the stock of such corporation would not be eligible to receive a license hereunder for any reason.

5. A person whose place of business is conducted by a manager or agent unless such manager or agent possesses the same qualifications required of the licensee.

6. A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance.

7. A person who does not own the premises for which a license is sought or does not have a lease therefore for the full period for which the license is issued, or to a person, corporation or co-partnership that does not have sufficient financial assets to carry on or maintain the business.

8. Any law enforcing public official or any member of the township board, and no such official shall be interested in any way either directly or indirectly in the manufacture for sale or distribution of alcoholic liquor.

9. For premises where there exists a violation of the applicable Building, Electrical, Mechanical, Plumbing or Fire Codes, applicable Zoning Regulations, applicable Public Health Regulations, or any other applicable Township Ordinance.

10. For any new license or for the transfer of location of any existing license unless the sale of beer, wine, or spirits is shown to be incidental and subordinate to other permitted business uses upon the site, such as but not limited to food sales, motel operations, or recreational activities.

11. For premises where it is determined by a majority of the board that the premises do not or will not reasonably soon after commencement of operations have adequate off street parking, lighting, refuse disposal facilities, screening, noise, or nuisance control or where a nuisance does or will exist.

12. Where the board determines, by majority vote, that the proposed location is inappropriate considering the desirability of establishing a location in developed, commercial areas, in preference to isolated, undeveloped areas; the attitude of adjacent residents and property owners; traffic safety; accessibility to the site from abutting roads; capability of abutting roads to accommodate the commercial activity; distance from public or private schools for minors; proximity of the inconsistent zoning classification; and accessibility from primary roads or state highways.

C. TERM OF LICENSE. Approval of a license shall be for a period of one year subject

to annual renewal by the township board upon continued compliance with the regulations of this ordinance. Approval of a license shall be with the understanding that any necessary remodeling or new construction for the use of the license shall be commenced within six months of the action of the township board or the Michigan Liquor Control Commission approving such license whichever last occurs. Any unusual delay in the completion of such remodeling or construction may subject the license to revocation.

D. RESERVATION OF AUTHORITY. No such applicant for a liquor license has the right to the issuance of such license to him, her or it, and the township board reserves the right to exercise reasonable discretion to determine who, if anyone, shall be entitled to the issuance of such license. Additionally, no applicant for a liquor license has the right to have such application processed and the township board further reserves the right to take no action with respect to any application filed with the township board. The township board further reserves the right to maintain a list of all applicants and to review the same when, in its discretion, it determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens.

E. LICENSE HEARING. The Township Board shall grant a public hearing upon the license application when, in its discretion, the Board determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens. Following such hearing the Board shall submit to the applicant a written statement of its findings and determination. The Board's determination shall be based upon satisfactory compliance with the restrictions set forth in Paragraph B. 1 through 12 above.

SECTION III OBJECTIONS TO RENEWAL AND REQUEST FOR REVOCATION

A. PROCEDURE. Before filing an objection to renewal or request for revocation of a license with the Michigan Liquor Control Commission, the township board shall serve the license-holder, by first class mail, mailed not less than ten days prior to hearing with notice of a hearing, which notice shall contain the following:

1. Notice of proposed action.
2. Reasons for the proposed action.
3. Date, time and place of hearing.
4. A statement that the licensee may present evidence and testimony and confront adverse witnesses.

Following the hearing, the township board shall submit to the license holder and the Commission a written statement of its findings and determination.

B. CRITERIA FOR NONRENEWAL OR REVOCATION. The township board shall recommend non-renewal or revocation of a license upon a determination by it that based upon a preponderance of the evidence presented at hearing either of the following exist:

1. Violation of any of the restrictions on licenses set forth in Paragraph B. 1 through 12 above; or,
2. Maintenance of a nuisance upon the premises.

SECTION IV SEVERABILITY

Should any section or part thereof of this Ordinance be declared unconstitutional, null or void by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining sections or parts thereof of this Ordinance.

SECTION V

EFFECTIVE DATE

This Ordinance shall take effect on the 28th day of March, 1984. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

LaVerne Young
Township Clerk

State of Michigan, County of Allegan

In the Matter of LaVerne Young, Ordinance No. 20
COUNTY OF ALLEGAN

IRVIN P. HUNNEY, being duly sworn, says: I am the printer of The Wayland Globe, a weekly newspaper printed and circulated in said county. The annexed is a printed copy of a notice which was published in said paper on the following dates, to-wit:

March 28, A.D. 1984 A.D. 19...
..... A.D. 19 A.D. 19...
..... A.D. 19 A.D. 19...

Irvin P. Hunney

Subscribed and sworn before me this 28th
day of March A.D. 19 84

John H. ...
Notary Public, Allegan County, Michigan

My Commission Expires Nov 30 A.D. 1987

John H. ...
My commission expires Nov. 30, 1987

In the Matter of Martin Township Ordinance No. 20
 COUNTY OF ALLEGAN—ca.

Martin Township

Ordinance No. 20

Adopted: March 14, 1984
 Effective: March 28, 1984

An Ordinance to establish procedures and standards for review of applications, renewals and revocations of licenses to sell beer, wine or spirits.

The Township Of Martin

Allegan County, Michigan

ORDINANCE:

SECTION I

TITLE

This Ordinance shall be known and may be cited as the "Martin Township Liquor License Ordinance."

SECTION II

APPLICATIONS FOR NEW LICENSE

A. APPLICATION. Applications for a license to sell beer, wine or spirits shall be made to the Township Board in writing, signed by the applicant, if an individual, or by a duly authorized agent thereof, if a partnership or corporation, verified by oath or affidavit, and shall contain the following statements and information:

1. The name, age and address of the applicant in the case of an individual; or, in the case of a co-partnership, the persons entitled to share in the profits thereof; in the case of a corporation, the objects for which organized, the names and addresses of the officers and directors, and, if a majority interest in the stock of such corporation is owned by one person or his nominee, the name and address of such person.
2. The citizenship of the applicant, his place of birth, and, if a naturalized citizen, the time and place of his naturalization.
3. The character of business of the applicant, and in the case of a corporation, the object for which it was formed.
4. The length of time said applicant has been in business of that character, or, in the case of a corporation, the date when its charter was issued.
5. The location and description of the premises of place of business which is to be operated under such license.
6. A statement whether applicant has made application for a similar or other license on premises other than described in this application, and the disposition of such application.
7. A statement that applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this ordinance or the laws of the State of Michigan.
8. A statement that the applicant will not violate any of the laws of the State of Michigan or of the United States or any ordinances of the township in the conduct of its business.
9. The application shall be accompanied by building and plot plans showing the entire structure and premises and in particular the specific areas where the license is to be utilized. The plans shall demonstrate adequate off-street parking, lighting, refuse disposal facilities and where appropriate, adequate plans for screening, and noise control.

