

**2001 ENFORCEMENT OFFICER ORDINANCE**

**TOWNSHIP OF BAINBRIDGE  
BERRIEN COUNTY, MICHIGAN**

**Ordinance  
No 27 and 28  
No. 21 A**

Amended: June 4, 2001

Published: July 14, 2001

Effective: Immediately

At a regular meeting of the Bainbridge Township Board, Berrien County, Michigan, held at the Bainbridge Township Hall, on the 7<sup>th</sup> day of March, 1988, it was moved by Treasurer James Lull supported by Trustee Donald Baiers, to adopt the following resolution adopted Ordinance ~~No. 27~~ ~~27~~ No. 21A as follows:

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**TITLE**

An ordinance to establish the office of Ordinance Enforcement Officer; to prescribe the duties of said office; to authorize the Township Board to appoint a person or persons to said office; and to amend any ordinances of Bainbridge Township which conflict with the provisions thereof.

**THE TOWNSHIP OF BAINBRIDGE, BERRIEN COUNTY, MICHIGAN, ORDAINS:**

**SECTION I**

**Office Established**

There is hereby established the office of Ordinance Enforcement Officer within the Township of Bainbridge, Berrien County, Michigan.

## **SECTION II**

### **Appointment**

The Bainbridge Township Board is hereby authorized by resolution, at any regular or special meeting of the Board, to appoint a person or persons to the office of Ordinance Enforcement Officer for such term or terms as may be designated in said resolution. Said Board may further, by resolution, remove any person from said office, at the discretion of said Board

## **SECTION III**

### **Duties**

The Ordinance Enforcement Officer is hereby authorized to enforce all ordinances of the Township of Bainbridge whether heretofore or hereinafter enacted, and whether such ordinances specifically designate a different official to enforce the same or do not designate any particular enforcement officer. Where a particular officer is so designated in any such ordinance, the authority of the Ordinance Enforcement Officer to enforce the same shall be in addition and supplementary to the authority vested in the Township Supervisor by state statute. The ordinance enforcing authority of the Township Supervisor and other officers specifically designated in any Township ordinance shall continue in full force and effect and shall in no way be diminished or impaired by the terms of this Ordinance.

## **SECTION IV**

### **Appearance Tickets**

The Ordinance Enforcement duties herein authorized shall include among other things the following: Investigation of ordinance violations; serving notice of violations; serving appearance tickets as authorized by the Public Acts of 1968, as amended; appearance in court or other judicial or quasi-judicial proceedings to assist in the prosecution of ordinance violations, and such other ordinance enforcing duties as may be delegated by the Township Supervisor or assigned by the Township Attorney.

## **SECTION V**

### **Authority**

It is hereby resolved that the Bainbridge Township Enforcement Officer appointed and acting pursuant to Public Act 366 of 1984 (MCL 764.9c – 764.9f), as amended, is authorized only to issue and serve upon a person appearance tickets with respect to and in the enforcement of Bainbridge Township ordinances when said officer has reasonable cause to believe that a person has violated a Township ordinance.

The Enforcement Officer is not authorized to make physical arrests of a person or to carry a weapon in the discharge of such duties.

**SECTION VI**

**Saving Clause**

The provisions of this ordinance are hereby declared to be severable and the invalidation of any one or more of the same by any judicial determination or statutory or constitutional provision shall not invalidate the remainder of the provisions of this ordinance.

**SECTION VII**

**Effective Date**

This ordinance shall take effect immediately. All ordinances of the Township heretofore or hereafter adopted shall hereafter be supplemented by the terms of this ordinance.

I hereby certify that the foregoing is a true copy of an ordinance adopted by the Bainbridge Township Board on the 4<sup>th</sup> day of June, 2001, a true copy of which may be inspected or obtained at the Office of the Township Clerk.

\_\_\_\_\_  
Debbie Grieser, Clerk  
Bainbridge Township

A motion that said "Ordinance Enforcement Officer" Ordinance be enacted was made by Deb Grieser, and supported by John Yetzke, at a regular meeting of the Bainbridge Township Board on the 4 day of June, 2001.

The names of the Bainbridge Township Board members and their votes as recorded are:

<b>NAME</b>	<b>YES</b>	<b>NO</b>
Patty Hiler – Molter, Supervisor	X	
James J. Lull, Treasurer	X	
Debra A. Grieser, Clerk	X	
Donald Baiers, Trustee	X	
John Yetzke, Trustee	X	

I hereby certify that the forgoing ordinance was published in The Tri-City Record, Watervliet, Michigan, on the 14<sup>th</sup> day of June, 2001.

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Debra A. Grieser, Clerk  
Bainbridge Township