

## ORDINANCE NUMBER THREE

## RELATIVE TO THE PRESERVATION OF THE PUBLIC HEALTH

SECTION I. No person shall deposit, or cause to be deposited, any dead animals, fish, putrid meat, entrails, oyster or clam shells, decayed fruit or vegetables, upon any grounds, or in any waters within the City of Carson City.

SECTION II. As amended October 22, 1906. No person shall deposit, or cause to be deposited, any dead animal, fish, putrid meat, or entrails, oyster or clam shells, decayed fruit or vegetables, waste paper, or any waste or refuse matter of any kind or description, or any straw or manure, upon any street, alley, lane, sidewalk or crosswalk within the limits of said City, and no person or persons shall permit or suffer any such waste, filth or offensive substance of whatever name or nature to remain upon any lot, ground or premises owned or occupied by him, her or them, or in or upon any street, lane, alley, sidewalk or crosswalk adjacent to any premises owned or occupied by him, her or them within the limits of said City.

SECTION III. No person or persons owning or occupying any lot or other premises within the limits of said City, shall keep or use, or allow to be kept or used any hog pen, privy, drain, vault, stable, or cellar or other places in or upon such lot or premises, in such a manner as to render such hog pen, privy, drain, vault, stable or cellar or other places, offensive to persons passing on the public streets, or alley, near the same or to persons occupying premises in the vicinity, or in such a condition as to be detrimental to the public health.

SECTION IV. No person shall allow any dead horse or other animal belonging to him, or in his charge, which may have come to its death be disease or any casualty, to lie in any street, lane, alley, or other grounds or place public or private within the corporate limits of said City for a longer time than twelve (12) hours, after such horse or other animal shall have come to its death.

SECTION V. No person or persons or corporation shall exercise any business or trade within the corporate limits of said City which is injurious to the public health.

SECTION VI. Whenever it shall come to the notice of the Marshall or Street Commissioner of said City, that any hog pen, privy, drain vault, stable, factory, slaughter house, cellar or other place is offensive, or in such a condition as to be detrimental to the public health or that any dead animal, fish, putrid meat, entrails, oyster or clam shells, decayed fruit or vegetables, straw, manure or other refuse matter, has been deposited in any lane, alley, street, public grounds or stream within such City, said Marshall or Street Commissioner, and the health officer of said City shall serve a written

(Ordinance Number Three Con't.)

notice upon the owner or occupant of the premises upon which, or opposite which such nuisance may exist, or upon the person or persons who deposited or caused to be deposited such dead animal, putrid meat, manure or other refuse matter, upon such lane, alley, street, public grounds or stream to remove the dead animal, putrid meat, manure or other waste matter, or to remove and abate the nuisance so existing and created within twenty-four (24) hours from the service upon him, her or them of said notice.

SECTION VII. If such owner, occupant or other person shall neglect or refuse to remove the dead animal, putrid meat, manure or other refuse matter, or to abate the said nuisance, in accordance with the terms of said notice as herein before provided, the Marshall or Street Commissioner shall cause the same to be removed or abated and make a report in writing to the common council of the facts in the case at its next meeting thereafter, together with the items of the costs and expenses of the same, and such costs and expenses may be recovered of the owner or occupant of the premises, or the person or persons who shall have created such nuisance, in the action of debt in the name of the City of Carson City.

SECTION VIII. Any person or persons who shall violate any of the provisions of any of the sections of this ordinance shall on conviction thereof, be punished by a fine not exceeding fifty (\$50) dollars, together with the costs of prosecution, or by imprisonment in the common jail of Montcalm County for a period not exceeding sixty (60) days, or by both such fine and imprisonment in the discretion of the court.

SECTION IX. This ordinance shall take effect and be in force from and after the 30th day of April, 1887.

Passed and approved April 8th, 1887.

Motion by McKinley supported by Cook to pass the following amendment:

AMENDMENT TO ORDINANCE NUMBER THREE

THE CITY OF CARSON CITY ORDAINS:

Ordinance Number 3 is hereby amended as follows:

1. Sections I, II and VIII of the original ordinance are hereby repealed.
2. A new Section I is hereby added as follows:
  - a. It is unlawful for any person knowingly, without the consent of the public authority having supervision of public property or the owner of private property, to dump, deposit, place, throw or leave, or cause or permit the dumping, depositing, placing, throwing or leaving of, litter on any public or private property or waters other than property designated and set aside for such purposes. The phrase "public or private property or waters" includes, but is not limited to, the right of way of any road or highway, any body of water or watercourse, or the shores or beaches thereof and including the ice above such waters; any park, playground, building, refuge or conservation or recreation area; and any residential or farm properties or timberlands.
  - b. The term "litter" as used herein means all rubbish, refuse, waste material, garbage, offal, paper, glass, cans, bottles, trash, debris or other foreign substances of every kind and description.
3. A new Section II is hereby added as follows:

"No person shall permit or suffer any such litter to remain upon any lot, ground, or premises owned or occupied by him."
4. A new Section VIII is hereby added as follows:

"Any person who shall be convicted of a violation of any of the provisions of this ordinance shall be punished by a fine of not more than \$100.00 or by imprisonment for not more than 90 days or by both such fine and imprisonment."

This amendment shall take effect and be in force from and after April 29th, 1968.

Passed and adopted by the City Council of Carson City, Michigan, on April 8th, 1968 and approved by me on April 8th, 1968

  
Paul Geller, Mayor

Attest: Yeas: all Nays: none