B. RESTRICTIONS ON LICENSES. No such license shall be issued to:

1. A person whose license, under this ordinance has been revoked for cause.
2. A person who, at the time of application or renewal of any license issued hereunder, would not be eligible for such license upon a first application.
3. A co-partnership, unless all of the members of such co-partnership shall qualify to obtain a license.
4. A corporation, if any officer, manager, or director thereof, or a stock owner or stockholder owning more than five percent (5%) of the stock of such corporation would not be eligible to receive a license hereunder for any reason.
5. A person whose place of business is conducted by a manager or agent unless such manager or agent possesses the same qualifications required of the licensee.
6. A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance.
7. A person who does not own the premises for which a license is sought or does not have a lease therefor for the full period for which the license is issued, or to a person, corporation or co-partnership that does not have sufficient financial assets to carry on or maintain the business.
8. Any law enforcing public official or any member of the township board, and no such official shall be interested in any way either directly or indirectly in the manufacture for sale or distribution of alcoholic liquor.
9. For premises where there exists a violation of the applicable Building, Electrical, Mechanical, Plumbing or Fire Codes, applicable Zoning Regulations, applicable Public Health Regulations, or any other applicable Township Ordinance.
10. For any new license or for the transfer of location of any existing license unless the sale of beer, wine, or spirits is shown to be incidental and subordinate to other permitted business uses upon the site, such as but not limited to food sales, motel operations, or recreational activities.
11. For premises where it is determined by a majority of the board that the premises do not or will not reasonably soon after commencement of operations have adequate off-street parking, lighting, refuse disposal facilities, screening, noise, or nuisance control or where a nuisance does or will exist.
12. Where the board determines, by majority vote, that the proposed location is inappropriate considering the desirability of establishing a location in developed, commercial areas, in preference to isolated, undeveloped areas; the attitude of adjacent residents and property owners; traffic safety; accessibility to the site from abutting roads; capability of abutting roads to accommodate the commercial activity; distance from public or private schools for minors; proximity of the inconsistent zoning classification; and accessibility from primary roads or state highways.

C. TERM OF LICENSE. Approval of a license shall be for a period of one year subject to annual renewal by the township board upon continued compliance with the regulations of this ordinance. Approval of a license shall be with the understanding that any necessary remodeling or new construction for the use of the license shall be commenced within six months of the action of the township board or the Michigan Liquor Control Commission approving such license whichever last occurs. Any unusual delay in the completion of such remodeling or construction may subject the license to revocation.

D. RESERVATION OF AUTHORITY. No such applicant for a liquor license has the right to the issuance of such license to him, her or it, and the township board reserves the right to exercise reasonable discretion to determine who, if anyone, shall be entitled to the issuance of such license. Additionally, an applicant for a liquor license has the right to have such application processed and the township board further reserves the right to take no action with respect to any application filed with the township board. The township board further reserves the right to maintain a list of all applicants and to review the same when, in its

, being duly sworn, says: I am and Globe, a weekly newspaper in said county. The annexed is a copy of the ordinance which was published in said county on the 28th day of March, 1984, to-wit:

1984 _____ A.D. 19__

9 _____ A.D. 19__

9 _____ A.D. 19__

J. Helmer

before me this 28th

_____ A.D. 19__ 84

J. Helmer
 Public, Allegan County, Michigan

Nov. 30 A.D. 1987

BY JAMES HELMER
 My Commission Expires Nov. 30, 1987

discretion, it determines that the issuance of an additional license is in the best interests of the township at large and for the needs and convenience of its citizens. Following such hearing the Township Board shall issue a written statement of its findings and determination, based upon satisfactory compliance with the restrictions set forth in 12 above.

SECTION III OBJECTIONS TO RENEWAL OR REVOCATION REQUEST FOR REVIEW

A. PROCEDURE. Before filing an objection to the renewal or revocation of a license with the Michigan Liquor Control Commission, the licensee shall first file a written statement of objection with the township board, by first class mail, mailed not less than ten days before the date of the hearing, which notice shall contain the following:

1. Notice of proposed action.
2. Reasons for the proposed action.
3. Date, time and place of hearing.
4. A statement that the licensee may present evidence in support of his position.

Following the hearing, the township board shall submit a written statement of its findings and determination to the Michigan Liquor Control Commission.

B. CRITERIA FOR NONRENEWAL OR REVOCATION. The township board may recommend nonrenewal or revocation of a license upon a preponderance of the evidence presented at the hearing.

1. Violation of any of the restrictions on licenses set forth in 12 above; or,
2. Maintenance of a nuisance upon the premises.

SECTION IV SEVERABILITY

Should any section or part thereof of this Ordinance be held invalid by a court of competent jurisdiction, such declaration shall not affect the remaining sections or parts thereof of this Ordinance.

SECTION V EFFECTIVE DATE

This Ordinance shall take effect on the 28th day of March, 1984. Any ordinances in conflict herewith are hereby repealed.

ly accredited by the North
son of Colleges and Seco-
stated in the school's motto,
te stands "for the Word of
mony of Jesus Christ."

Resident Dies At Her Home

ana, Hastings, age 87, of Bel
id formerly of Wayland pass-
y, March 20, at her home.
d by her sister, Mrs. Forrest
land, a stepson, Frederick
id and two grandchildren.
ommittal services were held
e Archer-Hampel Funeral
y. Douglas Pedersen of
rment was in Elmwood

Dies At Birth Batterworth Hosp.

ervices were held Friday for
at the home of Mr. and Mrs.
f Shelbyville. The infant died
h 20, at Batterworth Hospital.
red by her parents, Mr. and
lth of Wayland and her grand-
d Mrs. Richard Bruin and Mr.
Smith of Byron Center.

Health



D.S.
Halverson

GIVE YOURSELF THE MIRROR TEST

How do other people see you when you open your mouth to speak or smile? For that matter, how do you look when your mouth is closed? To find out, give yourself the mirror test. Study your expressions, and take a close look at the appearance of your - hopefully - pearly whites.

Are your teeth out of alignment? Are there gaps that show from missing teeth? Do you have any discolored teeth or unattractive fillings? All of these conditions can be corrected and improved. If there's a problem with your gums, they can be made healthier, too. This will also help save your teeth from further deterioration.

An attractive mouth and smile are always an asset. When your teeth and gums not only look good but are healthy, too, the satisfaction goes even deeper. Ask your dentist what he would recommend to improve the appearance of your mouth and smile. You may be

...Bahamas. The weather was the same but it was fun and the food was fantastic. On the way back they stopped at Epcot and spent the day and visited Mr. and Mrs. Dave Myers in Lakeworth, Florida. They also saw Mrs. Westfahl's daughter, Mrs. Wayne Snider who lives in Hollywood, Florida. The trip lasted two weeks. It was good to get away but nice to get home.

We hope that Gladys Betcher is feeling better. We sure do miss her at Renew sessions. Hurry and come back.

It is sad that we lost our neighbor and friend, Gene Rabideau. Gene always had a smile and a hello no matter when you saw

In the Matter of Martin Township Ordinance No. 20
 COUNTY OF ALLEGAN--

Martin Township

Ordinance No. 20

Adopted: March 14, 1984
 Effective: March 28, 1984

An Ordinance to establish procedures and standards for review of applications, renewals and revocations of licenses to sell beer, wine or spirits.

The Township Of Martin

Allegan County, Michigan.

ORDAINS:
SECTION I
TITLE

This Ordinance shall be known and may be cited as the "Martin Township Liquor License Ordinance."

SECTION II

APPLICATIONS FOR NEW LICENSE

A. APPLICATION. Applications for a license to sell beer, wine or spirits shall be made to the Township Board in writing, signed by the applicant, if an individual, or by a duly authorized agent thereof, if a partnership or corporation, verified by oath or affidavit, and shall contain the following statements and information:

1. The name, age and address of the applicant in the case of an individual; or, in the case of a co-partnership, the persons entitled to share in the profits thereof; in the case of a corporation, the objects for which organized, the names and addresses of the officers and directors, and, if a majority interest in the stock of such corporation is owned by one person or his nominee, the name and address of such person.
2. The citizenship of the applicant, his place of birth, and, if a naturalized citizen, the time and place of his naturalization.
3. The character of business of the applicant, and in the case of a corporation, the object for which it was formed.
4. The length of time said applicant has been in business of that character, or, in the case of a corporation, the date when its charter was issued.
5. The location and description of the premises of place of business which is to be operated under such license.
6. A statement whether applicant has made application for a similar or other license on premises other than described in this application, and the disposition of such application.
7. A statement that applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this ordinance or the laws of the State of Michigan.
8. A statement that the applicant will not violate any of the laws of the State of Michigan or of the United States or any ordinances of the township in the conduct of its business.
9. The application shall be accompanied by building and plot plans showing the entire structure and premises and in particular the specific areas where the license is to be utilized. The plans shall demonstrate adequate off-street parking, lighting, refuse disposal facilities and where appropriate, adequate plans for screening, and noise control.

