



---

CHAPTER 1001 - CONTENTS, INTERPRETATION  
AND EFFECT OF VILLAGE CODE

An ordinance to provide for the exercise of certain municipal powers of the Village of Laurium and for the health, safety and welfare of persons and property in the Village, and to provide penalties for the violation of the provisions thereof.

The Village of Laurium ordains:

1. Publication and Distribution of Code. The within Ordinance Code is hereby adopted as an ordinance of the Village of Laurium. Seventeen copies of this Code shall be published in loose leaf form and shall be distributed as follows:

<u>Officer</u>	<u>No. Copies</u>
President	1
Each Trustee	1
Clerk	2
Attorney	1
Treasurer	1
Assessor	1
Street Commissioner (Superintendent of Public Works)	1
Marshal (Chief of Police)	2
Other Officers	2

The Clerk shall keep one of the copies of the Code assigned to him available for public inspection during office hours.

2. Effective Date. This Ordinance Code shall take effect twenty (20) days after its passage.

3. Contents of Code. This Code contains all ordinances of a general and permanent nature of the Village. Excluded from the contents of this Code are special or temporary ordinances such as ordinances granting franchises and special privileges, establishing sewer and other public improvement districts,

---

providing for the construction of particular sewers, streets or sidewalks, or other public works, ordinances authorizing the borrowing of money or the issuance of bonds and ordinances establishing salaries for village officers and employees. Ordinances hereafter adopted which are not of a general or permanent nature shall be numbered consecutively, authenticated, published and recorded in the record of ordinances, but shall not be prepared for insertion in this Code, nor be deemed a part hereof. The adoption of this Code shall not be interpreted as authorizing or permitting any use or the continuance of any use of a structure or premises in violation of any ordinance of the Village in effect on the effective date of this Code. All ordinances of a general and permanent nature in effect on the effective date of this Code are hereby repealed.

4. Short Title. This ordinance shall be known and cited as the "Laurium Village Code."

5. Definitions. The following words and phrases, when used in this Code and any amendment thereof or addition thereto, shall for the purposes of this Code, have the meanings respectively ascribed to them in this section, except as otherwise specifically provided or where the context clearly indicates a different meaning:

- (a) "Village" shall mean the Village of Laurium.
- (b) "Person" shall include any individual, co-partnership, corporation, association, club, joint adventure, estate, trust, and any other group or combination acting as a unit, and the individuals constituting such group or unit.



- (c) "Public place" shall mean any place to or upon which the public resorts, or travels, whether such place is owned or controlled by the Village or any agency of the State of Michigan, or is a place to or upon which the public resorts or travels by custom, or by invitation, express or implied.
- (d) "Street" or "highway" shall mean the entire width subject to an easement for public right of way, or owned in fee by the Village, County, or State, of every way or place, of whatever nature, whenever any part thereof is open to the use of the public, as a matter of right for purposes of public travel. "Alley" shall mean any such way or place providing a secondary means of ingress and egress from a property.
- (e) "Sidewalk" shall mean that portion of a street between the curb lines or lateral lines and the right of way lines which is intended for the use of pedestrians.
- (f) "Charter" shall mean Act 3 of the Public Acts of 1895, State of Michigan, in its application to the Village.

6. Amendment Procedure. This Code shall be amended by ordinance. The title of each amendatory ordinance, adapted to the particular circumstances and purposes of the amendment, shall be substantially as follows:

- (a) To amend any section:

AN ORDINANCE TO AMEND SECTION \_\_\_\_\_  
(OR SECTIONS \_\_\_\_\_ AND \_\_\_\_\_) OF CHAPTER  
\_\_\_\_\_ OF THE VILLAGE CODE.

- (b) To insert a new section or chapter:

AN ORDINANCE TO AMEND THE VILLAGE CODE BY  
ADDING A NEW SECTION(\_\_\_\_\_NEW SECTIONS  
OR A NEW CHAPTER, as the case may be) WHICH NEW  
SECTION (SECTIONS OR CHAPTER) SHALL BE DESIGNATED AS SECTION \_\_\_\_\_(SECTIONS \_\_\_\_\_ AND  
\_\_\_\_\_) OF CHAPTER \_\_\_\_\_(or proper  
designation if a chapter is added) OF SAID CODE.



(c) To repeal a section or chapter:

AN ORDINANCE TO REPEAL SECTION \_\_\_\_\_  
(SECTIONS \_\_\_\_\_ AND \_\_\_\_\_ OR CHAPTER  
\_\_\_\_\_) CHAPTER \_\_\_\_\_, (as the case  
may be) OF THE VILLAGE CODE.

7. Publication and Distribution of Amendments. Amendments to the Code shall be published as required by section 4, Chapter VI of the Village Charter, and not less than seventeen (17) copies of each amendment shall be published in form suitable for insertion in this Code. The Clerk shall distribute such copies to the officers of the Village having copies of the Code assigned to them. Each officer assigned a copy of the Code shall be responsible for maintaining the same and for the proper insertion of amendatory pages as received. Each copy of said Code shall remain the property of the Village and shall be turned over by each officer having custody thereof upon expiration of his term of office to his successor or to the Village Clerk, in case he shall have no successor.

8. Responsibility. Whenever any act is prohibited by this Code, by an amendment thereof, or by any rule or regulation adopted thereunder, such prohibition shall extend to and include the causing, securing, aiding, or abetting of another person to do said act.

9. Headings. No provision of this Code shall be held invalid by reason of deficiency in any chapter or section heading.

10. Title of Officer to Include Deputy or Subordinate. Whenever, by the provisions of this Code, any officer of the Village is assigned any duty or empowered to perform any act or duty, the title of said officer shall mean and include such officer or his deputy or authorized subordinate.

11. Tense. Except as otherwise specifically provided or indicated by the context, all words used in this Code indicating the present tense shall not be limited to the time of adoption of this Code but shall extend to and include the time of the happening of any act, event, or requirement for which provision is made therein, either as a power, immunity, requirement, or prohibition.

---

12. Notice. Notice regarding sidewalk construction or repairs, sewer or water connections, dangerous structures, abating nuisances or any other act, the expense of which if performed by the Village may be assessed against the premises under the provisions of this Code, shall, except as otherwise provided by the Village Charter, be served:

- (a) By delivering the notice to the owner personally or by leaving the same at his residence, office or place of business with some person of suitable age and discretion, or
- (b) By mailing said notice by registered or certified mail to such owner at his last known address, or
- (c) If the owner is unknown, by posting said notice in some conspicuous place on the premises for five (5) days.

No person shall interfere with, obstruct, mutilate, conceal, or tear down any official notice or placard posted by any Village office unless permission is given by said officer to remove said notice.

