

**GREENWOOD TOWNSHIP**  
**JUNK AND BLIGHT ORDINANCE NO. 2021-001**

An ordinance regulating and restricting the storage of junk, unlicensed motor vehicles and dismantled or wrecked automobiles within the township.

**PURPOSE:**

It is the intent of Greenwood Township "the Township" that this ordinance be liberally construed for the purpose of maintaining public and private property in a clean, orderly and sanitary condition, for the health, safety and welfare of the community, and to provide for a reasonable system of fees to defray the costs incurred by the township in enforcement of this ordinance not to be construed with usable construction materials or scrap metal to be turned in for reimbursement,.

**THE TOWNSHIP OF GREENWOOD ENACTS:**

Section 1. This ordinance shall be known as the Junk Ordinance of Greenwood Township.

Section 2. Nothing in this ordinance shall be constructed to abrogate, effect of supersede any state law or county ordinance. It is the purpose of this Ordinance to supplement state and county regulations and to regulate the storage and accumulation of junk in the absence of regulation by the state or county.

**Section 3. Definitions.**

3.1 The term "private premises" shall mean any lot or parcel of land owned or occupied by any person whether or not improved with any dwelling, house, building or other structure whether inhabited or temporarily or continuously uninhabited or vacated.

3.2 The term "junk" shall mean old or scrap not to be parts of machinery or motor vehicles, used or other appliances, remnants of personal property, rope, rags, batteries, papers, plastic, rubber, concrete, junked, dismantled or wrecked automobiles, tires, unused indoor furniture and all other trash and waste materials and other blight.

3.3 The term junked, dismantled or wrecked automobiles shall mean any automobile or any other motor vehicle that is not currently licensed as required by state law or is inoperable for the purpose for which it was designed or has not been used as originally intended within the last 12 months. *As corrected/published 8-19-21 ee*

3.4 The term "fenced" shall mean a fence of wood, cement blocks or other material, not less than eight (8) feet or more than ten (10) feet in height, so constructed as to make it impossible to see through said fence.

Section 4. Except to the extent permitted under state law or township ordinance, no person or corporation, whether owner, tenant or manager of private property, or whether the past registered owner of the vehicle transferee on a bill of sale covering the vehicle, shall permit the parking, storage or accumulation thereof upon any public right away, public property or private premises within the township, including junk motor vehicle, wrecked or parts thereof, unless the same are wholly contained within a fully enclosed building or completely fenced enclosure except for the following:

4.1 Motor vehicles in operating condition eligible for use in accordance with the requirements of the current Michigan Vehicle Code.

4.2 Motor vehicles in operating condition held as stock in trade by a regular licensed dealership of new or used motor vehicles or equipment used in the operation of such dealership.

4.3 Motor vehicles or parts thereof located in junkyards or the places of business wreckers duly licensed by the state or county, pursuant to the state or county ordinance.

4.4 Motor vehicles temporarily inoperable due to minor mechanical failure, but which are not in any manner, dismantled and have substantially all main component parts attached, may remain upon private property for a period not to exceed an aggregate total of 60 days.

SECTION 5. No repairing, redesigning, modifying or dismantling work or operation shall be allowed upon a vehicle or parts thereof except pursuant to authority conferred by the state or county under law, or upon any public right of way or public property for a period in excess of 24 hours, or upon private property for a period of 60 days, except such as shall be accomplished within fully enclosed buildings or completely fenced enclosures; provided further that such repairing, redesigning, modifying or dismantling shall be conducted in conformity with any applicable rezoning ordinance and in such manner as not to annoy the owners or occupants of adjoining property.

SECTION 6. In the event of special or peculiar hardship beyond the control of any individual due to unforeseen circumstances by reason of the application of the provisions of this ordinance, the Board may grant an extension in any proceeding brought for violation of this Ordinance, provided that the board shall have discretion to consider unreasonable or adverse effect to owners or occupants of adjoining property in considering application for stay, to the end that the spirit and purpose of this ordinance may be substantially carried out.

SECTION 7. Any parking, storage, accumulation, placement or operation of junk in violation of the provisions of this Ordinance are hereby declared to be a public nuisance which may be enjoined pursuant to governing law and for which the violator may be subjected to a suit for civil damages, as well as the fines and penalties herein provided.

Any outstanding fines and costs will be levied as special assessments and become enforceable in the same manner as other real property tax or assessments.

SECTION 8. This ordinance shall not apply to any junk yards, salvage yards, garages, body or paint shops operating within the township. Which shall be licensed pursuant to governing state law or county ordinance but shall be in addition to and not in conflict with all other laws and ordinances respecting junk and junk vehicles.

SECTION 9. The provisions of this Ordinance are hereby declared to be severable and if a Court of competent jurisdiction deems any clause, sentence, word, section or provision void or unenforceable the remaining portions of said Ordinance shall remain in full force and effect.

SECTION 10. Any person, firm or corporation violating any of the provisions of this Ordinance shall be subject to a fine of not more than \$100.00. Each day that a violation continues to exist shall constitute a separate violation of this Ordinance.

SECTION 11. In addition to the imposition of the foregoing fines, penalties and other legal remedies, the Township may remove from the premises any junk found in violation hereof and impound, destroy or sell said junk, and the cost thereof shall be assessed against the owner of the junk or the premises on which the same is located. Any sums realized on the sale of the same may be retained by the Township to reimburse it for the cost incurred in such removal and sale. Any outstanding expenses incurred by the Township removing the junk from the premises will be levied as a special assessment and become enforceable in the same manner as any other property tax or assessment.

*Adopted E/F 5-0  
Cura Conley - Clerk, Greenwood Twp.  
7-12-21  
Effective Approximately Sept 19, 2021*

**RESOLUTION NO. 2021-3**

At a meeting of the Greenwood Township Board on July 12, 2021, Ordinance No. 2021-001 was offered by Cora Conley and supported by Stacey Budde.

Be it resolved that the township board is on record in 5 support of and 0 in opposition to adopting Ordinance No. 2021-001 Junk and Blight Ordinance.

Roll Call Vote:

- Jeff Hunt, Supervisor            Yes
- Cora Conley, Clerk               Yes
- Sandra Gustman, Treasurer    Yes
- Al Deater, Trustee               Yes
- Stacey Budde, Trustee          Yes

The ordinance was declared adopted By Supervisor Jeff Hunt: 

CLERK'S CERTIFICATION:

I hereby certify that the forgoing is a true statement of an action taken by the GREENWOOD Township Board at an official meeting of said board on July 12, 2021.

Clerk's signature:  \_\_\_\_\_

Date July 12, 2021 \_\_\_\_\_

## CLERK'S CERTIFICATE

I, Cora B. Conley, being the duly appointed Clerk of the Township of Greenwood, Oceana County, Michigan, hereby certify that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting of the Board held on July 12, 2021, at which meeting a quorum was present and remained throughout; (2) the original thereof is on file in the records of my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended); and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

*Cora Conley*      7-12-21

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Cora B. Conley

RE: Resolution No. 2021-3 & Ordinance No. 2021-001 "Junk and Blight Ordinance"