B. RESTRICTIONS ON LICENSES. No such license shall be issued to:

1. A person whose license, under this ordinance has been revoked for cause.
2. A person who, at the time of application or renewal of any license issued hereunder, would not be eligible for such license upon a first application.
3. A co-partnership, unless all of the members of such co-partnership shall qualify to obtain a license.
4. A corporation, if any officer, manager, or director thereof, or a stock owner or stockholder owning more than five percent (5%) of the stock of such corporation would not be eligible to receive a license hereunder for any reason.
5. A person whose place of business is conducted by a manager or agent unless such manager or agent possesses the same qualifications required of the licensee.
6. A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance.
7. A person who does not own the premises for which a license is sought or does not have a lease therefor for the full period for which the license is issued, or to a person, corporation or co-partnership that does not have sufficient financial assets to carry on or maintain the business.
8. Any law enforcing public official or any member of the township board, and no such official shall be interested in any way either directly or indirectly in the manufacture for sale or distribution of alcoholic liquor.
9. For premises where there exists a violation of the applicable Building, Electrical, Mechanical, Plumbing or Fire Codes, applicable Zoning Regulations, applicable Public Health Regulations, or any other applicable Township Ordinance.
10. For any new license or for the transfer of location of any existing license unless the sale of beer, wine, or spirits is shown to be incidental and subordinate to other permitted business uses upon the site, such as but not limited to food sales, motel operations, or recreational activities.
11. For premises where it is determined by a majority of the board that the premises do not or will not reasonably soon after commencement of operations have adequate off-street parking, lighting, refuse disposal facilities, screening, noise, or nuisance control or where a nuisance does or will exist.
12. Where the board determines, by majority vote, that the proposed location is inappropriate considering the desirability of establishing a location in developed, commercial areas, in preference to isolated, undeveloped areas; the attitude of adjacent residents and property owners; traffic safety; accessibility to the site from abutting roads; capability of abutting roads to accommodate the commercial activity; distance from public or private schools for minors; proximity of the inconsistent zoning classification; and accessibility from primary roads or state highways.

C. TERM OF LICENSE. Approval of a license shall be for a period of one year subject to annual renewal by the township board upon continued compliance with the regulations of this ordinance. Approval of a license shall be with the understanding that any necessary remodeling or new construction for the use of the license shall be commenced within six months of the action of the township board or the Michigan Liquor Control Commission approving such license whichever last occurs. Any (intense) delay in the completion of such remodeling or construction may subject the license to revocation.

D. RESERVATION OF AUTHORITY. No such applicant for a liquor license has the right to the issuance of such license to him, her or it, and the township board reserves the right to exercise reasonable discretion to determine who, if anyone, shall be entitled to the issuance of such license. Additionally, no applicant for a liquor license has the right to have such application processed and the township board further reserves the right to take no action with respect to any application filed with the township board. The township board further reserves the right to maintain a list of all applicants and to review the same when, in its

, being duly sworn, says: I am and Globe, a weekly newspaper in said county. The annexed is a copy of the ordinance which was published in said county on the following dates, to-wit:

1984 _____ A.D. 19____
 9 _____ A.D. 19____
 9 _____ A.D. 19____

[Signature]
 before me this 28th _____

_____ A.D. 19 84
[Signature]
 Public, Allegan County, Michigan

Nov. 30 A.D. 1987

MI JAMES MELNEY

 Commission expires Nov. 30, 1987

discretion, it determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens.

E. LICENSE HEARING. The Township Board shall grant a public hearing upon the license application when, in its discretion, the Board determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens. Following such hearing the Board shall submit to the applicant a written statement of its findings and determination. The Board's determination shall be based upon satisfactory compliance with the restrictions set forth in Paragraph B. 1 through 12 above.

SECTION III
OBJECTIONS TO RENEWAL AND
REQUEST FOR REVOCATION

A. PROCEDURE. Before filing an objection to renewal or request for revocation of a license with the Michigan Liquor Control Commission, the township board shall serve the licensee by first class mail, mailed not less than ten days prior to hearing with notice of a hearing, which notice shall contain the following:

1. Notice of proposed action.
2. Reasons for the proposed action.
3. Date, time and place of hearing.
4. A statement that the licensee may present evidence and testimony and confront adverse witnesses.

Following the hearing, the township board shall submit to the licensee and the Commission a written statement of its findings and determination.

B. CRITERIA FOR NONRENEWAL OR REVOCATION. The township board shall recommend nonrenewal or revocation of a license upon a determination by it that based upon a preponderance of the evidence presented at hearing either of the following exist:

1. Violation of any of the restrictions on licenses set forth in Paragraph B. 1 through 12 above; or,
2. Maintenance of a nuisance upon the premises.

SECTION IV
SEVERABILITY

Should any section or part thereof of this Ordinance be declared unconstitutional, null or void by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining sections or parts thereof of this Ordinance.

SECTION V
EFFECTIVE DATE

This Ordinance shall take effect on the 28th day of March, 1984. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Martin Township

Ordinance No. 20

Adopted: March 14, 1984

Effective: March 28, 1984

An Ordinance to establish procedures and standards for review of applications, renewals and revocations of licenses to sell beer, wine or spirits.

The Township Of Martin

Allegan County, Michigan.

ORDAINS:

SECTION I

TITLE

This Ordinance shall be known and may be cited as the "Martin Township Liquor License Ordinance."

SECTION II

APPLICATIONS FOR NEW LICENSE

A. APPLICATION. Applications for a license to sell beer, wine or spirits shall be made to the Township Board in writing, signed by the applicant, if an individual, or by a duly authorized agent thereof, if a partnership or corporation, verified by oath or affidavit, and shall contain the following statements and information:

1. The name, age and address of the applicant in the case of an individual; or, in the case of a co-partnership, the persons entitled to share in the profits thereof; in the case of a corporation, the objects for which organized, the names and addresses of the officers and directors, and, if a majority interest in the stock of such corporation is owned by one person or his nominee, the name and address of such person.

2. The citizenship of the applicant, his place of birth, and, if a naturalized citizen, the time and place of his naturalization.

3. The character of business of the applicant, and in the case of a corporation, the object for which it was formed.

4. The length of time said applicant has been in business of that character, or, in the case of a corporation, the date when its charter was issued.

5. The location and description of the premises of place of business which is to be operated under such license.

6. A statement whether applicant has made application for a similar or other license on premises other than described in this application, and the disposition of such application.

7. A statement that applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this ordinance or the laws of the State of Michigan.

8. A statement that the applicant will not violate any of the laws of the State of Michigan or of the United States or any ordinances of the township in the conduct of his business.

9. The application shall be accompanied by building and plot plans showing the entire structure and premises and in particular the specific areas where the license is to be utilized. The plans shall demonstrate adequate off-street parking, lighting, refuse disposal facilities and where appropriate, adequate plans for screening, and noise control.

B. RESTRICTIONS ON LICENSES. No such license shall be issued to:

1. A person whose license, under this ordinance has been revoked for cause.

2. A person who, at the time of application or renewal of any license issued hereunder, would not be eligible for such license upon a first application.