13. Penalty. Unless another penalty is expressly provided in this Code for any particular chapter or section, every person convicted of a violation of any provision of this Ordinance Code, shall be punished by a fine of not more than one hundred (\$100.00) dollars and costs of prosecution or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment. Each act of violation and every day upon which any such violation shall occur shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any section of this Code whether or not such penalty is re-enacted in the amendatory ordinance.

14. Severability. It is the legislative intent of the Village Council, in adopting this Code, that all provisions and sections of this Code be liberally construed to protect and preserve the peace, health, safety and welfare of the inhabitants of the Village and should any provision or section of this Code be held unconstitutional or invalid, such holding shall not be construed as affecting the validity of any of the remaining provisions or sections, it being the intent that this Ordinance Code shall stand, notwithstanding the invalidity of any provision or section thereof. The provisions of this section shall apply to the amendment of any section or chapter of this Code and to any Chapter added hereto, whether or not the wording of this section is set forth in the amendatory ordinance.

---

## CHAPTER 1124 - PURCHASING, CONTRACTING AND

## SELLING PROCEDURE

1. Purchasing Agent. The Village Clerk shall act as Purchasing Agent of the Village, unless another officer or employee shall be designated to act as Purchasing Agent by the President in writing filed with the Clerk. The Purchasing Agent, with the approval of the President, shall adopt any necessary rules respecting requisitions and purchase orders.

2. Purchases or Contracts under \$1000.00. Purchases of supplies, materials or equipment, the cost of which is less than \$1000.00, may be made in the open market but such purchases shall, except when the President shall determine that no advantage to the Village would result, be based on at least three (3) competitive bids and shall be awarded to the lowest responsible bidder meeting specifications. The Purchasing Agent may solicit bids verbally or by telephone, or may contact prospective bidders by written communication. A record shall be kept of all open market orders and the bids submitted thereon, which records shall be available for public inspection. Any or all bids may be rejected.

3. Purchases or Contracts over \$1000.00. Any expenditure for supplies, materials, equipment, construction project or contract obligating the Village, where the amount of the Village's obligation is in excess of \$1000.00 shall be governed by the provisions of this section.

- (a) Such expenditure shall be made the subject of a written contract. A purchase order shall be a sufficient written contract only in cases where the expenditure is in the usual and ordinary course of the Village's affairs and in no case shall it be sufficient for the construction of public works or the contracting for supplies or services over any period of time or where the quality of the goods or materials or the scope of the services bargained is not wholly standardized.
  - (b) Notice inviting sealed bids shall be published in some newspaper of general circulation or posted in three (3) places in
-



the Village, at least five (5) days before the final date for submitting bids thereon. Such notice shall give briefly the specifications of the supplies, materials or equipment or construction project or other matter to be contracted for, and shall state the amount of bond or other security, if any is to be required, to be given with the bid, and the amount of bond or other security to be given with the contract. The notice shall state the time limit, the place of filing and the time of opening bids and shall also state that the right is reserved to reject any or all bids. Any other conditions of award of the contract shall also be stated in general terms.

- (c) The Purchasing Agent shall also solicit bids from a reasonable number of such qualified prospective bidders as are known to him by sending each a copy of the notice requesting bids.
  - (d) The Council shall prescribe the amount of any security to be deposited with any bid which deposit shall be in the form of cash, certified or cashier's check or bond written by a surety company authorized to do business in the State of Michigan. The amount of such security shall be expressed in terms of percentage of the bid submitted. The Council shall also fix the amount of the performance bond and in the case of construction contracts, the amount of the labor and material bond to be required of the successful bidders.
  - (e) Bids shall be opened in public at the time and place designated in the notice requesting bids in the presence of the President and either the Clerk or the Treasurer. The bids shall thereupon be carefully examined and tabulated and reported to the Council with the recommendation of the Purchasing Agent at the next Council meeting. After tabulation all bids may be inspected by the competing bidders.
  - (f) When such bids are submitted to the Council, the contract to be executed shall also be submitted and if the Council shall find any of the bids to be satisfactory, it shall award the contract to the lowest responsible bidder, unless the Council shall determine that the public
-

interest will be better served by accepting a higher bid, and shall authorize execution of the contract upon execution of the contract by the successful bidder and the filing of any bonds which may have been required. Such award may be by resolution or ordinance. The Council shall have the right to reject any or all bids and to waive irregularities in bidding and to accept bids which do not conform in every respect to the bidding requirements.

- (g) At the time the contract is executed by him, the contractor shall file a bond executed by a surety company authorized to do business in the State of Michigan, to the Village, conditioned upon the performance of said contract and saving the Village harmless from all losses or damage caused to any person or property by reason of any carelessness or negligence by the contractor and from all expense of inspection, engineering and otherwise, caused by the delay in the completion of any improvement and further conditioned to pay all laborers, mechanics, sub-contractors and material men as well as all just debts, dues and demands incurred in the performance of such work.
- (h) All bids, deposits of cash or certified or cashier's checks may be retained until the contract is awarded and signed. If any successful bidder fails or refuses to enter into the contract awarded to him within five (5) days after the same has been awarded, or file any bond required within the same time, the deposit accompanying his bid shall be forfeited to the Village, and the Council, may, in its discretion, award the contract to the next low responsible bidder unless the Council shall determine that the public interest will be better served by accepting a higher bid, or said contract may be re-advertised.

4. Exceptions to Competitive Bidding. Subject to prior approval of the Council, competitive bidding shall not be required in the following cases:

- (a) Where the product or material contracted for is not competitive in nature, and the Purchasing Agent so certifies to the Council in writing.
-

- (b) In the employment of professional services;
- (c) Where the Council shall determine that the public interest will be best served by joint purchase with, or purchase from, another unit of government.

5. Sale of Property. Whenever any personal property belonging to the Village is no longer needed for corporate or public purposes, the same may be offered for sale on approval by the Council. Personal property not exceeding one thousand (\$1000.00) dollars in value may be sold for cash by the Purchasing Agent upon approval of the President, after receiving quotations or competitive bids therefor for the best price obtainable. Personal property with a value in excess of one thousand (\$1000.00) dollars may be sold after advertising and receiving competitive bids, as provided in section 3 and after approval of the sale has been given by the Council. In the purchase of automotive equipment, bidders may include in their bid, a trade-in allowance for old equipment and such equipment may be disposed of in trade without further bidding requirements.

6. Sale of Real Estate. Real estate may be purchased or sold or leased when not required for corporate purposes, upon the affirmative vote of two-thirds of the members elect of the Council. Sales of real estate shall be subject to the requirements of section 2 of this Chapter. The notice inviting bids shall contain a brief description of the property in addition to the information specified in section 2 (b).

---



CHAPTER 1190 - COMPENSATION OF OFFICERS

1. President and Trustees. The President and Trustees of the Village shall receive the sum of \$16.67 per meeting for each regular meeting of the village council by them respectively attended during their term of office. Said officers shall receive no other compensation for services performed for and on behalf of said village during their term of office.

