

## **BEAR LAKE TOWNSHIP RESOLUTION**

**AT A REGULAR MEETING OF THE BEAR LAKE TOWNSHIP  
BOARD CALLED TO ORDER BY SUPERVISOR WM. JACKSON ON  
November 4, 2003 AT 7:00 PM:**

THE FOLLOWING RESOLUTION WAS OFFERED:

MOVED by Trustee, Richard Dorrance  
SUPPORTED by Treasurer, Dolores Ridky

THAT,

**The Bear Lake Township Board adopts Ordinance No. 11-02 of  
2003 , An Ordinance to amend the Bear Lake Township Land  
Division Ordinance 7-97 as attached.**

ROLL CALL VOTE FOR APPROVAL:

**JACKSON, RIDKY, DORRANCE, and KOSKI**

**YEAS: 4**

**NAYS: 0**

**ABSENT: 1**

**IT IS THE CONSENSUS OF THIS LEGISLATIVE BODY THAT  
THIS RESOLUTION BE ADOPTED.**

State of Michigan)

County of Kalkaska)

I hereby certify that the foregoing is a true and complete copy of  
a resolution offered and adopted by the

**BEAR LAKE TOWNSHIP BOARD** at a REGULAR meeting held  
On November 4, 2003.

SEAL

**Signed** \_\_\_\_\_

William Jackson

Township Supervisor

Address: 198 E. Bear Lake Rd.

Kalkaska, MI. 49646

STATE OF MICHIGAN )

County of

Kalkaska )

SS

*Hugh Conklin*

HUGH CONKLIN

being duly sworn, says that he is the publisher of the  
Leader and Kalkaskian, a  
newspaper printed, published and circulated in said county  
and otherwise qualified according to Supreme Court Rule;  
that annexed hereto is a printed copy of a notice which was  
published in said newspaper on the following date, or dates,  
to wit:

December 3, 20 03

, 20

, 20

, 20

, 20

, 20

Subscribed and sworn to before me

this 3rd day

of December A.D. 20 03

*Johnny J. Deere*

Notary Public, Kalkaska County

My commission expires: 10/27/07

AFFIDAVIT OF PUBLICATION

**BEAR LAKE TOWNSHIP**

**Ordinance No. 11-02 of 2003**

AN ORDINANCE TO AMEND THE BEAR LAKE TOWNSHIP LAND DIVISION ORDINANCE

BEAR LAKE TOWNSHIP HEREBY ORDAINS:

**Section 1. Amendment of SECTION III.**

Section III of the Bear Lake Township Land Division Ordinance is hereby amended to add the following definitions as subsections F., G., and H., which subsections shall read in their entirety as follows:

F. "Land" means all land areas occupied by real property, except the submerged bottomlands of inland lakes, rivers, and streams.

G. "Lot" means a measured portion of a parcel or tract of land, which is described and fixed in a recorded plat. A lot's legal description is referred to as Lot (#) of the Plat of (Name of Plat).

H. "Parcel" means a continuous area or acreage of land of any size, shape or nature, which is described by metes and bounds or which is a lot as defined in this Ordinance.

**Section 2. Repeal of SECTION IV.B and Renumbering of SECTION IV.C.**

Section IV.B of the Bear Lake Township Land Division Ordinance is hereby repealed in its entirety and Section IV.C is hereby renumbered Section IV.B.

**Section 3. Repeal of SECTION IX.**

Section IX of the Bear Lake Township Land Division Ordinance is hereby repealed in its entirety.

**Section 4. Amendment of SECTION X.**

Section X of the Bear Lake Township Land Division Ordinance is hereby amended to read in its entirety as follows:

**SECTION X**

**PENALTIES AND ENFORCEMENT**

A. Any person who violates any provision of this Ordinance shall be responsible for a municipal civil infraction as defined in Public Act 12 of 1994, amending Public Act 236 of 1961, being Sections 600 101-600 9939 of Michigan Compiled Laws, and shall be subject to a fine of not more than Five Hundred and 00/100. Each day this Ordinance is violated shall be considered as a separate violation. Any action taken under this Section shall not prevent civil proceedings for abatement or termination of the prohibited activity.

B. The township assessor is hereby designated as the authorized township official to issue municipal Civil Infraction citations directing alleged violators of this Ordinance to appear in court.

C. A violation of this Ordinance is hereby declared to be a nuisance per se and is declared to be offensive to the public health, safety and welfare.

D. In addition to enforcing this Ordinance through the use of a municipal civil infraction proceeding, the Township may initiate proceedings in the Circuit Court to abate or eliminate the nuisance per se or any other violation of this Ordinance.

**Section 5. Validity.**

If any section, provision or clause of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not effect any remaining portions or application of this Ordinance, which can be given effect without the invalid portion or application.

**Section 6. Effective Date.**

This Ordinance shall become effective thirty (30) days after being published in a newspaper of general circulation within the Township.

BEAR LAKE TOWNSHIP

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**Ordinance No. 11-02 of 2003**

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#### BEAR LAKE TOWNSHIP

By: \_\_\_\_\_  
William Jackson

Its: Supervisor

By: Carol A. Rosenberg  
Carol A. Rosenberg

Its: Clerk