3. A co-partnership, unless all of the members of such co-partnership shall qualify to obtain a license.

4. A corporation, if any officer, manager, or director thereof, or a stock owner or stockholder owning more than five percent (5%) of the stock of such corporation would not be eligible to receive a license hereunder for any reason.

5. A person whose place of business is conducted by a manager or agent unless such manager or agent possesses the same qualifications required of the licensee.

6. A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance.

7. A person who does not own the premises for which a license is sought or does not have a lease therefor for the full period for which the license is issued, or is a person, corporation or co-partnership that does not have sufficient financial assets to carry on or maintain the business.

8. Any law enforcing public official or any member of the township board, and no such official shall be interested in any way either directly or indirectly in the manufacture for sale or distribution of alcoholic liquor.

9. For premises where there exists a violation of the applicable Building, Electrical, Mechanical, Plumbing or Fire Codes, applicable Zoning Regulations, applicable Public Health Regulations, or any other applicable Township Ordinance.

10. For any new license or for the transfer of location of any existing license unless the sale of beer, wine, or spirits is shown to be incidental and subordinate to other permitted business uses upon the site, such as but not limited to food sales, motel operations, or recreational activities.

11. For premises where it is determined by a majority of the board that the premises do not or will not reasonably soon after commencement of operations have adequate off-street parking, lighting, refuse disposal facilities, screening, noise, or nuisance control or where a nuisance does or will exist.

12. Where the board determines, by majority vote, that the proposed location is inappropriate considering the desirability of establishing a location in developed, commercial areas, in preference to isolated, underdeveloped areas; the attitude of adjacent residents and property owners; traffic safety; accessibility to the site from abutting roads; capability of abutting roads to accommodate the commercial activity; distance from public or private schools for minors; proximity of the town's zoning classification; and accessibility from primary roads or state highways.

C. TERM OF LICENSE. Approval of a license shall be for a period of one year subject to annual renewal by the township board upon continued compliance with the regulations of this ordinance. Approval of a license shall be with the understanding that any necessary remodeling or new construction for the use of the license shall be commenced within six months of the action of the township board or the Michigan Liquor Control Commission approving such license whichever last occurs. Any unusual delay in the completion of such remodeling or construction may subject the license to revocation.

D. RESERVATION OF AUTHORITY. No such applicant for a liquor license has the right to the issuance of such license to him, her or it, and the township board reserves the right to exercise reasonable discretion to determine who, if anyone, shall be entitled to the issuance of such license. Additionally, no applicant for a liquor license has the right to have such application processed and the township board further reserves the right to take no action with respect to any application filed with the township board. The township board further reserves the right to maintain a list of all applicants and to review the same when, in its

NOTICE

WATSON TOWNSHIP

ANNUAL TOWNSHIP MEETING

AND

PUBLIC HEARING ON PROPOSED BUDGET

MARCH 31, 1984

WATSON TOWNSHIP HALL 1:00 P.M.

Also Hearing On Proposed Use Of

REVENUE SHARING FUND

Proposed Use of Estimated \$6,000.00 Fund: On Roads
Citizens have the right to present oral and written comments

Proposed Budget is Open To The Public For Inspection
At The Clerk's Office

WOODROW SPORN, Clerk

CLASSIFIED ADS sure to get results
The Wayland Globe and Orbit--Just Call 792-2271

discretion, it determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens.

E. LICENSE HEARING. The Township Board shall grant a public hearing upon the license application when, in its discretion, the Board determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens. Following such hearing the Board shall submit to the applicant a written statement of its findings and determination. The Board's determination shall be based upon satisfactory compliance with the restrictions set forth in Paragraph B. 1 through 12 above.

SECTION III OBJECTIONS TO RENEWAL AND REQUEST FOR REVOCATION

A. PROCEDURE. Before filing an objection to renewal or request for revocation of a license with the Michigan Liquor Control Commission, the township board shall serve the licensee with a first class mail, mailed not less than ten days prior to hearing with notice of a hearing, which notice shall contain the following:

1. Notice of proposed action.
2. Reasons for the proposed action.
3. Date, time and place of hearing.
4. A statement that the licensee may present evidence and testimony and confront adverse witnesses.

Following the hearing, the township board shall submit to the licensee and the Commission a written statement of its findings and determination.

B. CRITERIA FOR NONRENEWAL OR REVOCATION. The township board shall recommend nonrenewal or revocation of a license upon a determination by it that based upon a preponderance of the evidence presented at hearing either of the following exist:

1. Violation of any of the restrictions on licenses set forth in Paragraph B. 1 through 12 above; or,
2. Maintenance of a nuisance upon the premises.

SECTION IV SEVERABILITY

Should any section or part thereof of this Ordinance be declared unconstitutional, null or void by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining sections or parts thereof of this Ordinance.

SECTION V EFFECTIVE DATE

This Ordinance shall take effect on the 28th day of March, 1984. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

LaVerne Young
Township Clerk

Stephen A. De Kok

Parson to People

(Editor's note: The Globe provides this space for the use of area priests and ministers who wish to share their thoughts and ideas with our readers.)



Parenting: A Full Time Job

by Stephen A. DeKok,
Pastor of the Mohler Baptist Church

Many children are being cheated today because parents ship their child off to some baby sitter and are with them at the worst times of the day. They leave the basic teaching of their children to the baby sitter and there are no baby sitters that will teach your child in the same way that you can. If you are a parent, you need to develop if you haven't already, a life time commitment to your child. This commitment is a full-time responsibility 24 hours a day 365 days a year.

Deuteronomy states very clearly that you are to teach your child at bed time, at meal time, during the day, at leisure time, actually all the time. You will need to make that commitment that will be a life long commitment to the rearing of your children.

In order to raise children correctly and have them develop into the individual you desire for them to become, it takes time-years of time.

One major missing ingredient could also be brought back to the question of time which really comes to a question of priorities and actually comes to the question of what is most important. Is your job and things more important than your children? They will appreciate you much more if they have less things and more of you. Not only will they appreciate you more but you will appreciate them more and they will bring you years of joy and happiness. There are millions of individuals today that feel unloved and have felt that way from childhood. All people need real love and not some superficial love. They need the love of parents and those around them.

When that love is missing, tragedy results. As the years pass without true love, children

THE WAYLAND GLOBE It's a tiny price to pay, only \$8.00 a year in Allegan and All adjoining counties. Call 792-2271 NOW and order your copy to be sent to you every week!

become part of the millions of unloved, hurt, sullen, rebellious children who try to escape with rock music, drugs, and sex. As the pressures grow, they take out their frustrations by assaulting 70,000 teachers a year and destroy \$600 million in school property through senseless vandalism. One million of the most desperate run away from home each year and 15,000 kill themselves--part of the 400% increase in juvenile suicides in 20 years.

Parents, it is time to decide. Will you dedicate yourself to take the time to read, the time to teach, the time to train, the time to play, the time to love? Your decision will determine your child's future success and happiness.

Green Lake Calvary Church To Show Film

Green Lake Calvary Church, located at 600-145th Ave., Caledonia, will have a special film showing Sunday, April 1 at 7:45 p.m.

According to the church's pastor, Harold Potthoven, "It's Friday, But Sunday's Coming", featuring Anthony Campolo is a powerful message that has motivated Christian congregations around the country to seek a deeper, more costly commitment to Christ. "Mr. Campolo challenges Christians by illustrating how their faith can offer solutions in a world of extreme complexity," he said.

