

THETFORD TOWNSHIP

ORDINANCE # 89

2015-06-89

ADOPTED JULY 11, 1994

EFFECTIVE JULY 19, 1994

THETFORD TOWNSHIP ORDINANCE to prevent the setting of FIRES within the Township of Thetford, Genesee County, Michigan; to provide for alternative methods to the SETTING OF FIRES and to prescribe penalties for the violation thereof:

THE TOWNSHIP OF THETFORD ORDAINS:

SECTION 1 - Short Title:

This Ordinance shall be known as the "Thetford Township Fire Prevention Ordinance".

SECTION 2 - DEFINITIONS:

An approved "Open Fire" as used in this Ordinance shall mean:

- (A): Any fire which is supervised at all times and has been allowed by a permit from the Township of Thetford, Clerk.
- (B): Any fire which is supervised at all times and maintained in an outdoor fireplace, grill or other receptacle constructed out of non-combustible material and having a securely fitting cover of non-combustible material constructed so as to prohibit burning material from escaping from the container and where such fire is for the sole purpose of cooking food for human consumption and not for the purpose of disposing of waste.
- (C): "Alternative Methods to the Setting of Fires" as used in this Ordinance shall include, but not be limited to the following methods of disposing of waste, vegetation, and other disposable items:
 - (1): By packaging or bundling together such items to be placed at the curb for pick up by a refuse collector as provided by the Township of Thetford on a regularly scheduled pick up day.
 - (2): By obtaining a permit from the Township of Thetford Offices for the purposes of transporting such items to the dumping grounds of a refuse collector as provided by the Township of Thetford.
 - (3): By obtaining a permit to burn an open fire from the Thetford Township Clerk.

SECTION 3 - Open Fires Prohibited:

It shall be unlawful for any person to start or to allow any fire to exist in the Township of Thetford other than "an approved, open fire" or an open fire by permit as defined in this Ordinance.

SECTION 4: Fires on Public Property or Right-of-Way Prohibited:

It shall be unlawful for any person to start or to allow any fire to exist, whether "an approved, open fire" or not, upon any public property or public right-of-way within the Township of Thetford, other than in outside fireplaces provided in the Township of Thetford parks for the purpose of cooking food for human consumption.

SECTION 5: Open Fires by Permit:

It shall be lawful to have an open fire provided that the person conducting the fire shall have first obtained a permit from the Thetford Township Clerk. All permits issued by the Clerk shall be effective for not more than 30 days from the date the permit is issued. All open fires allowed by permit shall be supervised at all times by the individual to whom the permit has been issued.

THETFORD TOWNSHIP ORDINANCE # 89 CONTINUED

SECTION 6: Falsely Reporting a Fire:

It shall be unlawful for any person to falsely report a fire, where said person is aware that the individual against whom the fire has been reported has a permit from the Township of Thetford for the fire which is reported or is otherwise conducting an approved open fire as defined by this Ordinance.

SECTION 7 - Severability:

This Ordinance and its various paragraphs, parts, sections, sentences, and clauses are hereby declared to be severable. If any paragraph, part, section, sentence, or clause of this Ordinance is adjudged unconstitutional or invalid, it is hereby provided that the remainder of the Ordinance shall not be affected thereby and shall be given effect without such invalid part or parts.

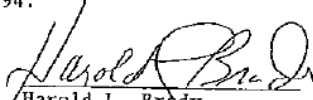
SECTION 8 - Violation, Misdemeanor, Penalty:

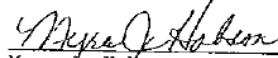
Any person who violates the provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding \$500.00 and costs of prosecution or by imprisonment in the Genesee County Jail for a period not to exceed 90 days or by both such fine and imprisonment at the discretion of the Court.

SECTION 9 - Effective Date:

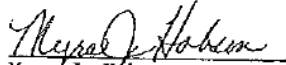
This Ordinance shall take effect the 19th day of July, 1994, after publication in the Genesee County Herald, a newspaper of general circulation in the Township of Thetford, Genesee County, Michigan, after publication in its issue of July 19, 1994.

On MOTION of Myra Hobson and SUPPORT of Eileen Kerr, this Ordinance was adopted by the Thetford Township Board of Trustees at a Regular business meeting held at the Thetford Township Hall, 4014 E. Vienna Rd., Clio, Michigan 48420 on the 11th day of July, 1994.


Harold L. Brady
Township Supervisor


Myra J. Hobson
Township Clerk

I, Myra Hobson, Clerk of the Township of Thetford, Genesee County, Michigan, do hereby certify that the foregoing Ordinance was adopted of a vote of 5 yeas and 0 nays at a regular business meeting of the Thetford Township Board of Trustees held on the 11th day of July, 1994.


Myra J. Hobson
Thetford Township Clerk