

ORDINANCE NO. 212-97

AN ORDINANCE OF THE VILLAGE OF BANCROFT, MICHIGAN,
ADOPTING AN ORDINANCE TO BE KNOWN AS:

Private Drain Connections

THE Village of Bancroft Ordains:

Section 1. Purpose:

No partnership, corporation, person or persons, or whoever, shall cause, suffer, or permit any privately owned septic tank, cesspool, or drain whatsoever, to be connected with or to remain connected with, or to empty into any Village catch basin, storm sewer, or drain of any kind whatever.

Section 2. Definition:

"Private drain" shall mean any connection of privately owned septic tank, cesspool, or drain that is connected to or allowed to empty into any Village catch basin, storm sewer, or drain of any kind.

Section 3. Removal:

The Village Clerk shall, post in a convenient public place, a notice stating that any such partnership, corporation, person or persons who may have such private drain attached to a Village catch basin, storm sewer, or drain, that such connection of said private drain shall be removed or disconnected within five (5) days of posting of said notice.

Section 4. Removal by Village:

If such partnership, corporation, person or persons shall fail to remove or disconnect said drain as directed by such notice, the Village shall disconnect or remove said drain with all costs of removal or disconnection being charged to the partnership, corporation, person or persons on whose property said drain originates

Section 5. Penalties For Violation:

Any partnership, corporation, person or persons who violate this ordinance shall be punished by a fine of not more than one hundred (\$100) dollars or imprisonment not to exceed ninety (90) days, or both at the discretion of the court having jurisdiction..

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Section 6. Separate Offenses:

Each day that said private drain is still connected after notice of removal or disconnection shall be considered to be a separate violation, and subject to fines and or penalties as set forth in section 5 above.

Section 7. Saving Clause:

Any prosecution which is pending on the effective date of this ordinance, and which arose from a violation, which is started within one (1) year after the effective date of this ordinance, arising from a violation of an ordinance repealed by this ordinance, and which was committed prior to the effective date of this ordinance, shall be tried, and determined exactly as if the ordinance had not been repealed.

Section 8. Severability:

This ordinance and the several sections are hereby declared severable. If any part or clause is adjudged invalid, the balance of this ordinance shall not be affected thereby.

Section 9. Conflicting Ordinances Repealed:

All ordinances previously adopted and inconsistent with the provisions of this ordinance are hereby repealed in their entirety. With reference being made to No. 121-36, entitled an ordinance to prevent and discontinue the connection of private drains to Village drains.

Section 10. Effective Date:

This ordinance shall take effect twenty (20) days after its passage, as set forth hereafter:

Date of Adoption: { MAY 14, 1997 }

Date of Publication: { MAY 23, 1997 }

Effective Date: { JUNE 3, 1997 }

Certification

I, KAREN K. COLE, being the Clerk of the Village of Bancroft, Michigan, do hereby certify that the foregoing is a true and correct copy of the Village of Bancroft Ordinance No. 212-97 passed on MAY 14 19 97, by the Village Council, by a vote of 5 ayes, and 0 nays. Further, I do certify that I did cause the same or a synopsis of same to be published in the ARGUS PRESS newspaper, OWOSSO Michigan, within fifteen (15) days after such adoption by the Village Council of Bancroft, pursuant to M.S.A. 5.1274.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 14TH day of MAY, A.D., 1997.

By: JOHN M. SEDLOCK

John M Sedlock Village President

KAREN K. COLE

Karen K. Cole Village Clerk

SEAL OF THE
VILLAGE OF BANCROFT

**ATTENTION RESIDENTS
VILLAGE OF BANCROFT**

I, Karen Cole, being the Clerk of the Village of Bancroft, MI does hereby cause to be published the following synopsis of recently adopted ordinances of the Village of Bancroft, pursuant to M.S.A. § 1274.

At the regular meeting of the Bancroft Village Council, held on May 14, 1997 the following Village ordinances were adopted:

212-97 Private Drain Connections - No partnership, corporation, person or persons, or whoever, shall cause, suffer, or permit any privately owned septic tank, cesspool, or drain whatsoever to be connected with or to remain connected with, or to empty into any Village catch basin, storm sewer, or drain of any kind whatever.

213-97 To License and Regulate Auctioneers and Those Selling Property at Auction - To amend Section 3 of Ordinance No. 106-59.

214-97 Fences - To regulate fence construction within the Village of Bancroft by requiring the issuance of a permit, the placement of, construction of, alterations to, declaring a fence nuisance, right of appeal, and provides penalties for violations thereof.

215-97 Sidewalks - To regulate the construction, rebuilding and repair of sidewalks under the direction of the sidewalk committee, and to the specifications set forth by the Superintendent of the Department of Public Works; right to appeal, the maintenance of, issuance of permits, financing thereof, snow and ice removal, and provides for penalties for violations thereof.

The aforementioned ordinances may be viewed in their entirety by contacting the Village of Bancroft Clerk, at 106 Higgins St., Bancroft, Phone 517-634-5375.

Published May 23, 1997