Pastor Harold Potthoven invites the public to attend the 8:00 p.m. worship service, followed by light refreshments and then to view the film at 7:45 p.m.

Methodist Church In Martin To Show Film

The fifth film in the "Strengthening Your Grip" series by the Rev. Charles R. Swindoll will be shown at the Martin United Methodist Church Saturday, March 31 at 7:30 p.m.

Film five is on "Attitudes: Choosing the Food You Serve Your Mind." Here he urges a mental diet of something other than "media-clutter" for anyone wanting to improve their outlook on life.

There will be time following the film for group reflection and fellowship. The public is welcome to attend.



The Swordbearers will present a concert of sacred music at Orangeville Baptist Church.

Group To Perform At Orangeville Church

The Swordbearers of Cedarville College in Cedarville, Ohio, will be ministering at Orangeville Baptist Church in Orangeville on March 31 and April 1 beginning at 7:30 p.m. and 11:00 a.m. respectively. This team of twelve college students is designed to aid the local church in its community outreach and will provide a sacred concert featuring hymn arrangements, selections from cantatas, and traditional favorites.

In addition to special music, the Swordbearers total action ministry includes children's programs using puppets, visitation, youth rallies, and discussion seminars dealing with the Biblical principles of today. The Swordbearers also sponsor an annual youth conference on the campus of Cedarville

College every fall. A spokesman said that through these varied ministries, the Swordbearers seek to present the message of Christ's redeeming work and to encourage believers in practical Christian living.

Cedarville College is a Baptist College of the arts and sciences located in west central Ohio. Currently enrolling 1565 students, the school grants degrees in 28 major fields of study and is fully accredited by the North Central Association of Colleges and Secondary Schools. As stated in the school's motto, Cedarville College stands "for the Word of God and the testimony of Jesus Christ."

Former Resident Dies Tuesday At Her Home

Eva Fergus Lane, Hastings, age 87, of Bel Air, Maryland and formerly of Wayland passed away Tuesday, March 20, at her home.

She is survived by her sister, Mrs. Forrest Calkins of Wayland, a stepson, Frederick Lane of Maryland and two grandchildren.

Funeral and committal services were held Saturday at the Archer-Hampel Funeral Home with Rev. Douglas Pedersen officiating. Interment was in Elmwood Cemetery.

Daughter Of Wayland Resident Succumbs

Word has been received of the death of former Wayland resident, Iva Mosher Bailey, on March 21 of a lingering illness.

She is survived by her father, Arthur Mosher, of Wayland and her husband, Richard Bailey, whose address is Box 189 Acme, Michigan 49610.

him. We will miss him. Our deepest sympathy to the family.

Kathy Dandrow just returned from a vacation to Phoenix, Arizona Friday. Kathy visited Marlene and Christine Dolegowald who moved to Phoenix over a year ago. Kathy and Marlene took side trips to Denver, Colorado and the Grand Canyon and Mexico. Kathy said the weather was great and sure didn't want to step off the plane in the cold weather.

She will be missed by her neighbors in Hilliards where she was a resident for many years. Our deepest sympathy to the family.

Infant Dies At Birth In Butterworth Hosp.

Memorial services were held Friday for baby girl Smith at the home of Mr. and Mrs. Richard Bruin of Shelbyville. The infant died Tuesday, March 20, at Butterworth Hospital in Grand Rapids.

She is survived by her parents, Mr. and Mrs. Jerald Smith of Wayland and her grandparents, Mr. and Mrs. Richard Bruin and Mr. and Mrs. Ron Smith of Byron Center.

HILLIARDS NEWS

Jazel Westfahl 783-7528

Mr. and Mrs. Harold Packard attended a benefit dinner at the Masonic Lodge in Allegan on March 17. Following the dinner they saw the play "Oliver." They enjoyed the play with all the young talent. Mr. Packard informed me that Harry celebrated his 82nd birthday. Happy birthday Harry and many, many more.

Mr. and Mrs. Ivan Kinney got out of the cold weather for a ten day trip to the Hawaiian Islands. They visited two islands, Maui and Oahu. The temperature was in the eighties and the sun was nice and warm. They saw Don Ho and took a tour to the volcano in Hilo. It was a great trip and they would love to return soon.

Mr. and Mrs. William Westfahl had dinner guests Wednesday evening. They included Mr. and Mrs. Fred Schwartz and Mrs. Westfahl's sister, Mrs. Henry Padilla who is visiting for a week.

The neighborhood club met at Mrs. James Miller's home for lunch on March 23. Those attending were Mrs. Ivan Kinney, Mrs. James Wykowski, Mrs. Art Gigowski, Mrs. Howard Connors, Mrs. Jack Manke, Mrs. Lewis Niemczyk and Mrs. William Westfahl. Do we have some good cooks in the neighborhood. Oh, congratulations, Jack

Manke on your steak dinner.

Shirley Pellicani had a birthday party on Saturday, March 17. Celebrating with her were her parents, Mr. and Mrs. Howard Connors, Mr. and Mrs. Bob Arman, Mr. and Mrs. Michael Black, Mr. and Mrs. Ron Connors and family and Shirley's daughter Rachael and Lou's son, Tim. Happy birthday Shirley, have lots more.

Mr. and Mrs. William Westfahl and Mr. and Mrs. Gerald Arman went on a trip to Florida. The weather didn't want to cooperate. It was cold with a misty rain. The four went on a weekend cruise to the Bahamas. The weather was the same but it was fun and the food was fantastic. On the way back they stopped at Epcot and spent the day and visited Mr. and Mrs. Dave Myers in Lakewood, Florida. They also saw Mrs. Westfahl's daughter, Mrs. Wayne Snider who lives in Hollywood, Florida. The trip lasted two weeks. It was good to get away but nice to get home.

We hope that Gladys Betcher is feeling better. We sure do miss her at Renew sessions. Hurry and come back.

It is sad that we lost our neighbor and friend, Gene Rubideau. Gene always had a smile and a hello no matter when you saw

Views On Dental Health



By Lee Frederickson, D.D.S.
Dr. Carol Elva and Dr. Jeffery Halvorson

GIVE YOURSELF THE MIRROR TEST

How do other people see you when you open your mouth to speak or smile? For that matter, how do you look when your mouth is closed? To find out, give yourself the mirror test. Study your expressions, and take a close look at the appearance of your - hopefully - pearly whites.

Are your teeth out of alignment? Are there gaps that show from missing teeth? Do you have any discolored teeth or unattractive fillings? All of these conditions can be corrected and improved. If there's a problem with your gums, they can be made healthier, too. This will also help save your teeth from further deterioration.

An attractive mouth and smile are always an asset. When your teeth and gums not only look good but are healthy, too, the satisfaction goes even deeper. Ask your dentist what he would recommend to improve the appearance of your mouth and smile. You may be pleasantly surprised to find that some problems may even be corrected in one office visit.

Martin Township

Ordinance No. 20

Adopted: March 14, 1984

Effective: March 28, 1984

An Ordinance to establish procedures and standards for review of applications, renewals and revocations of licenses to sell beer, wine or spirits.

The Township Of Martin

Allegan County, Michigan.

ORDAINS:

SECTION I

TITLE

This Ordinance shall be known and may be cited as the "Martin Township Liquor License Ordinance."

