

ORDINANCE NO. 203-94

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

Tree Trimming, and Cutting of Grass and Weeds Ordinance

The Village of Bancroft Ordains:

SECTION 1. Purpose:

An ordinance to provide for the trimming of shade trees, and for the cutting of tall grass and weeds on all lots and premises in the Village of Bancroft; and to provide penalties for the violations thereof.

SECTION 2. Tree Trimming:

(a) That hereafter it shall be necessary and incumbent upon all persons owning any lots or premises in the Village of Bancroft adjacent to which shade trees or ornamental trees shall be standing by the streets of said Village or upon the said premises adjacent to any street in said Village to keep said trees trimmed up for a distance of 8 feet from the street or sidewalk. It shall be unlawful for any person owning any such lots or premises to permit trees as aforesaid to remain with their branches at a less height than 8 feet above any street or sidewalk in said Village of Bancroft.

(b) It shall be the duty of every person owning any lots, or premises in the Village of Bancroft, where any shade trees or ornamental trees are standing by the streets adjacent to said premises or upon said premises so as to project over any sidewalk or street in the Village, to cause said trees to be trimmed at a height of not less than eight (8) feet from the street or sidewalk not later than the first of June of each and every year.

(c) If any persons owning any lots or premises shall neglect to trim said shade trees or ornamental trees as aforesaid, the Village Council shall notify said persons by certified mail that they will have ten (ten) days from date of notification to comply with this Ordinance. Failure to comply will cause the Village to trim such trees, and all costs and expenses shall be charged to the property owner, or against the property as an assessment if owner fails to pay for the costs of trimming said trees. Said trimming of trees by the Village does not alleviate said persons from the penalty clause set forth in section 4 of this ordinance.

ORDINANCE 203-94 CON'T.

SECTION 3. Grass and Weed Cutting:

(a) It shall be unlawful for any person owning lots or premises in the Village of Bancroft to permit tall grasses or noxious weeds to grow thereon or by any adjacent to said lots or premises between the property line and the curb line.

(b) Every person or persons owning any lots or premises in the Village of Bancroft shall not later than the first of May of each year and then at least twice monthly, till October 30th of each year, cut or cause to be cut all grasses or noxious weeds on said lots or premises or adjacent to said premises between the property line and the curb line.

(c) If any person or persons owning any lots or premises shall neglect to cut or cause to be cut any grasses or noxious weeds as aforementioned, the Village council shall notify said person or persons by certified mail, that they will have ten (10) days from date of notification to comply with this ordinance. Failure to comply will cause the Village of Bancroft to cut or cause to be cut the aforementioned grasses or noxious weeds, and such costs and expenses shall be charged to the property owner, or against the property as an assessment if owner neglects to pay the costs and expenses. Said cutting of grasses or noxious weeds by the Village of Bancroft does not alleviate said person or persons from the penalty clause set forth in section 4 of this ordinance.

SECTION 4. Penalties:

Any person or persons violating the terms of this ordinance shall be punished by a fine not exceeding one hundred (\$100.00) dollars, in addition to the costs of prosecution, or by imprisonment in the County jail not exceeding thirty (30) days or by both such fine and imprisonment at the discretion of the Court.

SECTION 5. Severability:

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

SECTION 6. 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. 101-63.

ORDINANCE 203-94 CON'T

SECTION 7. Effective Date:

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

Date of adoption: October 10, 1994

Date of publication: October 21, 1994

Effective date: October 30, 1994

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. 203-94 passed on October 10, 1994, by the Village Council by a vote of 5 yeas and 0 nays. Furthermore, I do certify that I did cause the same or a synopsis of same to be published in the Argus-Press newspaper, Alwassa, Michigan, within fifteen (15) days after such adoption by the Village Council of Bancroft, pursuant to MSA 5.1274.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 10th day of October, A.D., 1994.

BY: Roderick Cox
Roderick Cox Village President

Karen K. Cole
Karen K. Cole Village Clerk

SEAL OF THE VILLAGE
OF BANCROFT

AFFIDAVIT OF PUBLICATION

STATE OF MICHIGAN

County of Shiawassee

In the matter of the Estate of Publication Notice
Adopted ordinances - Village of Bancroft

STATE OF MICHIGAN,
County of Shiawassee,

} ss. Thomas E. Campbell

Being first duly sworn, says that he is the Publisher/General Manager of The ARGUS-PRESS, a newspaper published in the English language for the dissemination of local or transmitted news and intelligence of a general character and legal news, which is a duly qualified newspaper, and that annexed hereto is a copy of a certain order taken from said newspaper, in which the order was published once a week for _____ consecutive weeks

one time only

and that the first insertion of said Notice was on the 21st day of October A. D., 1994, and that the last insertion was on the _____ day of _____, A. D. 19____.

PUBLICATION NOTICE
I, Karen Cole, being the Clerk of the Village of Bancroft, Michigan, does hereby cause to be published the following synopsis of recently adopted ordinances of the Village of Bancroft, pursuant to M.S.A. 5.1274.
At a regular meeting of the Bancroft Village Council, held on October 12, 1994, the following Village ordinances were adopted:
199 - Repeal of 1887 Acts.; 200 - prohibition of the storage of junk and vehicle repair; 201 - prohibition of disorderly conduct; 202 - adoption of the latest MI State Uniform Traffic Code; 203 - Shade tree, grass and weed cutting regulations; 204 - dangerous dogs and dogs creating a nuisance; 205 - regulations regarding use of house trailers as single family dwellings.
The aforementioned ordinances may be viewed in their entirety by contacting the Village of Bancroft Clerk, at 106 Higgins Street, Bancroft. Phone number 634-5375.
Publish: October 21, 1994

PRINTER'S BILL

2 Folios 1 Times,
Proof of Publication _____
Total _____ 32.50
Copies _____ 0
Total _____ 33.00

SIGNED: _____
Subscribed and sworn to before me this 21st day of Oct A. D., 1994
Janis M. Samson
Notary Public, Shiawassee County, Michigan
My Commission Expires _____

JANIS M. SAMSON, NOTARY PUBLIC
SHIAWASSEE COUNTY, STATE OF MICHIGAN
MY COMMISSION EXPIRES 04-17-95

Rec'd Payment _____