

**SUMMARY OF  
OLIVER TOWNSHIP  
NUISANCE ORDINANCE  
Ordinance No. 1 of 2024**

THE TOWNSHIP OF OLIVER ORDAINS:

**Section 1. Purpose.**

This section specifies the purpose of the Ordinance.

**Section 2. Definitions.**

This section defines the following terms: All terrain vehicle or ATV, Boat, Building materials, Dismantled, Dock, Garbage, Harbor or harboring, Hoist, Inoperable, Junk, Liquid industrial wastes, Marine equipment, Motor vehicle, Ordinance Enforcement Officer, Owner of a cat or dog, Person, Recreational Vehicle, Rubbish, Sealed container, Snowmobile, Totally enclosed structure, Trailer, and Vermin.

**Section 3. Nuisances.**

This section describes the various conditions that constitute nuisances under the ordinance, including, the keeping or storage of building materials; the keeping or storage of ashes, junk, garbage or rubbish outside of a totally enclosed structure; the placing of ashes, junk, garbage or rubbish on private property without the owner's permission or on public property; the keeping or storage of ashes, junk, garbage or rubbish on private property in such a way as to become a breeding ground, food source or habitation of insects or vermin; the intentional depositing of liquid petroleum crude oil and its by-products on the ground; the existence of any damaged structure that is no longer habitable as a dwelling, nor currently useful for any other purposes for which it may have been intended; the existence of any vacant building unless kept secure from entry by the public; except as authorized or required by law, the distributing, placing, posting, or affixing of posters, notices, or handbills on private property without consent of the owner or occupant or in a public right-of-way (except as authorized or required by law); allowing a cat or dog to run at large, to trespass or cause damage upon another person's property, to create malodorous or offensive waste conditions, and to whine, yelp, bark, howl or make other sounds common to its species between midnight and 5 a.m. (or at any time in a habitual manner); to use public streets or public sidewalks in such a way as to cause an obstruction; the keeping of any inoperable or dismantled icebox, refrigerator or similar airtight container in a place accessible by children without first removing the latch or locking device or doors; the keeping or storage of inoperable or dismantled motor vehicles, boats, all terrain vehicles, recreational vehicles, snowmobiles, and/or trailers outside of a totally enclosed structure, except for limited times for repair and sale; and the storage of inoperable or dismantled marine equipment outside of a totally enclosed structure.

**Section 4. Inspections.**

This section provides for the inspection of property to determine violations of or compliance with the ordinance.

**Section 5. Prohibition.**

This section prohibits nuisances on property.

**Section 6. Industrial Usage.**

This section provides an exception for the storage of salvageable metal or wood on factory property, provided the metal or wood is for resale or reuse.

**Section 7. Penalty.**

This section provides the penalty for a violation of the ordinance.

**Section 8. Enforcement Officers.**

This section authorizes the Township Ordinance Enforcement Officer, Township Supervisor, and other individuals appointed by the Township Board to issue municipal civil infraction citations to alleged violators.

**Section 9. Separate Court Action, Nuisance Per Se.**

This section authorizes the township to initiate proceedings in the Circuit Court to abate or eliminate the nuisance and provides that a violation of the ordinance is a nuisance per se.

**Section 10. Abatement by Township.**

This section provides that if a court finds that the property owner is in violation of the ordinance, then the court may authorize the township to enter the property to abate the nuisance conditions.

**Section 11. Cost Recovery; Lien.**

This section provides that the costs incurred by the township in abating the nuisance conditions must be paid to the township by the property owner. This section also provides that if the property owner fails to pay the township its costs to abate the nuisance conditions, the township is entitled to a lien on the property to collect those costs.

**Section 12. Repeal.**

This section repeals the prior nuisance ordinance.

**Section 13. Validity.**

This section declares that the ordinance provisions are severable and can be applied separately in the event a provision is found to be invalid.

**Section 14. Effective Date.**

This section provides that the ordinance becomes effective thirty (30) days after being published in a local newspaper.

NOTICE: Please take note that a true copy of the ordinance can be inspected or obtained at the office of the Oliver Township Clerk.