2. Other Officers. All other village officers and employees shall receive such compensation as the council shall from time to time establish by resolution. No salary paid any village officer appointed for a definite term of office shall be increased or decreased so as to be effective during the current term of such officer.

---

---

CHAPTER 2001 - REFUSE COLLECTION AND DISPOSAL

1. Definitions. In the construction and application of this Chapter the word "garbage" shall be taken to include any and all rejected or waste household food, refuse, rubbish, dirt and ashes resulting from the combustion of any material.

2. Disposal of Garbage. No ashes, garbage, rubbish, dirt nor any refuse, waste or thing which by its decomposition could or would become offensive to human beings or detrimental to health, or create or tend to create a nuisance, shall be by any person thrown or placed upon any vacant lot or land within the Village of Laurium, whether such lot be enclosed or otherwise, without the permission of the Street Commissioner. It shall be unlawful for any person to deposit or place refuse in any manner whatsoever in or upon any sidewalk, street, alley or public place in the Village of Laurium.

3. Collection and Disposal Regulations. All garbage shall be collected and deposited at such places and in such manner as may be designated by the Village Council.

4. Receptacles Required. For the proper and economical collection of garbage hereinbefore defined, every owner of or tenant occupying premises in the Village of Laurium shall provide a receptacle for such garbage and every such owner or tenant shall cause the garbage from said premises to be placed in said receptacle. The said receptacle or receptacles shall be sufficient in size to hold one week's accumulation of garbage, and shall at all times be maintained in good order. Filthy, leaking or defective receptacles shall be promptly cleaned, repaired or replaced with new ones. The garbage receptacles shall be of metal, with close fitting cover and shall be fitted with strong handles on the sides, and shall be water-tight. Garbage shall be drained of moisture and wrapped in paper before it is deposited in the receptacle. Receptacles to which garbage is frozen, through failure to observe the above regulation, and all garbage receptacles containing water or slops, will not be emptied by the collector.

---

All receptacles shall be subject to the approval of the Street Commissioner and so far as possible shall be placed close to the public alley abutting the property for which they are provided and easily accessible to the collector, except in the winter months when such alleys are impassable. The keeping or storing of receptacles on any street, alley, park or public place in the Village of Laurium is prohibited.

In the case of the owner or tenant occupying premises not abutting upon any alley, or if the alleys are impassable during the winter months, the Street Commissioner shall designate the time for the collection of garbage in order that such owners or tenants may place the receptacles at the curb in front of such premises for the purpose of collection.

5. Collection. It shall be the duty of the Street Commissioner to cause collection as regularly as practicable of all such garbage hereinbefore named, as shall be kept for such collection, in compliance with this Chapter.

---

---



## CHAPTER 2026 - SEWER SERVICE

1. Definitions. Unless the context specifically indicates otherwise, the following definitions shall apply in the interpretation of this Chapter:

- (a) "Superintendent" shall mean the Superintendent of Public Works of the Village or his authorized deputy, agent or representative.
  - (b) "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and storm waters as may be present.
  - (c) "Sewer" shall mean a pipe or conduit for carrying sewage.
  - (d) "Public sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.
  - (e) "Combined sewer" shall mean a sewer receiving both surface runoff and sewage.
  - (f) "Sanitary sewer" shall mean a sewer which carries sewage and to which storm, surface, and ground waters are not intentionally admitted.
  - (g) "Storm sewer" or "storm drain" shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes.
  - (h) "Industrial wastes" shall mean the liquid wastes from industrial processes as distinct from sanitary sewage.
  - (i) "Building drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet outside the inner face of the building wall.
-

- (j) Building sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.
- (k) "B. O. D. " (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20° C. , expressed in parts per million by weight.
- (l) "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

2. Waste Deposits. No person shall place or deposit in an unsanitary manner upon public or private property within the Village, any human or animal excrement, garbage, or other objectionable waste. No person shall discharge to any natural outlet within the Village, any unsanitary sewage, industrial wastes, or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this Chapter.

3. Privies and Septic Tanks. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

4. Sewer Connection Required. The owner of each house, building and property used for human occupancy, employment, recreation, or other purpose, situated within the Village and abutting on any street, alley or right-of-way in which there is located a public sanitary or combined sewer, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this Chapter and regulations supplementary hereto, within ninety (90) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet of the property line.

5. Private Sewer Systems. Where a public sanitary or combined sewer is not available under the provisions of section 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this Chapter.

6. Permit and Fee. Before commencement of construction of a private sewage disposal system, the owner shall first obtain

---

a written permit signed by the Superintendent. The application for such permit shall be made on a form furnished by the Village which the applicant shall supplement by any plans, specifications and other information as are deemed necessary by the Superintendent. A permit and inspection fee of five (\$5.00) dollars shall be paid at the time the application is filed.

7. Inspection. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Superintendent.

8. Standards. The type, capacities, location and layout of a private sewage disposal system shall comply with all recommendations of the Department of Public Health of the State of Michigan, and shall be constructed and connected in accordance with the plumbing regulations of the Village. No septic tank or cesspool shall be permitted to discharge to any public sewer or natural outlet.

9. Discontinuance of System. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in section 4, a direct connection shall be made to the public sewer in compliance with this Chapter, and any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

10. Maintenance of System. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the Village.

11. Additional Requirements. Nothing herein contained shall be construed to interfere with any additional requirements that may be imposed by the Health Officer, or otherwise limit his powers.

12. Sewer Connections. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Superintendent. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Superintendent. A permit and inspection fee of five (\$5.00) dollars for a building sewer permit shall be paid at the time the application is filed.

---



13. Separate Building Sewers. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

14. Old Building Sewers. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Superintendent, to meet all requirements of this Chapter.

15. Installation of Building Sewer. All building sewer construction and the installation of pipes, fittings and appurtenances shall be done in accordance with Village building regulations and such supplementary rules and regulations as the Superintendent may prescribe, which shall be effective upon approval by the Council.

16. Supervision of Connection. The applicant for the building sewer permit shall notify the Superintendent when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made by the Department of Public Works or under its immediate supervision.

17. Prohibited Uses. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer:

- (a) Any liquid or vapor having a temperature higher than (150° F.).
  - (b) Any water or waste which may contain more than (100) parts per million, by weight, of fat, oil, or grease.
  - (c) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas.
  - (d) Any garbage that has not been properly shredded.
  - (e) Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, or any other solid or viscous substance capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage works.
-

- (f) Any waters or wastes having a pH lower than (5.5) or higher than (10.5), or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
- (g) Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, or create any hazard in the receiving waters of the sewage treatment plant.
- (h) Any waters or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.
- (i) Any noxious or malodorous gas or substance capable of creating a public nuisance.

