TOWNSHIP OF BLOOMFIELD
COUNTY OF MISSAUKEE
STATE OF MICHIGAN

ORDINANCE NO. _______________________

AN ordinance TO PROVIDE FOR THE REGULATION AND CONTROL OF THE
STORAGE, ACCUMULATION AND DISPOSITION OF ABANDONED VEHICLES,
WRECKS, DISMANTLED, AND UNUSABLE VEHICLES, AND TO PROVIDE PENALTIES
FOR THE VIOLATION THEREOF.

BLOOMFIELD TOWNSHIP ORDAINS:

SECTION 1. IT IS HEREBY DETERMINED THAT THE STORAGE OR
ACCUMULATION OF JUNK VEHICLES, OR ABANDONED VEHICLES UPON ANY
PROPERTY IN THE TOWNSHIP OF BLOOMFIELD TENDS TO RESULT IN BLIGHTED
AND DETERIORATED NEIGHBORHOODS, THE INCREASE IN CRIMINAL ACTIVITY
AND IS THEREFORE CONTRARY, TO THE PUBLIC PEACE, HEALTH, SAFETY AND
GENERAL WELFARE OF THE COMMUNITY.

SECTION 2. NO PERSON, CORPORATION, MEMBER OF A CO-PARTNERSHIP OR
FIRM SHALL ENGAGE IN THE BUSINESS OF PURCHASING, EXCHANGING, SELLING,
DISMANTLING, STORING, OR RECEIVING JUNK MOTOR VEHICLES, OR AUTO
SALVAGE AS DEFINED BELOW IN THE TOWNSHIP WITHOUT A PERMIT
THEREFORE APPROVED BY THE BLOOMFIELD BOARD.

A. JUNK MOTOR VEHICLES AND AUTO SALVAGE-- THE TERM JUNK MOTOR
VEHICLES AND AUTO SALVAGE SHALL INCLUDE ANY MOTOR VEHICLE WHICH
HAS NOT BEEN LICENSED OR USED ON THE HIGHWAYS OF MICHIGAN FOR A
PERIOD IN EXCESS OF 60 DAYS, AND ALSO SHALL INCLUDE ANY MOTOR
VEHICLES WHICH HAVE BEEN INOPERABLE FOR ANY REASON FOR A PERIOD IN
EXCESS 60 DAYS, PROVIDED THAT THE FOLLOWING ARE EXEMPTED FROM THIS
DEFINITION.

1. UNLICENSED BUT OPERABLE VEHICLES WHICH ARE KEPT AS THE STOCK
AND TRADE OF A LICENSED AND ESTABLISHED NEW OR USED AUTOMOBILE
DEALERSHIP AND VEHICLES OR EQUIPMENT USED AS STOCK AND TRADE OF A
BUSINESS WHICH OPERATES SEASONALLY OR PART-TIME.

2. INOPERABLE FARM MACHINERY AND AUTO VEHICLES WHICH ARE KEPT
FOR REPLACEMENT PARTS OR OTHER ITEMS ARE EXCLUDED FROM THIS
ORDINANCE, PROVIDED IT IS STORED IN AN ORDERLY FASHION AND IS NOT AN
EYESORE OR A DETRIMENT TO ADJACENT PROPERTIES AND IS USED FOR
PRIVATE AND PERSONAL USE ONLY.
SECTION 3. EVERY PERSON DESIRING TO ENGAGE IN THE BUSINESS OF AUTO SALVAGE HEREIN SPECIFIED IN BLOOMFIELD TOWNSHIP AND ALL THOSE NOW ENGAGED IN THAT BUSINESS IN BLOOMFIELD TOWNSHIP SHALL MAKE APPLICATION IN WRITING TO THE TOWNSHIP SUPERVISOR SPECIFYING THE STREET, BUILDING, AND STREET NUMBER OR ROAD OF PREMISES ON WHICH THE PERSON INTENDS TO CARRY ON THE BUSINESS. APPLICATION FOR AUTO SALVAGE YARD PERMIT MUST BE MADE BY THE PROPERTY OWNER. THE APPLICATION SHALL BE REVIEWED BY THE AUTO SALVAGE YARD COMMITTEE CONSISTING OF A TOWNSHIP SUPERVISOR, ANOTHER MEMBER OF THE BOARD, AND A CITIZEN AT LARGE FROM BLOOMFIELD TOWNSHIP WHO SHALL MAKE THEIR FINDING AND RECOMMENDATIONS TO THE BOARD AT THE NEXT REGULARLY SCHEDULED MEETING OR A SPECIAL MEETING FOR THAT PURPOSE SO LONG AS THE APPLICATION IS RECEIVED NOT LATER THAN 10 DAYS PRIOR TO THE MEETING. THE TOWNSHIP SUPERVISOR SHALL ISSUE THAT PERSON OR PERSONS, WITHOUT FEE, A PERMIT UNDER THE SEAL OF THE TOWNSHIP IN WHICH IT SHALL BE STATED THE SAME IS REVOCABLE UPON CONVICTION OF VIOLATION OF THIS ORDINANCE.