SECTION II

APPLICATIONS FOR NEW LICENSE

A. APPLICATION. Applications for a license to sell beer, wine or spirits shall be made to the Township Board in writing, signed by the applicant, if an individual, or by a duly authorized agent thereof, if a partnership or corporation, verified by oath or affidavit, and shall contain the following statements and information:

1. The name, age and address of the applicant in the case of an individual; or, in the case of a co-partnership, the persons entitled to share in the profits thereof; in the case of a corporation, the objects for which organized, the names and addresses of its officers and directors, and, if a majority interest in the stock of such corporation is owned by one person or his nominee, the name and address of such person.
2. The citizenship of the applicant, his place of birth, and, if a naturalized citizen, the time and place of his naturalization.
3. The character of business of the applicant, and in the case of a corporation, the object for which it was formed.
4. The length of time said applicant has been in business of that character, or, in the case of a corporation, the date when its charter was issued.
5. The location and description of the premises of place of business which is to be operated under such license.
6. A statement whether applicant has made application for a similar or other license on premises other than described in this application, and the disposition of such application.
7. A statement that applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this ordinance or the laws of the State of Michigan.
8. A statement that the applicant will not violate any of the laws of the State of Michigan or of the United States or any ordinances of the township in the conduct of its business.
9. The application shall be accompanied by building and plot plans showing the entire structure and premises and in particular the specific areas where the license is to be utilized. The plans shall demonstrate adequate off-street parking, lighting, refuse disposal facilities and where appropriate, adequate plans for screening, and noise control.

B. RESTRICTIONS ON LICENSES. No such license shall be issued to:

1. A person whose license, under this ordinance has been revoked for cause.
 2. A person who, at the time of application or renewal of any license issued hereunder, would not be eligible for such license upon a first application.
 3. A co-partnership, unless all of the members of such co-partnership shall qualify to obtain a license.
 4. A corporation, if any officer, manager, or director thereof, or a stock owner or stockholder owning more than five percent (5%) of the stock of such corporation would not be eligible to receive a license hereunder for any reason.
 5. A person whose place of business is conducted by a manager or agent unless such manager or agent possesses the same qualifications required of the licensee.
 6. A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance.
 7. A person who does not own the premises for which a license is sought or does not have a lease therefor for the full period for which the license is issued, or to a person, corporation or co-partnership that does not have sufficient financial assets to carry on or maintain the business.
 8. Any law enforcing public official or any member of the township board, and no such official shall be interested in any way either directly or indirectly in the manufacture for sale or distribution of alcoholic liquor.
 9. For premises where there exists a violation of the applicable Building, Electrical, Mechanical, Plumbing or Fire Codes, applicable Zoning Regulations, applicable Public Health Regulations, or any other applicable Township Ordinance.
 10. For any new license or for the transfer of location of any existing license unless the sale of beer, wine, or spirits is shown to be incidental and subordinate to other permitted business uses upon the site, such as but not limited to food sales, motel operations, or recreational activities.
 11. For premises where it is determined by a majority of the board that the premises do not or will not reasonably soon after commencement of operations have adequate off-street parking, lighting, refuse disposal facilities, screening, noise, or nuisance control or where a nuisance does or will exist.
 12. Where the board determines, by majority vote, that the proposed location is inappropriate considering the desirability of establishing a location in developed, commercial areas, in preference to isolated, undeveloped areas; the attitude of adjacent residents and property owners; traffic safety; accessibility to the site from abutting roads; capability of abutting roads to accommodate the commercial activity; distance from public or private schools for minors; proximity of the location to zoning classification; and accessibility from primary roads or state highways.
- C. TERM OF LICENSE. Approval of a license shall be for a period of one year subject to annual renewal by the township board upon continued compliance with the regulations of this ordinance. Approval of a license shall be with the understanding that any necessary remodeling or new construction for the use of the license shall be commenced within six months of the action of the township board or the Michigan Liquor Control Commission approving such license whichever last occurs. Any unusual delay in the completion of such remodeling or construction may subject the license to revocation.
- D. RESERVATION OF AUTHORITY. No such applicant for a liquor license has the right to the issuance of such license to him, her or it, and the township board reserves the right to exercise reasonable discretion to determine who, if anyone, shall be entitled to the issuance of such license. Additionally, no applicant for a liquor license has the right to have such application processed and the township board further reserves the right to take no action with respect to any application filed with the township board. The township board further reserves the right to maintain a list of all applicants and to review the same when, in its

NOTICE

WATSON TOWNSHIP

ANNUAL TOWNSHIP MEETING

AND

PUBLIC HEARING ON PROPOSED BUDGET

MARCH 31, 1984

WATSON TOWNSHIP HALL 1:00 P.M.

Also Hearing On Proposed Use Of

REVENUE SHARING FUND

Proposed Use of Estimated \$6,000.00 Fund: On Roads
Citizens have the right to present oral and written comments

Proposed Budget is Open To The Public For Inspection
At The Clerk's Office

WOODROW SPORN, Clerk

CLASSIFIED ADS sure to get results
The Wayland Globe and Orbit--Just Call 792-2271

discretion, it determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens.

E. LICENSE HEARING. The Township Board shall grant a public hearing upon the license application when, in its discretion, the Board determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens. Following such hearing the Board shall submit to the applicant a written statement of its findings and determination. The Board's determination shall be based upon satisfactory compliance with the restrictions set forth in Paragraph B. 1 through 12 above.

SECTION III OBJECTIONS TO RENEWAL AND REQUEST FOR REVOCATION

A. PROCEDURE. Before filing an objection to renewal or request for revocation of a license with the Michigan Liquor Control Commission, the township board shall serve the licensee by first class mail, mailed not less than ten days prior to hearing with notice of a hearing, which notice shall contain the following:

1. Notice of proposed action.
2. Reasons for the proposed action.
3. Date, time and place of hearing.
4. A statement that the licensee may present evidence and testimony and confront adverse witnesses.

Following the hearing, the township board shall submit to the licensee and the Commission a written statement of its findings and determination.

B. CRITERIA FOR NONRENEWAL OR REVOCATION. The township board shall recommend nonrenewal or revocation of a license upon a determination by it that based upon a preponderance of the evidence presented at hearing either of the following exist:

1. Violation of any of the restrictions on licenses set forth in Paragraph B. 1 through 12 above; or,
2. Maintenance of a nuisance upon the premises.

SECTION IV SEVERABILITY

Should any section or part thereof of this Ordinance be declared unconstitutional, null or void by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining sections or parts thereof of this Ordinance.

SECTION V EFFECTIVE DATE

This Ordinance shall take effect on the 28th day of March, 1984. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

LaVerne Young
Township Clerk

Stephen A. De Kok

Parson to People

(Editor's note: The Globe provides this space for the use of area priests and ministers who wish to share their thoughts and ideas with our readers.)



The swordbearers will present a concert of sacred music at Orangeville Baptist Church.

Group To Perform At Orangeville Church

The Swordbearers of Cedarville College in Cedarville, Ohio, will be ministering at Orangeville Baptist Church in Orangeville on March 31 and April 1 beginning at 7:30 p.m. and 11:00 a.m. respectively. This team of twelve college students is designed to aid the local church in its community outreach and will provide a sacred concert featuring hymn arrangements, selections from cantatas, and traditional favorites.

In addition to special music, the Swordbearers total action ministry includes children's programs using puppets, visitation, youth rallies, and discussion seminars dealing with the Biblical principles of today. The Swordbearers also sponsor an annual youth conference on the campus of Cedarville

College every fall. A spokesman said that through these varied ministries, the Swordbearers seek to present the message of Christ's redeeming work and to encourage believers in practical Christian living.

Cedarville College is a Baptist College of the arts and sciences located in west central Ohio. Currently enrolling 1595 students, the school grants degrees in 26 major fields of study and is fully accredited by the North Central Association of Colleges and Secondary Schools. As stated in the school's motto, Cedarville College stands "for the Word of God and the testimony of Jesus Christ."