18. Interceptors. Grease, oil and sand interceptors shall be provided when, in the opinion of the Superintendent, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, and other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Superintendent, and shall be located as to be readily and easily accessible for cleaning and inspection.

19. Preliminary Treatment Facilities. The admission into the public sewers of any waters or wastes having:

- (a) A five (5) day Biochemical Oxygen Demand greater than (300) parts per million by weight, or
- (b) Containing more than (350) parts per million by weight of suspended solids, or
- (c) Containing any quantity of substances having the characteristics described in section 17, or
- (d) Having an average daily flow greater than (2%) of the average daily sewage flow of the Village,

shall be subject to the review and approval of the Superintendent.

---

Where necessary in the opinion of the Superintendent, the owner shall provide, at his expense, such preliminary treatment as may be necessary to,

- (a) Reduce the Biochemical Oxygen Demand to (300) parts per million and the suspended solids to (350) parts per million by weight, or
- (b) Reduce objectionable characteristics or constituents to within the maximum limits provided for in section 17, or
- (c) Control the quantities and rates of discharge of such waters or wastes.

Plans, specifications, and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Superintendent and of the Department of Health of the State of Michigan, and no construction of such facilities shall be commenced until said approvals are obtained in writing.

20. Measurements and Tests. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in sections 17 and 19 shall be determined in accordance with "Standard Methods for the Examination of Water and Sewage," as published by the American Public Health Association.

21. Agreements. Nothing herein contained shall be construed as preventing any special agreement or arrangement between the Village and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Village for treatment, subject to payment therefor by the industrial concern.

22. Protection From Damage. No unauthorized person shall maliciously, wilfully nor negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance, or equipment which is a part of the municipal sewage works.

---



## CHAPTER 3012 - PARK REGULATIONS

1. Injury to Park Property. No person shall obstruct any walk or drive in any public park or playground and no person shall injure, mar or damage in any manner, any monument, ornament, fence, bridge, seat, tree, fountain, shrub, flower, playground equipment, fire-places, or other public property within or pertaining to said parks.

2. Intoxicating Liquors. No person shall bring into or drink in any Village park any alcoholic beverage.

3. Waste Containers. No person shall place or deposit any garbage, glass, tin cans, paper or miscellaneous waste in any park or playground except in containers provided for that purpose.

4. Ball Games. No person shall engage in baseball, football or softball throwing, or other violent or rough exercises or play in any public park or other public place, except in areas designated therefor by order of the Village Council.

5. Additional Rules. The Village Council may, by resolution, prescribe additional rules and regulations pertaining to the conduct and use of parks and public grounds as it shall deem necessary to administer the same and to protect public property and the safety, health, morals and welfare of the public, and no person shall fail to comply with such rules and regulations.

---

---

**CHAPTER 4001 - STREET OPENINGS AND OBSTRUCTIONS**

1. Definitions. Unless the context specifically indicates otherwise, the following definitions shall apply in the interpretation of this Chapter:

- (a) "Street" shall mean all of the land lying between property lines on either side of all streets, alleys and boulevards in the Village, and includes lawn extensions and sidewalks and the area reserved therefor where the same are not yet constructed.
- (b) "Superintendent" shall mean the Superintendent of Public Works of the Village.

2. Damage and Obstruction Prohibited. No person shall make any excavation in, or cause any damage to any street in the Village, except under the conditions and in the manner permitted in this Chapter. No person shall place any article, thing or obstruction in any street, except under the conditions and in the manner permitted in this Chapter, but this provision shall not be deemed to prohibit such temporary obstructions as may be incidental to the expeditious movement of articles and things to and from abutting premises, nor to the lawful parking of vehicles within the part of the street reserved for vehicular traffic.

3. Permits and Bonds. Where permits are authorized in this Chapter, they shall be obtained upon application to the Superintendent, upon such forms as he shall prescribe, and there shall be a charge of one (\$1.00) dollar for each such permit. Such permit shall be revocable by the Superintendent for failure to comply with this Chapter, rules and regulations adopted pursuant hereto, and the lawful orders of the Superintendent or his duly authorized representative, and shall be valid only for the period of time endorsed thereon. Application for a permit under the provisions of this Chapter shall be deemed an agreement by the applicant to promptly complete the work permitted, observe all pertinent laws and regulations of the Village in connection therewith, repair all damage done to the street surface and installations on, over or within such street, including trees,

---

and protect and save harmless the Village from all damages or actions at law that may arise or may be brought on account of injury to persons or property resulting from the work done under the permit or in connection therewith. Where liability insurance policies are required to be filed in making application for a permit, they shall be in not less than the following amounts, except as otherwise specified in this Chapter:

- (a) On account of injury to, or death of, any person in any one accident -----\$10,000.00
- (b) On account of any one accident resulting in injury to, or death of, more than one person ----- \$20,000.00
- (c) On account of damage to property in any one accident ----- \$ 5,000.00

A duplicate executed copy or photostatic copy of the original of such insurance policy shall be filed with the Village Clerk.

Where cash deposits are required with the application for any permit hereunder, such deposit shall be in the amount of twenty-five (\$25.00) dollars, except as otherwise specified in this Chapter, and such deposit shall be used to defray all expenses to the Village arising out of the granting of the permit and work done under the permit or in connection therewith. Three (3) months after completion of the work done under the permit, any balance of such cash deposit unexpended, shall be refunded. In any case where the deposit does not cover all costs and expenses of the Village, the deficit shall be paid by the applicant.

4. Street Openings. No person shall make any excavation or opening in or under any street without first obtaining a written permit from the Superintendent. No permit shall be granted until the applicant shall post a cash deposit and file a liability insurance policy as required by section 3.

5. Emergency Openings. The Superintendent may, if the public safety requires immediate action, grant permission to make a necessary street opening in an emergency, provided that a permit shall be obtained on the following business day and the provisions of this Chapter shall be complied with.

6. Backfilling. All trenches in a public street or other public place, except by special permission, shall be backfilled



with approved granular material to within twelve (12) inches of the surface. On main thoroughfares, this material shall contain one (1) sack of cement per yard of fill. The remaining portion shall be filled with road gravel as specified by the Superintendent.

7. Utility Poles. Utility poles may be placed in such streets as the Superintendent shall prescribe and shall be located thereon in accordance with the directions of the Superintendent. Such poles shall be removed or relocated as the Superintendent shall from time to time direct.

8. Maintenance of Installations in Streets. Every owner of, and every person in control of, any estate hereafter maintaining a sidewalk vault, coal hole, manhole, or any other excavation, or any post, pole, sign, awning, wire, pipe, conduit or other structure in, under, over or upon, any street which is adjacent to or a part of his estate, shall do so only on condition that such maintenance shall be considered as an agreement on his part with the Village to keep the same and the covers thereof, and any gas and electric boxes and tubes thereon, in good repair and condition at all times during his ownership or control thereof, and to indemnify and save harmless the Village against all damages or actions at law that may arise or be brought by reason of such excavation or structure being under, over, in or upon the street, or being unfastened, out of repair or defective during such ownership or control.