SECTION 4. THOSE STANDARDS WHICH THE AUTO SALVAGE YARD COMMITTEE AND BOARD SHALL CONSIDER IN THEIR INVESTIGATION AND RECOMMENDATIONS AS TO WHETHER OR NOT TO GRANT THE REQUEST SHALL INCLUDE BUT NOT LIMITED TO THE FOLLOWING.

A. THE NATURE OF THE AREA IN WHICH THE PROPOSED AUTO SALVAGE YARD WILL BE PLACED AS TO THE PRESENT AND FUTURE LAND USE AND THE EFFECT THE AUTO SALVAGE YARD WOULD HAVE ON THAT AREA.

B. OPINIONS OF ADJACENT AND NEIGHBORING LAND OWNERS.

C. THE DENSITY OF AUTO SALVAGE YARD'S ALREADY EXISTING IN THE AREA.

D. THE PROXIMITY OF THIS PROPOSED AUTO SALVAGE YARD TO RESIDENTIAL PROPERTIES.

E. ANY OTHER RELEVANT CONSIDERATIONS TO INCLUDE ENVIRONMENTAL CONSIDERATION.

SECTION 5. NO PERSON OR PERSONS HOLDING A PERMIT AS AUTO SALVAGE YARD DEALERS AS DESIGNATED IN THE ORDINANCE SHALL BY VIRTUE OF ONE PERMIT KEEP MORE THAN ONE SHOP, STORE OR PLACE FOR SUCH BUSINESS, PROVIDED HOWEVER THAT SUCH PERSON OR PERSONS MAY REMOVE FROM ONE PLACE OF BUSINESS TO ANOTHER IN THE TOWNSHIP BY GIVING A NOTICE IN WRITING TO THE TOWNSHIP SUPERVISOR SPECIFYING THE BUILDING, NUMBER AND STREET OR ROAD TO WHICH REMOVAL IS INTENDED TO BE MADE, BUT NO
REMOVAL SHALL BE MADE UNTIL IT HAS BEEN APPROVED BY THE BLOOMFIELD TOWNSHIP BOARD.

SECTION 6. EVERY PERSON OR FIRM HOLDING A PERMIT UNDER THIS ORDINANCE SHALL DISPLAY THEIR TOWNSHIP PERMIT, AS WELL AS THEIR STATE LICENSE, IN A CONSPICUOUS PLACE.

SECTION 7. NO PERSON HOLDING A PERMIT AS AFORESAID SHALL PURCHASE OR RECEIVE BY SALE, BARTER, OR EXCHANGE OR OTHERWISE ANY ARTICLES MENTIONED IN THIS ORDINANCE FROM ANY PERSON UNDER THE AGE OF EIGHTEEN YEARS.

SECTION 8. NO PERSON SHALL CONDUCT THE BUSINESS OF A AUTO SALVAGE YARD UNLESS THE SAME BE LOCATED IN AND ALL THE JUNK AUTOS STORED IN A SIDE BUILDING, PROVIDED, HOWEVER, THAT THE JUNK MOTOR VEHICLES AND AUTO SALVAGE MAY BE STORED IN AN OPEN LOT IF SAID LOT HAS A SCREENING FENCE OF APPROPRIATE MATERIALS NOT TO EXCEED 10 FEET IN HEIGHT APPROVED BY THE TOWNSHIP BOARD, WHICH SHALL ENCLOSE THE VIEW OF SAID JUNK MOTOR VEHICLES OR AUTO SALVAGE FROM A PUBLIC ROAD OR STREET OR ADJACENT PROPERTY OWNERS, FREE FROM ADVERTISING EXCEPT AS IT SHALL APPLY TO THE OWNER'S BUSINESS, AND ALL JUNK MOTOR VEHICLES AND AUTO SALVAGE SHALL BE STORED INSIDE OF SAID FENCE AT NO GREATER HEIGHT THAN THE HEIGHT OF THE FENCE. NO MATERIAL CAUSING OFFENSIVE ODOR OR UNSANITARY CONDITIONS SHALL BE STORED ON ANY PREMISES WHERE A JUNK AUTO BUSINESS IS CARRIED ON.

SECTION 9. FENCING.

A. SIDE FENCING SHALL BE AT LEAST 10 FEET FROM PROPERTY LINE.

B. AUTO SALVAGE YARD PERMIT WILL NOT BE ISSUED UNTIL INSPECTION AND APPROVAL OF FENCING BY AUTO SALVAGE YARD COMMITTEE

C. APPLICANTS FOR A AUTO SALVAGE YARD PERMIT WILL BE ALLOWED 60 DAYS IN WHICH TO INSTALL FENCING, OR APPLICATION IS VOIDED.

