

AMENDED BLOOMINGDALE TOWNSHIP ORDINANCE NO. 8A-90 VEHICLE SALVAGE YARD

An Ordinance to require the licensing and regulations of Vehicle Salvage Yards within Bloomingdale Township.

THE TOWNSHIP BOARD OF BLOOMINGDALE TOWNSHIP ORDAINS:

That all vehicle salvage yards within Bloomingdale Township shall be subject to the following:

Section 1. Be required to obtain an annual license from Bloomingdale Township and pay an annual fee of Twenty-five and 00/100 (\$25.00) Dollars.

Section 2. Comply with all rules, regulations and conditions set-forth herein which will best protect the public health, safety, interest and general welfare of Bloomingdale Township.

Sections 3. Said Licensee shall at least once a month prepare and mail to the Commissioner of the Department of Public Safety at East Lansing, Michigan a sworn statement of all purchases made by said licensee.

Section 4. A Licensee shall not establish, expand or maintain a Vehicle Salvage Yard, any portion of which is within 1,000 feet of the nearest edge of the right of way of any state or township road or highway. Further, no Vehicle Salvage Yard shall be established within Bloomingdale Township unless it is located on a parcel of land at least forty (40) acres in size. No portion of a Vehicle Salvage Yard shall be located within 300 feet of the nearest edge of the parcel that does not abut a state or township road or highway.

Section 5. Definitions. As used in this ordinance, the term "vehicle salvage yard" shall mean any lot or place that is exposed to the weather, upon which more than three motor vehicles of any kind, incapable of being operated, are placed. The term "vehicle" shall include automobiles, trucks, trailers, mobile homes,

campers, manufactured homes, farm machinery, recreational vehicles, buses, motorcycles, go-carts, construction equipment, dune buggies, boats, personal water craft, and any other motorized or wheeled means of transportation.

Section 6. Fences required. A vehicle salvage yard shall be entirely enclosed by a fence eight feet in height, which shall be kept neatly painted and in good repair at all times, and which shall be constructed of plank board or corrugated iron, so as to exclude such yard from public view. A period of fifteen days from the date of the passage of this ordinance is allowed the operators of such yards to construct the fence or fences required by this ordinance.

Section 7. Advertisements on fences. The fence enclosing a vehicle salvage yard shall not be used for billpostings or other advertising purposes, except that a space not larger than six feet by twelve feet may be used for the advertisement of the business of the owner thereof. Where such yard fronts on more than one street, the use of space for advertisement herein permitted shall extend to each street on which the yard abuts.

Section 8. Contents not to extend above height of fences. The contents of a vehicle salvage yard shall not be placed or deposited to a height greater than the height of the fence surrounding it.

Section 9. Time for demolishing and wrecking vehicles. Work in connection with the demolishing or wrecking of vehicles shall be permitted only on weekdays between the hours of seven a.m. and six p.m.

Section 10. Open fire. No open fire for the burning of rubbish, trash, vehicles, or any part thereof, or other waste matter, shall be permitted.

Section 11. Rubbish and waste matter. A vehicle salvage yard shall, as far as practicable, be kept clear and clean of all rubbish or waste matter.

Section 12. Fluids to be drained from vehicles. All vehicles shall be kept thoroughly drained of all fluids and gases, including gasoline, coolants, transmission fluids, and any other fluids or gases (including Freon) that could cause air, ground or water pollution within the Township. All batteries shall also be removed from the vehicles. The Licensee shall properly dispose of such batteries, fluids and gases, in a manner that is environmentally safe.

Section 13. Police officers to have access for inspection. All vehicle salvage yards, together with the books required by this article shall be at all times open for inspection to all Officers of the Township having Police power, and the Zoning Officer.

Section 14. Time when purchases by operator permitted. No purchaser operating or maintaining a vehicle salvage yard shall purchase any vehicles, or parts or accessories thereof, except between the hours of sunrise and ten p.m.

Section 15. Records. Any person maintaining or operating a vehicle salvage yard shall keep at his/her place of business a book in which a record shall be kept of the day and time of day of each purchase, the name, residence, and description of the person selling and actually delivering the vehicle, parts, or accessories purchased, the amount of the purchase price, the make, state license number, motor number, body number, style, seating capacity of the vehicle purchased, the make and identifying number of the radiator, speedometer, and magnetos purchased, together with any other information concerning said property as may be necessary to prove ownership or identity of such vehicles or of such vehicle part or accessories purchased.

Section 16. Buying, selling, etc. -vehicles or parts from which identification marks have been removed: Notice to police. No purchaser shall knowingly buy, sell, receive, dispose of, conceal or have in his/her possession any motor vehicle, part or accessory from which the manufacturer's serial number or any other number or identification mark has been removed, defaced, covered, altered or destroyed for the purpose of concealing or misrepresenting the identity of the vehicle part or accessory. Every person to whom is offered for sale any motor vehicle, part, or accessory from which has been removed, defaced, covered, altered or destroyed the manufacturer's serial number or any number or identification mark shall immediately notify the Chief of Police.

Section 17. Sales to minors. No licensee under this ordinance shall purchase any auto or auto part or any article whatever from any minor without the written consent of the minor's parent or guardian.

Section 18. Permit required. No person shall maintain or operate a vehicle salvage yard without first having obtained a permit therefore. Application for a permit shall be made to the Township Clerk, and shall contain the name and address of the applicant and the location of the premises where the business is to be carried on. A fee of (\$ 100.00) shall be charged.

Section 19. Fire extinguisher. Each auto salvage yard shall have on hand at least one fire extinguisher of a type recommended by the manufacturer to put out gasoline fires and fires in vehicles. Such fire extinguisher shall be in plain sight in an easily accessible location, and shall be kept charged. Each employee shall be informed of the location of the Fire extinguisher and of the manufacturer's instructions for using it.

Section 20. Penalty. Any person violating any provision of this ordinance shall be fined not more than two hundred dollars (\$200.00) and/or imprisonment for not more than ninety (90) days in the Van Buren County Jail or by both such fine and imprisonment; and a separate offense shall be deemed to be committed on each day during or on which a violation shall continue.

ADOPTED: August 15, 1990

EFFECTIVE: August 16, 1990

AMENDED: 4-16-2001

Effective: Immediately

AMENDMENT TO ORDINANCE #8A-90 DECLARED ADOPTED.

BLOOMINGDALE TOWNSHIP ORDINANCE # 7-01 WEAPONS AND! OR FIREARMS

No person, while in possession of any weapon or firearms shall be permitted to enter the Bloomingdale Township Hall located at 109 E. Kalamazoo Street, Bloomingdale, MI 49026, or the Public Library located at 109 E. Kalamazoo Street, Bloomingdale, MI 49026, with the exception of the ceremonial weapons stored in the building. A Violation of the provision of this Ordinance or failure to comply with any of its

requirements including violations of conditions and safeguards established shall constitute a misdemeanor. Any person who violates this Ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$500.00 or imprisoned for not more than 93 days or both. Each day such violation continues shall be considered a separate offense.

Nothing herein contained shall prevent the Township for taking such other lawful action as is necessary to prevent or remedy violation of this Ordinance through Circuit Court action or any other court which may be available.

Motion by Richardson seconded by Bly to pass the Weapons and/or Firearms as presented.

Yeas: Bly, Richardson, Burlison, Miller, Stange

Nays: None

Adopted: July 18, 2001

Effective: Immediately