

Article V – Administration & Enforcement

Section 502- Violations, Notification and Appeals (continued)

4. **Violation:** Upon receipt of written notification from the Zoning Enforcement Officer, all building shall cease until violation is corrected. *Ordinance #56, October 12, 1983*

5. **Appeal:** An Appeal may be taken to the Zoning Board of Appeals by any person alleging error I in any administrative order concerning the enforcement of this ordinance, as per **Ordinance #56, October 12, 1983**. All alleged violations of this Ordinance shall be halted until the Zoning Board of Appeals makes its determination.

6. **Appeals on Blight Elimination:** Appeals from any alleged violations of any of this Ordinance's Blight Elimination Ordinances shall be held as quickly as is possible, and the offending property owner shall have the burden of proving the property, structure, building, or land use does not constitute a blighting factor in the community as defined further and in greater detail in this Ordinance. A delay of the meeting of the Board of Appeals of more than Sixty (60) days following a properly written request for same, shall require the Zoning Enforcement Officer or,

township Attorney, to appear before the Circuit Court for the County of Mackinac and, upon motion before said Court, seek an order from the Court allowing a second Notification and Order to be administered by the Zoning Enforcement Officer.

7. **Correction of Violation:** All violations shall be promptly corrected within 30 days after receipt of certified Report on Finding of any Correction of Violation as per Article V, Sec. 502, (3). At the end of the thirty-day period, if no indication of correction has been given to the Township by the offending party (ies), the Zoning Enforcement Officer shall inspect the allegedly offending property and report his findings. This report shall include and be in the manner as discussed below, as if the offending party (ies) had contacted the Zoning Enforcement Officer themselves. Upon completion of correction, the offending party shall notify the Zoning Enforcement Officer of the Correction, and the Zoning Enforcement Officer shall then inspect the location of the former violation and file a report indicating either the effective corrections, or the ongoing violation. The Correction report shall include the name of the Zoning Enforcement Officer, the time and date of inspection, who was present as the responsible land-owner or otherwise representative of same. If the violation has been corrected, a simple check in the slot indicated as "Corrected" and shall be signed by the Zoning Enforcement Officer. This will act as notice to the party (ies) and the Township that this matter is resolved and the violation is corrected. A mark indicating that the "Violation Is Ongoing" shall give notice to both the allegedly violating party (ies) and the Township that the alleged violation has not been corrected to the satisfaction of the Zoning Enforcement Officer as per this Ordinance.

Section 503- Penalties

1. **General:** Any person, corporation or firm who violates, disobeys, omits, neglects, or refuses to comply with any provisions of this ordinance, or any permit, license or exception granted hereunder, and is thus noticed of said violation and is further ordered to cease the violation, as per Article V, Sec. 502 (3)-(6), and who has failed to correct the violation and has thus been issued a Report indicating such Article V, Sec. 502 (7), then that entity which is offending shall be subject to the penalties provided in this Ordinance.
2. **Penalties for Violation:** Any person, corporation or firm who violates, disobeys, omits, neglects, or refuses to comply with any provisions of this ordinance, or any permit, license or exception granted hereunder, or any lawful order of the Zoning Enforcement Officer, Zoning Board of Appeals, or the Township Board issued in pursuance of this Ordinance shall be guilty of a misdemeanor. Upon conviction thereof any court having jurisdiction, shall be punishable by a fine of not to exceed One Hundred Dollars (\$100.00), or imprisonment not to exceed ninety