Former Resident Dies Tuesday At Her Home

Eva Fergus Lane, Hastings, age 87, of Bel Air, Maryland and formerly of Wayland passed away Tuesday, March 20, at her home.

She is survived by her sister, Mrs. Forrest Calkins of Wayland, a stepson, Frederick Lane of Maryland and two grandchildren.

Funeral and committal services were held Saturday at the Archer-Hampel Funeral Home with Rev. Douglas Pedersen officiating. Interment was in Elmwood Cemetery.

Daughter Of Wayland Resident Succumbs

Word has been received of the death of former Wayland resident, Iva Moshier Bailey, on March 21 of a lingering illness.

She is survived by her father, Arthur Moshier, of Wayland and her husband, Richard Bailey, whose address is Box 183 Acme, Michigan 49610.

him. We will miss him. Our deepest sympathy to the family.

Kathy Dandrow just returned from a vacation to Phoenix, Arizona Friday. Kathy visited Marlene and Christine Dolegowski who moved to Phoenix over a year ago. Kathy and Marlene took side trips to Denver, Colorado and the Grand Canyon and Mexico. Kathy said the weather was great and sure didn't want to step off the plane in the cold weather.

She will be missed by her neighbors in Hilliards where she was a resident for many years. Our deepest sympathy to the family.

Infant Dies At Birth In Butterworth Hosp.

Memorial services were held Friday for baby girl Smith at the home of Mr. and Mrs. Richard Bruin of Shelbyville. The infant died Tuesday, March 20, at Butterworth Hospital in Grand Rapids.

She is survived by her parents, Mr. and Mrs. Jerald Smith of Wayland and her grandparents, Mr. and Mrs. Richard Bruin and Mr. and Mrs. Ross Smith of Byron Center.

Parenting: A Full Time Job

by Stephen A. DeKok, Pastor of the Molise Baptist Church

Many children are being cheated today because parents ship their child off to some baby sitter and are with them at the worst times of the day. They leave the basic teaching of their children to the baby sitter and there are no baby sitters that will teach your child in the same way that you can. If you are a parent, you need to develop if you haven't already, a life time commitment to your child. This commitment is a full-time responsibility 24 hours a day 365 days a year.

Deuteronomy states very clearly that you are to teach your child at bed time, at meal time, during the day, at leisure time, actually all the time. You will need to make that commitment that will be a life long commitment to the rearing of your children.

In order to raise children correctly and have them develop into the individual you desire for them to become, it takes three-years of time.

One major missing ingredient could also be brought back to the question of time which really comes to a question of priorities and usually comes to the question of what is most important. Is your job and things more important than your children? They will appreciate you much more if they have less things and more of you. Not only will they appreciate you more but you will appreciate them more and they will bring you years of joy and happiness. There are millions of individuals today that feel unloved and have felt that way from childhood. All people need real love and not some superficial love. They need the love of parents and those around them.

When that love is missing, tragedy results. As the years pass without true love, children

become part of the millions of unloved, hurt, sullen, rebellious children who try to escape with rock music, drugs, and sex. As the pressures grow, they take out their frustrations by assaulting 70,000 teachers a year and destroy \$800 million in school property through senseless vandalism. One million of the most desperate run away from home each year and 15,000 kill themselves-part of the 400% increase in juvenile suicides in 20 years.

Parents, it is time to decide. Will you dedicate yourself to take the time to read, the time to teach, the time to train, the time to play, the time to love? Your decision will determine your child's future success and happiness.

Green Lake Calvary Church To Show Film

Green Lake Calvary Church, located at 806-145th Ave., Caledonia, will have a special film showing Sunday, April 1 at 7:45 p.m.

According to the church's pastor, Harold Pothoven, "It's Friday, But Sunday's Coming", featuring Anthony Campolo is a powerful message that has motivated Christian congregations around the country to seek a deeper, more costly commitment to Christ. "Mr. Campolo challenges Christians by illustrating how their faith can offer solutions in a world of extreme complexity," he said.

Pastor Harold Pothoven invites the public to attend the 6:00 p.m. worship service, followed by light refreshments and then to view the film at 7:45 p.m.

Methodist Church In Martin To Show Film

The fifth film in the "Strengthening Your Grip" series by the Rev. Charles R. Swindoll will be shown at the Martin United Methodist Church Saturday, March 31 at 7:30 p.m.

Film five is on "Attitudes: Choosing the Food You Serve Your Mind." Here he urges a mental diet of something other than "media-clutter" for anyone wanting to improve their outlook on life.

There will be time following the film for group reflection and fellowship. The public is welcome to attend.

THE WAYLAND GLOBE It's a tiny price to pay, only \$8.00 a year in Allegan and All adjoining counties. Call 782-2271 NOW and order your copy to be sent to you every week!



HILLIARDS NEWS
Janet Westfahl 782-1528

Mr. and Mrs. Harold Packard attended a benefit dinner at the Masonic Lodge in Allegan on March 17. Following the dinner they saw the play "Oliver." They enjoyed the play with all the young talent. Mr. Packard informed me that Harry celebrated his 52nd birthday. Happy birthday Harry and many, many more.

Mr. and Mrs. Ivan Kinney got out of the cold weather for a ten day trip to the Hawaiian Islands. They visited two islands, Maui and Oahu. The temperature was in the eighties and the sun was nice and warm. They saw Don Ho and took a tour to the volcano in Hilo. It was a great trip and they would love to return soon.

Mr. and Mrs. William Westfahl had dinner guests Wednesday evening. They included Mr. and Mrs. Fred Schwartz and Mrs. Westfahl's sister, Mrs. Henry Padilla who is visiting for a week.

The neighborhood club met at Mrs. James Miller's home for lunch on March 20. Those attending were Mrs. Ivan Kinney, Mrs. James Wykowski, Mrs. Art Gigowski, Mrs. Howard Commons, Mrs. Jack Manke, Mrs. Lewis Nizmcryk and Mrs. William Westfahl. Do we have some good cooks in the neighborhood. Oh, congratulations, Jack

Manke on your steak dinner.

Shirley Felicioni had a birthday party on Saturday, March 17. Celebrating with her were her parents, Mr. and Mrs. Howard Commons, Mr. and Mrs. Bob Arman, Mr. and Mrs. Michael Black, Mr. and Mrs. Ron Commons and family and Shirley's daughter Rachel and Lou's son, Tim. Happy birthday Shirley, have lots more.

Mr. and Mrs. William Westfahl and Mr. and Mrs. Gerald Arnsman went on a trip to Florida. The weather didn't want to cooperate. It was cold with a misty rain. The four went on a weekend cruise to the Bahamas. The weather was the same but it was fun and the food was fantastic. On the way back they stopped at Epcot and spent the day and visited Mr. and Mrs. Dave Myers in Lakewood, Florida. They also saw Mrs. Westfahl's daughter, Mrs. Wayne Snider who lives in Hollywood, Florida. The trip lasted two weeks. It was good to get away but nice to get home.

We hope that Gladys Belcher is feeling better. We sure do miss her at Renew sessions. Hurry and come back.

It is sad that we lost our neighbor and friend, Gene Rabideau. Gene always had a smile and a hello no matter when you saw

Views On Dental Health



By Lee Frederickson, D.D.S.
Dr. Carol Elve and Dr. Jeffery Halvorson
**GIVE YOURSELF
THE MIRROR TEST**

How do other people see you when you open your mouth to speak or smile? For that matter, how do you look when your mouth is closed? To find out, give yourself the mirror test. Study your expressions, and take a close look at the appearance of your - hopefully - pearly whites.