SECTION 10. ANY PERSON OR PERSONS WHO SHALL VIOLATE ANY OF THE PROVISIONS OF THIS ORDINANCE WILL BE ISSUED A TICKET FOR A CIVIL INFRACTION AND PUNISHABLE BY A FINE NOT TO EXCEED ONE HUNDRED (100.00) DOLLARS, OR BY COMMITMENT TO THE COUNTY JAIL FOR A PERIOD NOT TO EXCEED 90 DAYS OR BOTH FINE AND COMMITMENT. EACH AND EVERY DAY THAT SUCH VIOLATION CONTINUES AFTER NOTIFICATION MAY CONSTITUTE A SEPARATE OFFENSE.

SECTION 11. SHOULD ANY PORTION OF THIS ORDINANCE ADOPTED HEREBY BE
DECLARED UNCONSTITUTIONAL, ILLEGAL OR OF NO FORCE AND EFFECT BY A COURT OF COMPETENT JURISDICTION, SUCH PORTIONS THEREOF SHALL NOT BE DEEMED TO AFFECT THE VALIDITY OF ANY OTHER PART OR PORTION THEREOF.

SECTION 12. THIS ORDINANCE SHALL BECOME EFFECTIVE ON THE 2nd DAY OF June, 1997
TOWNSHIP OF BLOOMFIELD
COUNTY OF MISSAUKEE
STATE OF MICHIGAN
ORDINANCE NO. 6

An ORDINANCE to provide for the regulation and control of the storage, accumulation and disposition of abandoned vehicles, wrecks, dismantled, and unuseable vehicles, and to provide penalties for the violation thereof.

BLOOMFIELD TOWNSHIP
ORDAINS:

Section 1: It is hereby determined that the storage or accumulation of junk vehicles, or abandoned vehicles upon any property in the Township of Bloomfield tends to result in blighted and deteriorated neighborhoods, the increase in criminal activity and is therefore contrary to the public peace, health, safety and general welfare of the community.

Section 2: No person, corporation, member of a co-partnership or firm shall engage in the business of purchasing, exchanging, selling, dismantling, storing, or receiving junk motor vehicles, or auto salvage as defined below in the Township without a permit therefore approved by the Bloomfield Board.

A. Junk motor vehicles and auto salvage — The term junk motor vehicles and auto salvage shall include any motor vehicle which has not been licensed or used on the highways of Michigan for a period in excess of 60 days, and also shall include any motor vehicles which have been inoperable for any reason for a period in excess of 60 days, provided that the following are exempted from this definition:

1. Unlicensed but operable vehicles which are kept as the stock and trade of a licensed and established new or used automobile dealership and vehicles or equipment used as stock and trade of a business which operates seasonally or part-time.

2. Inoperable farm machinery and auto vehicles which are kept for replacement parts or other items are excluded from this ordinance, provided it is stored in an orderly fashion and is not an eyesore or a detriment to adjacent properties and is used for private and personal use only.

B. Opinions of adjacent and neighboring land owners.

C. The density of auto salvage yard’s already existing in the area.

D. The proximity of this proposed auto salvage yard to residential properties.

E. Any other relevant considerations to include environmental consideration.

Section 5: No person or persons holding a permit as auto salvage yard dealers as designated in this ordinance shall be by virtue of one permit keep more than one shop, store or place for such business, provided however that such person or persons may remove from one place of business to another in the township by giving notice in writing to the township supervisor specifying the building, number and street or road to which removal is intended to be made, but no removal shall be made until it has been approved by the Bloomfield Township Board.

Section 6: Every person or firm holding a permit under this ordinance shall display their township permit, as well as their state license, in a conspicuous place.

Section 7: No person holding a permit as aforesaid shall purchase or receive by sale, barter, or exchange, and any article mentioned in this ordinance from any person under the age of eighteen years.

Section 8: No person shall conduct the business of a auto salvage yard unless the same be located in and all the junk autos stored in a side building, provided, however, that the junk motor vehicles and auto salvage may be stored in an open lot if said lot has a screening fence of appropriate materials not to exceed 10 feet in height approved by the township board, which shall enclose the view of said junk motor vehicles or auto salvage from a public road or street or adjacent property owners, free from advertising except as it shall apply to the owner’s business, and all junk motor vehicles and auto salvage shall be stored inside of said fence not at any greater height than the height of the fence. No material causing offensive odor or unsanitary conditions shall be stored on any premises where a junk auto business is carried on.

Section 9: Fencing

A. Side fencing shall be at least 10 feet from property line.

B. Auto salvage yard permit will not be issued until inspection and approval of fencing by auto salvage yard committee.

C. Applicants for a auto salvage yard permit will be allowed 60 days in which to install fencing, or application is voided.

Section 10: Should any portion of this ordinance adopted hereby be declared unconstitutional, illegal or of no force and effect by a court of competent jurisdiction, such a portion thereof shall not be deemed to affect the validity of any other part or portion thereof.

Section 12: This ordinance shall become effective on the 31st day of May, 1997.