#### CURB CUTS

9. Curb Cuts. No opening in or through any curb of any street shall be made without first obtaining a written permit from the Superintendent. Curb cuts and sidewalk driveway crossings to provide access to private property shall comply with the following:

- (a) No single curb cut shall exceed twenty-five (25) feet nor be less than ten (10) feet.
  - (b) The minimum distance between any curb cut and a public crosswalk shall be five (5) feet.
  - (c) The minimum distance between curb cuts, except those serving residential property, shall be twenty-five (25) feet.
-

- (d) The maximum number of lineal feet of sidewalk driveway crossings permitted for any lot, parcel of land, business or enterprise, shall be forty-five (45%) per cent of the total abutting street frontage up to and including two hundred (200) lineal feet of street frontage plus twenty (20%) per cent of the lineal feet of street frontage in excess of two hundred (200) feet.
- (e) The necessary adjustments to utility poles, light standards, fire hydrants, catch basins, street or railway signs, signals, or other public improvements or installations shall be accomplished without cost to the Village.
- (f) All construction shall be in accordance with plans and specifications approved by the Superintendent.

#### SIDEWALK OBSTRUCTIONS

10. Sidewalk Obstructions. No person shall occupy any street with any materials or machinery incidental to the construction, demolition or repair of any building adjacent to said street, or for any other purpose, without first obtaining a permit from the Superintendent. No permit shall be granted until the applicant shall post a cash deposit and file a liability insurance policy as required by section 3 of this Chapter.

11. Pedestrian Passage. At least six (6) feet of sidewalk space shall be kept clean and clear for the free passage of pedestrians and if the building operations are such that such free passageway is impracticable, a temporary plank sidewalk with substantial railings or sidewalk shelter shall be provided around such obstruction.

#### SAFETY REQUIREMENTS

12. Safeguards. All openings, excavations and obstructions, shall be properly and substantially barricaded and railed off, and at night shall be provided with red warning lights. Warning lights perpendicular to the flow of traffic shall not be more than three (3) feet apart, and parallel to the flow of traffic not over fifteen (15) feet apart.

13. Shoring Excavations. All openings and excavations shall be properly and substantially sheeted and braced as a safeguard to workmen and to prevent caveins or washouts which

---

would tend to injure the thoroughfare or sub-surface structure of the street.

#### HOUSEMOVING

14. Housemoving. No person shall move, transport or convey any building or other similar bulky or heavy object, including machinery, trucks and trailers, larger in width than fourteen (14) feet, into, across or along any street, alley or other public place in the Village without first obtaining a permit from the Superintendent. Such permit shall specify the route to be used in such movement and no person shall engage in such movement along a route other than that specified in the permit. No housemoving permit shall be granted until the applicant shall post a cash deposit in the amount of fifty (\$50.00) dollars and file a liability insurance policy as required by section 3 of this Chapter.

15. Removal of Encroachment. Encroachments and obstructions in the street may be removed and excavations refilled and the expense of such removal or refilling charged to the abutting land owner when made or permitted by him or suffered to remain by him, otherwise than in accordance with the terms and conditions of this Chapter. The procedure for collection of such expenses shall be as prescribed in sections 19, 20 and 21 of Chapter VIII of the Charter.

16. Temporary Street Closings. The Superintendent shall have authority to temporarily close any street, or portion thereof, when he shall deem such street to be unsafe or temporarily unsuitable for use for any reason. He shall cause suitable barriers and signs to be erected on said street, indicating that the same is closed to public travel. When any street or portion thereof shall have been closed to public travel, no person shall drive any vehicle upon or over said street except as the same may be necessary incidentally to any street repair or construction work being done in the area closed to public travel. No person shall move or interfere with any sign or barrier erected pursuant to this section without authority from the Superintendent.

---

---



## CHAPTER 4024 - SIDEWALKS

1. Definitions. The following definitions shall apply in the interpretation of this Chapter.

- (a) "Sidewalk" shall mean the portion of the street right-of-way designed for pedestrian travel.
- (b) "Superintendent" shall mean the Superintendent of Public Works of the Village.

2. Specifications and Permits. No person shall construct, rebuild or repair any sidewalk except in accordance with the line, grade, slope and specifications established for such sidewalk, nor without first obtaining a written permit from the Superintendent, except that sidewalk repairs of less than fifty (50) square feet of sidewalk may be made without a permit. The fee for such permit shall be one (1¢) cent per square foot and a minimum of one (\$1.00) dollar.

3. Line and Grade Stakes. The Superintendent shall furnish line and grade stakes as may be necessary for proper control of the work, but this shall not relieve the owner of responsibility for making careful and accurate measurements in constructing the work to the lines furnished by the Superintendent. Where it is necessary to replace engineer's stakes disturbed or destroyed without fault on the part of the Village, or its employees, a charge of one (\$1.00) dollar per stake shall be paid.

4. Sidewalk Specifications. Sidewalks shall not be less than four (4) inches in thickness and expansion paper shall be placed in the joints. All concrete used in sidewalk construction shall, twenty-eight (28) days after placement, be capable of resisting a pressure of twenty-five hundred (2500) pounds per square inch without failure.

5. Permit Revocation. The Superintendent may issue a stop order to any permittee holding a permit issued under the terms of this Chapter for failure to comply with this Chapter, or the rules, regulations, plans and specifications established for the construction, rebuilding or repair of any sidewalk, and the issuance of such stop order shall be deemed a suspension of such permit. Such stop order shall be effective until the next

---

regular meeting of the Village Council, and if confirmed by the Council, at its next regular meeting, such stop order shall be permanent, and shall constitute a revocation of the permit.

6. Approval of Specifications. The line, grade, slope and width of sidewalks, and specifications as to materials and manner of construction not in conflict with this Chapter, shall be established by the Superintendent, and where, under the following sections of this Chapter, the Council orders the construction of any sidewalk, then the Council shall also, by resolution, specify the line, grade, slope, width, materials and manner of construction for the sidewalk ordered built.

7. Ordering Construction. The Village Council may, by resolution, require the owners of lots and premises to build sidewalks in the public streets adjacent to and abutting upon such lots and premises. When such resolution shall be adopted, the Superintendent shall give notice thereof, in accordance with section 12 of Chapter 1001 of this Code, to the owner of such lot or premises requiring him to construct or rebuild such sidewalk within twenty (20) days from the date of such notice.

8. Construction by Village. If the owner of any lot or premises shall fail to build any particular sidewalk as described in said notice, and within the time and in the manner required thereby, the Superintendent is hereby authorized and required, immediately after the expiration of the time limited for the construction or rebuilding by the owner, to cause such sidewalk to be constructed and the expense thereof shall be charged to such premises and the owner thereof, and collected as provided in section 10 of Chapter VII of the Charter.