Are your teeth out of alignment? Are there gaps that show from missing teeth? Do you have any discolored teeth or unattractive fillings? All of these conditions can be corrected and improved. If there's a problem with your gums, they can be made healthier, too. This will also help save your teeth from further deterioration.

An attractive mouth and smile are always an asset. When your teeth and gums not only look good but are healthy, too, the satisfaction goes even deeper. Ask your dentist what he would recommend to improve the appearance of your mouth and smile. You may be pleasantly surprised to find that some problems may even be corrected in one office visit.

Martin Township

Ordinance No. 20

Adopted: March 14, 1984

Effective: March 28, 1984

An Ordinance to establish procedures and standards for review of applications, renewals and revocations of licenses to sell beer, wine or spirits.

The Township Of Martin

Allegan County, Michigan

ORDAINS:
SECTION I
TITLE

This Ordinance shall be known and may be cited as the "Martin Township Liquor License Ordinance."

SECTION II

APPLICATIONS FOR NEW LICENSE

A. APPLICATION. Applications for a license to sell beer, wine or spirits shall be made to the Township Board in writing, signed by the applicant, if an individual or by a duly authorized agent thereof, if a partnership or corporation, verified by oath or affidavit, and shall contain the following statements and information:

1. The name, age and address of the applicant in the case of an individual; or, in the case of a co-partnership, the persons entitled to share in the profits thereof; in the case of a corporation, the objects for which organized, the names and addresses of the officers and directors, and, if a majority interest in the stock of such corporation is owned by one person or his nominee, the name and address of such person.

2. The citizenship of the applicant, his place of birth, and, if a naturalized citizen, the time and place of his naturalization.

3. The character of business of the applicant, and in the case of a corporation, the object for which it was formed.

4. The length of time said applicant has been in business of that character, or, in the case of a corporation, the date when its charter was issued.

5. The location and description of the premises or place of business which is to be operated under such license.

6. A statement whether applicant has made application for a similar or other license on premises other than described in this application, and the disposition of such application.

7. A statement that applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this ordinance or the laws of the State of Michigan.

8. A statement that the applicant will not violate any of the laws of the State of Michigan or of the United States or any ordinances of the township in the conduct of its business.

9. The application shall be accompanied by building and plot plans showing the entire structure and premises and in particular the specific areas where the license is to be utilized. The plans shall demonstrate adequate off-street parking, lighting, refuse disposal facilities and where appropriate, adequate plans for screening, and noise control.

B. RESTRICTIONS ON LICENSES. No such license shall be issued to:

1. A person whose license, under this ordinance has been revoked for cause.

2. A person who, at the time of application or renewal of any license issued hereunder, would not be eligible for such license upon a first application.

3. A co-partnership, unless all of the members of such co-partnership shall qualify to obtain a license.

4. A corporation, if any officer, manager, or director thereof, or a stock owner or stockholder owning more than five percent (5%) of the stock of such corporation would not be eligible to receive a license hereunder for any reason.

5. A person whose place of business is conducted by a manager or agent unless such manager or agent possesses the same qualifications required of the licensee.

6. A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance.

7. A person who does not own the premises for which a license is sought or does not have a lease therefor for the full period for which the license is issued, or to a person, corporation or co-partnership that does not have sufficient financial assets to carry on or maintain the business.

8. Any law enforcing public official or any member of the township board, and no such official shall be interested in any way either directly or indirectly in the manufacture for sale or distribution of alcoholic liquor.

9. For premises where there exists a violation of the applicable Building, Electrical, Mechanical, Plumbing or Fire Codes, applicable Zoning Regulations, applicable Public Health Regulations, or any other applicable Township Ordinance.

10. For any new license or for the transfer of location of any existing license unless the sale of beer, wine, or spirits is shown to be incidental and subordinate to other permitted business uses upon the site, such as but not limited to food sales, motel operations, or recreational activities.

11. For premises where it is determined by a majority of the board that the premises do not or will not reasonably soon after commencement of operations have adequate off-street parking, lighting, refuse disposal facilities, screening, noise, or substance control or where a nuisance does or will exist.

12. Where the board determines, by majority vote, that the proposed location is inappropriate considering the desirability of establishing a location in developed, commercial areas, in preference to isolated, undeveloped areas; the attitude of adjacent residents and property owners; traffic safety; accessibility to the site from abutting roads; capability of abutting roads to accommodate the commercial activity; distance from public or private schools for minors; proximity of the inconsistent zoning classification; and accessibility from primary roads or state highways.

C. TERM OF LICENSE. Approval of a license shall be for a period of one year subject to annual renewal by the township board upon continued compliance with the regulations of this ordinance. Approval of a license shall be with the understanding that any necessary remodeling or new construction for the use of the license shall be commenced within six months of the action of the township board or the Michigan Liquor Control Commission approving such license whichever last occurs. Any unusual delay in the completion of such remodeling or construction may subject the license to revocation.

D. RESERVATION OF AUTHORITY. No such applicant for a liquor license has the right to the issuance of such license in his, her or it, and the township board reserves the right to exercise reasonable discretion to determine who, if anyone, shall be entitled to the issuance of such license. Additionally, no applicant for a liquor license has the right to have such application processed and the township board further reserves the right to take no action with respect to any application filed with the township board. The township board further reserves the right to maintain a list of all applicants and to review the same when, in its

NOTICE

WATSON TOWNSHIP

ANNUAL TOWNSHIP MEETING

AND

PUBLIC HEARING ON PROPOSED BUDGET

MARCH 31, 1984

WATSON TOWNSHIP HALL

1:00 P.M.

Also Hearing On Proposed Use Of

REVENUE SHARING FUND

Proposed Use of Estimated \$6,000.00 Fund: On Reeds
Citizens have the right to present oral and written comments

Proposed Budget is Open To The Public For Inspection
At The Clerk's Office

WOODROW SPORN, Clerk

CLASSIFIED ADS sure to get results
The Wayland Globe and Orbit--Just Call 792-2271

discretion, it determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens.

E. LICENSE HEARING. The Township Board shall grant a public hearing upon the license application when, in its discretion, the Board determines that the issuance of an additional liquor license is in the best interests of the township at large and for the needs and convenience of its citizens. Following such hearing the Board shall submit to the applicant a written statement of its findings and determination. The Board's determination shall be based upon satisfactory compliance with the restrictions set forth in Paragraph B. 1 through 12 above.

SECTION III OBJECTIONS TO RENEWAL AND REQUEST FOR REVOCATION

A. PROCEDURE. Before filing an objection to renewal or request for revocation of a license with the Michigan Liquor Control Commission, the township board shall serve the licensee-holder, by first class mail, mailed not less than ten days prior to hearing with notice of a hearing, which notice shall contain the following:

1. Notice of proposed action.
2. Reasons for the proposed action.
3. Date, time and place of hearing.
4. A statement that the licensee may present evidence and testimony and confront adverse witnesses.

Following the hearing, the township board shall submit to the licensee-holder and the Commission a written statement of its findings and determination.

B. CRITERIA FOR NONRENEWAL OR REVOCATION. The township board shall recommend nonrenewal or revocation of a license upon a determination by it that based upon a preponderance of the evidence presented at hearing either of the following exist:

1. Violation of any of the restrictions on licenses set forth in Paragraph B. 1 through 12 above; or,
2. Maintenance of a nuisance upon the premises.

SECTION IV SEVERABILITY

Should any section or part thereof of this Ordinance be declared unconstitutional, null or void by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining sections or parts thereof of this Ordinance.

SECTION V EFFECTIVE DATE

This Ordinance shall take effect on the 28th day of March, 1984. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

LaVerne Young
Township Clerk