

ORDINANCE #37

AN ORDINANCE TO PROHIBIT AND PREVENT INJURY AND ANNOYANCE FROM ANYTHING DANGEROUS, OFFENSIVE, UNSIGHTLY OR UNHEALTHY: TO PREVENT, PROHIBIT AND ABATE NUISANCES: TO PROVIDE PUNISHMENTS THEREOF: AND TO REPEAL ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THE TERMS OF THIS ORDINANCE.

THE VILLAGE OF MORLEY ORDAINS:

SECTION 1:

No person shall throw, deposit, accumulate, place or cause to be upon in any street, sidewalk, public place, building, private property, the waters of Morley Pond or the Little Muskegon River within the Village of Morley any debris, tin cans, rubbish, garbage, filth, refuse, dust, vermin, decaying or dead matter, or waste material of any kind or description, which is or may become offensive to the immediate neighborhood in any manner whatever, or which will be likely to detract from the appearance, cleanliness and neatness of the immediate neighborhood and/or the Village of Morley provided however, it shall not be unlawful to place garbage in tight and properly covered containers or waste material in containers by owner pending proper and lawful disposition by said owner.

SECTION 2:

It shall be unlawful for any person to throw, place or leave in any street, highway, or other public place, any broken glass or bottles, tacks, nails, broken earthenware, broken or sharp metal parts or materials, or any other substance likely to cause injury to pedestrians or motor vehicles, or to animals. Where any of the above named things shall be in any alley, it shall be the duty of every owner or occupant of any lot or premises adjoining an alley in this Village to remove any of the above from the half of said alley adjoining said lot or premises owned or occupied by him within twenty-four hours after having been notified to do so by the Village President or other duly authorized official of the Village of Morley.

SECTION 3:

It shall be unlawful for the owner or occupant of any premises lying within the Village of Morley to permit or suffer to remain on his or her premises any trade or occupation or any building, yard, ground condition or activity which is a nuisance.

SECTION 4:

It shall be unlawful for any person to carry on any activity which shall emit any odor, gas fumes, stench, dust, smoke, vibration or noise, which may become noxious, offensive or dangerous to the public peace, health or safety of the surrounding neighborhood or the general public of the Village of Morley.

SECTION 5:

It shall be unlawful for the owner or occupant of any premises lying within the Village of Morley to obstruct or cause to be obstructed the sidewalks, alleys, rights of way except for construction purposes. No person shall place or cause to be placed outside their property lines any of the materials referred to in Section I or Section 2 of this ordinance. It shall be unlawful to place, deposit or display any second hand property, junk, scrap metal or any other items of unsightly nature on any sidewalk, street, alley or unoccupied land.

SECTION 6:

No person shall post any bills, boards, signs, pamphlets or papers on any structure or device within the right of way of any street, alley, sidewalk or byway. Nor shall any person post or attach any bill, board, sign or pamphlet to a utility pole within the Village of Morley. This section shall not apply to any duly constituted officers who erect or post signs and notices provided by law.

SECTION 7:

"Junk" as used in this ordinance, shall be deemed to be any personal property which is or may be salvaged for re-use, re-sale, reduction or similar disposition of which is possessed, transported, owned, collected, accumulated, dismantled or assorted for any of the aforesaid purposes. Without limiting the aforesaid

definition of junk, the term shall include used or salvaged iron, brass, lead, copper and other base metal or metals, and their components or combination; used or salvaged ropes, bags, paper, rags, glass, rubber and similar articles of property, and used motor vehicles which are used, owned or possessed for the purpose of wrecking or salvaging parts therefrom.

"Second Hand Property" shall be deemed to be any used household furniture, used wearing apparel, used lumber, used brick, used tile, used plumbing fixtures, used electrical fixtures, used articles made of precious metal or metals, used jewelry, used tools and other used articles or personal property bought and sold by and from other than the original manufacturer and receiver.

The word "Person" whenever used in this ordinance shall be held and construed to mean and include one or more persons, firms, co-partnerships, corporations and all associations of natural persons, incorporated or unincorporated, whether acting by themselves or by servant, agent or employee. All persons who violate any of the provisions of this ordinance, whether as owner or as agent, servant or employee, shall be liable as principle.

SECTION 8:

Any person found guilty of violating any of the provisions of this ordinance shall be punished by a fine or not to exceed \$100.00 or by imprisonment for not to exceed 90 days, or by both such fine and imprisonment in the discretion of the Court.

SECTION 9:

The Village President or duly authorized official upon having reasonable knowledge or written complaint of violations of Section 3, 4, or 5, of this ordinance shall make such inquiry and investigation as he shall deem necessary and if he shall believe that a violation of these sections has occurred, he shall have the duly constituted law enforcement official prepare and serve a written notice to such owner or occupant or both to take proper action to abate such violation within a certain time to be specified in such notice, which time shall not be less than 24 hours and not more than 30 days and such notice may also order such person to appear before the Village President or the Village Council and show that no violation has occurred or just cause as to why such abatement cannot be accomplished.

This ordinance shall become effective on the 1st day of January, 1965.

The undersigned, being respectively the President and Clerk of the Village of Morley, hereby certify that the foregoing ordinance was duly passed and enacted at a regular board meeting of the Village Council on the 2nd day of December, 1964.

(SEAL)

e/ Frank L. Deyo
Village President

e/ Lawrence H. Larsen
Village Clerk

I, Lawrence H. Larsen, Village Clerk of the Village of Morley, hereby certify that on December 5, 1964, I posted copies of the foregoing ordinance in three (3) of the most public places in the Village of Morley to-wit:

Verl;s Barber Shop

The Morley Post Office

Frank's Sporting Goods Store

In Witness Whereof, I have hereunto set in my hand and the seal of the Village of Morley, this 5th day of December, 1964.

(SEAL)

e/ Lawrence H. Larsen
Village Clerk

True copy of original typewritten ordinance.