9. Sidewalk Maintenance. No person shall permit any sidewalk within the Village which adjoins property owned by him, to fall into a state of disrepair or to be unsafe.

10. Sidewalk Repair. Whenever the Superintendent shall determine that a sidewalk is unsafe for use, notice may be given to the owner of the lot or premises adjacent to and abutting upon said sidewalk of such determination which notice shall be given in accordance with section 12 of Chapter 1001 of this Code. Thereafter, it shall be the duty of the owner to place said sidewalk in a safe condition. Such notice shall specify a reasonable

time, not less than seven (7) days, within which such work shall be commenced, and shall further provide that the work shall be completed with due diligence. If the owner of such lot or premises shall refuse or neglect to repair said sidewalk within the time limited therefor, or in a manner otherwise than in accordance with this Chapter, the Superintendent shall have said sidewalk repaired. The cost of repairs hereunder shall be charged against the premises which said sidewalk adjoins and the owner of said premises, and shall be collected as provided in section 10 of Chapter VII of the Charter.

11. Sidewalks to be Cleared. The occupant of every lot or premises adjoining any street, or the owner of such lot or premises, if the same are not occupied, shall clear all ice and snow from sidewalks adjoining such lot or premises within the time herein required. When any snow shall fall or drift upon any sidewalk during the nighttime, such snow shall be cleared from the sidewalks by 12:00 o'clock noon. Snow falling or accumulating during the day shall be cleared from the sidewalks by 12:00 o'clock noon of the day following.

12. Failure to Clear. If any occupant or owner shall neglect or fail to clear ice or snow from the sidewalk adjoining his premises within the time limited, or shall otherwise permit ice or snow to accumulate on such sidewalk, he shall be guilty of a violation of this Chapter and in addition, the Superintendent may cause the same to be cleared and the expense of removal shall be collectable as provided in section 10 of Chapter VII of the Charter.

---



---

**CHAPTER 5021 - HOUSE TRAILERS**

1. House Trailers. For the purpose of this Chapter, the term "house trailer" shall mean any vehicle used or intended for use as a dwelling, regardless of whether such vehicle is self-propelling or is moved by other agencies. The following restrictions shall be applicable to house trailers:

- (a) No person shall park overnight or permit the parking overnight of any house trailer upon any public highway, street, alley, park or other public place within the Village.
- (b) No person shall park or permit the parking of a house trailer for occupancy on any private property within the Village except in an authorized trailer camp licensed under the provisions of Act 243, Public Acts of 1959, State of Michigan, as amended: Provided, that a permit for the occupancy of a house trailer on a residential lot may be granted by the Village President upon application of the occupant of such house trailer within twenty-four (24) hours after the parking of such house trailer. No such permit shall be granted:
  - (1) For a period in excess of thirty (30) days, nor oftener than once in six (6) months for the same lot or parcel of land;
  - (2) If any charge is to be made directly or indirectly for the parking of such house trailer or the furnishing of any service or facility by the owner or occupant of the premises on which such house trailer is parked.

2. Penalty and Enforcement. In addition to the penalty applicable to a violation of this Code, any person parking, occupying or using any house trailer parked in violation of section 1, shall be guilty of maintaining a nuisance per se and upon application by the Village to any court of competent jurisdiction the maintenance of such nuisance may be restrained.

---

CHAPTER 5032 - OPEN STORAGE  
OF JUNKED AUTOMOBILES

1. Storage of Junked Automobiles. No person shall store, place on or permit to be stored or placed on or allow to remain on any premises within the Village, any dismantled, partially dismantled or inoperable motor vehicle or any parts of any motor vehicle, unless such partially dismantled motor vehicle, inoperable motor vehicle or parts of a motor vehicle shall be kept in a wholly enclosed garage or other wholly enclosed structure. Any bona fide owner, co-owner, tenant or co-tenant of any premises may store, permit to be stored or allow to remain on the premises of which he is the owner, co-owner, tenant or co-tenant, any one such dismantled, partially dismantled or inoperable motor vehicle, for a period of not to exceed forty-eight (48) hours, if such motor vehicle is registered in his, her or its name and provided, that any such owner, co-owner, tenant or co-tenant may, in the event of hardship, upon payment of the fee hereinafter provided, secure a permit from the Village President to extend this period of forty-eight (48) hours for an additional period of not to exceed one (1) week for any one such dismantled, partially dismantled or inoperable motor vehicle, if such motor vehicle is registered in his, her or its name. Nothing contained in this section shall be construed to permit parking or placing of any dismantled or partially dismantled vehicle within any street area within the Village or in any front yard of any premises upon which a dwelling exists and the placement of such vehicles in such places is hereby expressly prohibited.

2. Permits. Upon application duly made by the registered owner of a motor vehicle and upon a showing of undue hardship, the Village President is hereby authorized to issue the permit provided for in Section 1 of this Chapter. A fee of One (\$1.00) Dollar for each such permit issued shall be collected and paid into the General Fund.

3. Licensed Junk Yards. Nothing contained in this Chapter shall be applicable to any junk yard licensed under the provisions of this Code.

4. Definitions.

- (a) "Motor vehicle" shall have the meaning ascribed to it in Public Act 300 of 1949, State of Michigan, being the Michigan Vehicle Code.
- (b) "Inoperable motor vehicle" shall mean a motor vehicle which by reason of dismantling, disrepair or other cause is incapable of being propelled under its own power.
- (c) "Dismantled or partially dismantled motor vehicle" shall mean a motor vehicle from which some part or parts which are ordinarily a component of such motor vehicle has been removed or is missing.

5. Nuisance. The presence of a dismantled, partially dismantled or inoperable motor vehicle or parts of a motor vehicle on any premises in violation of the terms of this Chapter is hereby declared to be a public nuisance and shall be subject to abatement in the manner prescribed in Chapter 9048 of this Code and the costs of such abatement shall be collected from the owner of such premises in accordance with said Chapter 9048.

*Penalty Page 1001-14 (13) Page.*



## CHAPTER 6016 - GENERAL HEALTH REGULATIONS

1. Littering. No person shall place, deposit, throw, scatter or leave in any street, alley or public place, or on the private property of another, any refuse, waste, garbage, dead animal, wash water or other noxious or unsightly material.

2. Duties of Health Officer. Subject to the orders of the Board of Health, the Health Officer shall have power and it shall be his duty:

- (a) To make, or cause to be made, diligent inquiry in respect to all nuisances, sources of filth and causes of sickness of every description in the Village, which are or may be injurious to the public health, and to abate the same.
- (b) To isolate and quarantine, when in his judgment the public welfare so requires, any person infected with any communicable disease or whom the Health Officer has good reason to believe has been exposed to any such disease. No person shall tear down, remove, mutilate or destroy any quarantine placard or other sign or notice posted by the Health Officer or under his direction, until the Health Officer orders the same removed.
- (c) The Health Officer shall be actively in charge of all matters pertaining to the public health of the Village except as may be otherwise provided by statute of the State of Michigan, the Charter or this Code.

