

ERIE TOWNSHIP ORDINANCE NO. 1

REGULATING OF JUNK YARDS ORDINANCE

An Ordinance and resolution to provide for the licensing and regulating of junk yards and places for the dismantling, wrecking and disposing of junk and/or refuse material of automobiles: and to prescribe rules, regulations and conditions for the operation of the same: to provide penalties for operating without license and for violating any rule, regulation and condition:

BE IT ORDAINED by the Township Board of the Township of Erie that the Ordinance hereinafter set forth be adopted.

Section 1.

No person, corporation, or co-partnership, or firm shall hereafter carry on the business of operating a junk yard and/or place for the dismantling, wrecking and disposing of the junk and/or refuse material of automobiles in the Township of Erie without first having obtained a license therefore from the Township Board of the Township of Erie.

Section 2.

Any person, corporation, co-partnership, or firm desiring a license to operate a business as described in Section 1 shall make written application upon a form to be furnished by the Township Clerk, which application shall contain the following information: name, age, post office address, applicant's residence, and residence for five years next preceding the date of application, legal description of the premises upon which the business is to be operated. The application shall further show what criminal convictions, if any, the applicant, or its President and Manager, have had as well as when and where, and shall further show the consent to the issuance of such license by the owners of at least 66-2/3 of the area within 1500 feet of any part of the property upon which the business is to be operated. Said application shall be accompanied by the license fee.

Section 3.

The annual license fee for the operation of the business described in Section 1 is hereby fixed at Twenty Five and no/100 (\$25.00) Dollars per year or fraction thereof. All licenses issued under and pursuant to this Ordinance shall terminate on April 1st of each year.

Section 4.

No license shall be issued to any person, corporation, co-partnership, or firm to operate the business described in Section 1 at a point nearer to the center of a public highway than 300 feet nor nearer to an existing residence or dwelling than 350 feet.

Section 5.

A renewal of a license to operate the type of business described in Section 1 shall be obtained in the same manner and after presenting the same form of application as that required for obtaining the original license except for the consent of adjacent property owners.

Section 6.

The Township Clerk of the Township of Erie is hereby authorized to issue a license to any person, corporation, co-partnership, or firm which has presented the form of application hereinabove described accompanied by the license fee as herein fixed, whenever such application has been approved by a majority of the Township Board.

Section 7.

Whenever any person, corporation, co-partnership, or firm operating pursuant to a license issued as aforesaid shall violate any of the rules or regulations as adopted herein, the Township Board of the Township of Erie shall have the right to suspend or cancel said license and to direct the Clerk to return to said person, corporation, co-partnership, or firm the license fee which was paid for such license. Any person or firm aggrieved by such suspension, may upon written application, have a hearing before the Township Board for the purpose of having the license so suspended, reinstated, and the decision of said Board made at the time of such hearing shall be final upon the question of reinstatement.

Section 8.

Any person, firm, corporation or co-partnership hereunder licensed shall at least once each 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 9.

The Township Board of the Township of Erie or their duly authorized agent shall have a right to make an inspection of the premises upon which any licensee is operating at reasonable hours, and at such times shall have the right to inspect the books and records of all purchases provided for and noted in Section 8 hereof.

Section 10.

It shall be unlawful for any person, corporation, co-partnership, or firm to operate the business described in Section 1 between the hours of 10:00 P.M. and 8:00 A.M.

Section 11.

Conviction of the licensee, or its President of a criminal offense shall be and is hereby declared to be grounds for the suspension or cancellation of licenses hereunder issued.

Section 12.

This Ordinance shall become effective on July, 1950.

Section 13.

Any person, firm, or corporation who shall violate any of the provisions of this Ordinance, or who shall fail to comply with the rules and regulations herein set forth, shall, upon conviction thereof, be punished by fine of not more than One Hundred and no/100 (\$100.00) Dollars, or by imprisonment of not more than ninety (90) days in the County Jail, or by both such fine and imprisonment in the discretion of the Court.

Section 14.

All Ordinances and parts of Ordinances heretofore passed, conflicting herewith, are hereby repealed.

Adopted by the full Board of Erie Township, on the 6th day of June, A.D. 1950.

ERIE TOWNSHIP BOARD

By Burnum Lavoy
Clerk