

**VILLAGE OF LAKE ODESSA
IONIA COUNTY, MICHIGAN**

Trustee Johnson, supported by Trustee Young, moved the adoption of the following ordinance:

ORDINANCE NO. 2021-1

**AN ORDINANCE TO AMEND THE CODE OF
ORDINANCES OF THE VILLAGE OF LAKE ODESSA BY
AMENDING SECTION 28-34**

THE VILLAGE OF LAKE ODESSA ORDAINS:

Section 1. That Section 28-34 of the Code of Ordinances, Village of Lake Odessa, Michigan, is hereby amended to read as follows:

Sec. 28-34. - Snow, ice, obstructions and refuse.

- (a) Duty to maintain. No person having the care, either as owner or occupant of any house, building or lot, shall permit any snow, ice, dirt, rubbish, including broken bottles and glass, filth, obstruction, or other articles, or any nuisance, to remain upon the sidewalks in front of such house, building or lot for longer than 24 hours; and when ice is formed on any sidewalk, the owner or occupant of the abutting premises shall, within 12 hours after ice has formed, cause such ice to be removed or cause salt, sawdust, sand, or other abrasive material to be strewn thereon.
- (b) Abatement. If the owner or occupant of any lot, lots or premises neglects or refuses to comply with the requirements of subsection (a) within the stated time period, then the village manager or his/her designee may remove, or cause to be removed, said snow, ice, dirt, rubbish, filth, obstruction or other articles, or any nuisance, at the expense of the owner or occupant, and the amount of all expenses incurred thereby shall be billed to the owner.
 - (1) Charges for abatement shall become a lien upon the premises. Whenever a bill for such charges has been rendered and remains unpaid by May 1 of the following calendar year, the treasurer may add the expense of abatement and the late fee to the next real property tax notice for the premises, which amounts shall become delinquent if unpaid by the due date for payment of such tax and shall then bear interest at the same rate as the tax.
- (c) Penalty. A person who violates this section shall be responsible for a municipal civil infraction, punishable by a fine of \$25.00 for the first offense, \$50.00 for the second offense, and \$100.00 for the third and subsequent offenses within a twelve (12) month period.

Section 2. Conflict and Repeal. All ordinances or parts of ordinances in conflict with this ordinance are repealed.

Section 3. Effective Date. This ordinance shall take effect seven days following publication in a newspaper circulated within the Village.

Section 4. Publication. After its adoption, this ordinance or a summary thereof, as permitted by law, shall be published by the Village Clerk in a newspaper of general circulation in the Village.

Ayes: Johnson, Young, Brighton, McCloud, Cappon, Hartzler, Banks

Nays: None

Abstain: None

Absent: None

ORDINANCE DECLARED ADOPTED.

Dated: January 20, 2021

Karen L. Banks, Village President

Patrick Reagan, Village Clerk

CERTIFICATION

I, the undersigned duly appointed Village Clerk of the Village of Lake Odessa, Ionia County, Michigan, do hereby certify that the above ordinance, or a summary thereof, was published in the Lakewood News, a newspaper of general circulation in the Village, on _____, 2021, and that such ordinance was entered into the Ordinance Book of the Village on _____, 2021.

Date: _____

Patrick Reagan, Village Clerk