3. State Law, Rules, Regulations. The statutes of the State of Michigan, relating to the public health, sanitation and the prevention of disease and the spreading thereof, and the rules and regulations of the Michigan Department of Health, and all amendments and additions thereto, and as hereafter amended or added to, are hereby expressly incorporated into and made a part of this Code. Any person violating any such law, rule or regulation shall be guilty of a violation of this Code.

4. Communicable Disease Defined. The term "communicable disease" as used in this Chapter shall include the diseases listed as reportable diseases in the regulations for the control of communicable diseases of the Michigan Department of Health, as in effect on the adoption of this Code, and as hereafter amended.

---

---

## CHAPTER 6032 - EATING AND DRINKING ESTABLISHMENTS

1. Definitions. The following definitions shall apply in the interpretation of this Chapter:

- (a) "Restaurant" shall mean restaurant, coffee shop, cafeteria, short order cafe, luncheonette, tavern, sandwich stand, soda fountain, and all other eating or drinking establishments, as well as kitchens or other places in which food or drink is prepared for sale on the premises or elsewhere.
- (b) "Employee" shall mean any person who handles food or drink during preparation or serving, or who comes in contact with any eating or cooking utensils, or who is employed in a room in which food or drink is prepared or served.
- (c) "Utensils" shall include any kitchenware, tableware, glassware, cutlery, containers, or other equipment with which food or drink comes in contact during storage, preparation, or serving.
- (d) "Health Officer" shall mean the person designated to act as Village Health Officer.
- (e) "Clerk" shall mean the Village Clerk.

2. Sanitation Requirements for Restaurants. All restaurants shall comply with all of the following items of sanitation:

- (a) Floors. The floors of all rooms in which food or drink is stored, prepared, or served, or in which utensils are washed, shall be of such construction as to be easily cleaned, shall be smooth, and shall be kept clean and in good repair.
  - (b) Walls and Ceilings. Walls and ceilings of all rooms shall be kept clean and in good repair. All walls and ceilings of rooms in which food or drink is prepared shall be finished in light color. The walls of all rooms in which food or drink is prepared or utensils are washed shall have a smooth, washable surface.
-

- (c) Doors and Windows. When flies are prevalent, all openings into the outer air shall be effectively screened and doors shall be self-closing unless other effective means are provided to prevent the entrance of flies.
- (d) Lighting. All rooms in which food or drink is stored or prepared or in which utensils are washed shall be well lighted.
- (e) Ventilation. All rooms in which food or drink is stored or prepared, or served, or in which utensils are washed, shall be well ventilated.
- (f) Toilet Facilities.
- (1) Every restaurant shall be provided with adequate and conveniently located toilet facilities for its employees, conforming with Chapter 8001 of this Code and the State Plumbing Code. Toilet rooms shall not open directly into any food processing room. The doors of all toilet rooms shall be self-closing. Toilet rooms shall be kept in a clean condition, in good repair, and well lighted and ventilated. Hand-washing signs shall be posted in each toilet room used by employees.
  - (2) All toilet rooms shall be properly vented by exterior windows or mechanical means to the outside air.
  - (3) All toilet rooms and passageways leading to the same shall be well lighted.
  - (4) All toilet rooms shall be kept clean. Sanitary toilet paper shall be provided.
  - (5) Establishments serving alcoholic beverages shall provide proper and adequate toilet facilities for patrons. Separate toilet facilities shall be provided for each sex, and adequate urinals shall be provided in men's toilets.
- (g) Lavatory Facilities. Adequate and convenient hand-washing facilities shall be provided, including hot and cold running water, soap and dispenser, and approved sanitary towels. The use of a common towel is prohibited. No employee shall resume work after using the toilet room without first washing his hands.
-



- (h) Water Supply. Running water under pressure shall be easily accessible to all rooms in which food is prepared or utensils are washed, and the water supply shall be from the Village Water System.
- (i) Construction of Utensils and Equipment. All multi-use utensils and all show and display cases or windows, counters, shelves, tables, refrigerating equipment, sinks, and other equipment or utensils used in connection with the operation of a restaurant shall be so constructed as to be easily cleaned and shall be kept in good repair. Utensils containing or plated with cadmium or lead shall not be used; provided, that solder containing lead may be used for jointing.
- (j) Cleaning and Bactericidal Treatment of Utensils and Equipment. All equipment, including display cases or windows, counters, shelves, tables, refrigerators, stoves, hoods, and sinks, shall be kept clean and free from dust, dirt, insects, and other contaminating material. All cloths used by waiters, chefs, and other employees shall be clean. Single-service containers shall be used only once. All multi-service eating and drinking utensils shall be thoroughly cleaned and effectively subjected to an approved bactericidal process after each usage. All multi-use utensils used in the preparation of food and drink shall be thoroughly cleaned and effectively subjected to an approved bactericidal process immediately following the day's operation. Drying cloths, if used, shall be clean and shall be used for no other purpose. No article, polish, or other substance containing any cyanide preparation or other poisonous material shall be used for the cleansing or polishing of utensils.
- (k) Storage and Handling of Utensils and Equipment. After bactericidal treatment utensils shall be stored in a clean, dry place protected from flies, dust, and other contamination, and shall be handled in such a manner as to prevent contamination as far as practicable. Single-service utensils shall be purchased only in sanitary containers, shall be stored therein in a clean, dry place until used, and shall be handled in a sanitary manner.
-

- (l) Disposal of Wastes. All wastes shall be properly disposed of, and all garbage and trash shall be kept in suitable receptacles, in such manner as not to become a nuisance.
  - (m) Refrigeration. All readily perishable food and drink shall be kept at or below 50° F. except when being prepared or served. Waste water from refrigeration equipment shall be properly disposed of.
  - (n) Wholesomeness of Food and Drink. All food and drink shall be clean, wholesome, free from spoilage, and so prepared as to be safe for human consumption. All milk, fluid milk products, ice cream, and other frozen desserts served shall be from approved sources. Milk and fluid milk products shall be served in the individual original containers in which they were received from the distributor or from a bulk container equipped with an approved dispensing device; provided, that this requirement shall not apply to cream, which may be served from the original bottle or from a dispenser approved for such service. All oysters, clams, and mussels shall be from approved sources, and if shucked shall be kept until used in the containers in which they were placed at the shucking plant.
  - (o) Storage, Display, and Serving of Food. All food and drink shall be stored, displayed, and served as to be protected from dust, flies, vermin, depredation and pollution by rodents, unnecessary handling, droplet infection, overhead leakage, and other contamination. No animals or fowls shall be kept or allowed in any room in which food or drink is prepared or stored. All means necessary for the elimination of flies, roaches, and rodents shall be used.
  - (p) Cleanliness of Employees. All employees shall wear clean garments and shall keep their hands clean at all times while engaged in handling food, drink, utensils, or equipment. Employees shall not expectorate or use tobacco in any form in rooms in which food is prepared.
  - (q) Miscellaneous. The premises of all restaurants shall be kept clean and free of litter or rubbish. None of the
-

operations connected with a restaurant shall be conducted in any room used as living or sleeping quarters. Adequate lockers or dressing rooms shall be provided for employees' clothing and shall be kept clean. Soiled linens, coats, and aprons shall be kept in containers provided for this purpose.

3. Examination and Condemnation of Food. Samples of food, drink, and other substances may be taken and examined by the Health Officer as often as may be necessary for the detection of unwholesomeness or adulteration. The Health Officer may condemn and forbid the sale of, or cause to be removed or destroyed any food or drink which is unwholesome or adulterated.

4. Licenses. No person shall operate a restaurant in the Village who does not possess an unrevoked license of current issue granted in accordance with Chapter 7000 of this Code. No such license shall be granted except upon certification of the Health Officer. Only persons who comply with the requirements of this Chapter shall be entitled to receive and retain such a license. The fee for such license shall be fifteen (\$15.00) dollars per year.

5. Enforcement. The Health Officer shall have the authority and duty to enforce this Chapter.

6. Inspections. At least once every six (6) months, or as often as necessary, the Health Officer shall inspect every restaurant located within the Village. The Health Officer shall have authority to enter any building or part thereof which is used, or which he has reason to believe is used for the storage, preparation, sale, serving or distribution of food or drink for human consumption to inspect the premises, furniture, equipment, dishes or utensils used therein, to determine whether or not the sanitary requirements of this Chapter are complied with.

7. Violations. If, on inspection, the Health Officer finds any violation of the requirements of this Chapter, he shall issue an order to the licensee or person in charge of the restaurant directing the correction of such violation within such reasonable time as he shall deem proper.

8. Failure to Correct Violations. If the Health Officer finds a continuation of the violation upon a second inspection after such

---



reasonable time, he shall suspend the license of the restaurant until such violations have been corrected.

9. Immediate Suspensions. If the Health Officer finds insanitary conditions in any restaurant such that it would be immediately dangerous to the health of the general public, he may immediately suspend the license of and close the restaurant until such insanitary conditions are corrected, following which he shall give a written notice in a reasonable time to the licensee or the responsible representative in charge stating his reasons for closing the restaurant. A continuance to operate after receipt of such written notice shall constitute a violation of this Code.

10. Disease Control. No person who is affected with any disease in a communicable form or is a carrier of such disease shall work in any restaurant, and no restaurant shall employ any such person or any person suspected of being affected with any disease in a communicable form or of being a carrier of such disease. If the restaurant manager suspects that any employee has contracted any disease in a communicable form or has become a carrier of such disease he shall notify the Health Officer immediately.

11. Procedure When Infection Suspected. When suspicion arises as to the possibility of transmission of infection from any restaurant employee the Health Officer is authorized to require any or all of the following measures:

- (a) The immediate exclusion of the employee from all restaurants;
  - (b) The immediate closing of the restaurant concerned until no further danger of disease outbreak exists, in the opinion of the Health Officer;
  - (c) Adequate medical examinations of the employee and his associates, with such laboratory examinations as may be indicated.
-

## CHAPTER 7000 - LICENSES

1. Licenses Required. No person shall engage in the operation, conduct or carrying on of any trade, profession, business or privilege for which any license is required by any provision of this Code without first obtaining a license from the Village in the manner provided for in this Chapter. Any person duly licensed on the effective date of this Code shall be deemed licensed hereunder for the balance of the current license year.
  2. State Licensed Businesses. The fact that a license or permit has been granted to any person by the State of Michigan to engage in the operation, conduct or carrying on of any trade, profession, business or privilege shall not exempt such person from the necessity of securing a license or permit from the Village if such license or permit is required by this Code.
  3. License Application. Unless otherwise provided in this Code, every person required to obtain a license from the Village to engage in the operation, conduct or carrying on of any trade, profession, business or privilege shall make application for said license to the Village Clerk upon forms provided by the Clerk and shall state under oath or affirmation such facts, as may be required for, or applicable to, the granting of such license.
  4. License Year. The license year shall begin January 1st of each year and shall terminate at midnight on December 31st of that year. Original licenses shall be issued for the balance of the license year at the full license fee. License applications for license renewals shall be accepted and licenses issued for a period of fifteen (15) days prior to the annual expiration date. In all cases where the provisions of this Code permit the issuance of licenses for periods of less than one (1) year, the effective date of such licenses shall commence with the date of issuance thereof.
  5. Where Certification Required. No license shall be granted where the certification of any officer of the Village is required prior to the issuance thereof until such certification is made.
  6. Health Officer's Certificate. In all cases where the certification of the Health Officer is required prior to the issuance
-

of any license by the Village Clerk, such certification shall be based upon an actual inspection and a finding that the person making application and the premises in which he proposes to conduct or is conducting the trade, profession, business or privilege comply with all the sanitary requirements of the State of Michigan and of the Village.

7. Chief of Police's Certificate. In all cases where the certification of the Chief of Police is required prior to the issuance of any license by the Village Clerk, such certification shall be based upon a finding that the person making application for such license is of good moral character.

8. Late Renewals. All fees for the renewal of any license which are not paid at the time said fees shall be due, shall be paid as "late fees" with an additional twenty-five (25%) per cent of the license fee required for such license for the first fifteen (15) days that such license fee remains unpaid, and thereafter the license fee shall be that required for such license, plus fifty (50%) per cent of such fee.

9. Right to Issuance. If the application for any license is approved by the proper officers of the Village, as provided in this Code, said license shall be granted and shall serve as a receipt for payment of the fee prescribed for such license.

10. Suspension or Revocation. Any license issued by the Village may be suspended by the Village President for cause, and any permit issued by the Village may be suspended or revoked by the issuing authority for cause. The licensee shall have the right to a hearing before the Village Council on any such action of the Village President, provided a written request therefor is filed with the Village Clerk within five (5) days after receipt of said notice of such suspension. The Council may confirm such suspension or revoke or reinstate any such license. The action taken by the Council shall be final. Upon suspension or revocation of any license or permit, the fee therefor shall not be refunded.

11. "Cause" Defined. The term "cause", as used in this Chapter, shall include the doing or omitting of any act, or permitting any condition to exist in connection with any trade, profession, business or privilege for which a license or permit is granted under the provisions of this Code, or upon any

---