

Maxyold / Weatherholt
Roll Call Ted

**PENINSULA TOWNSHIP
UNIFORM SEWER USE AND CONSTRUCTION
ORDINANCE OF 1987**

ORDINANCE NO. 13

AMENDMENT NO. 1

An Ordinance to protect the health, safety and welfare of the people; to provide for the connection of structures in which sanitary sewage originates to an available public sanitary sewer system; to regulate the design, construction and use of public and private sewers and drains and private sewage disposal facilities; to prescribe limitations on the discharge of certain waters and wastes into a public sewer system; and to establish remedies.

THE TOWNSHIP OF PENINSULA ORDAINS:

That Article II, Required Use of Public Sewers, Sections 4(a) and 4(b), of the Uniform Sewer Use and Construction Ordinance of 1987 shall be amended to read as follows:

(a) All structures of every kind and character situated within the Township that are used or are available for use for household, commercial, industrial, institutional or other purposes in which there are toilet, kitchen, laundry, bathing or other domestic, industrial or commercial facilities generating sewage shall be connected directly to an available public sanitary sewer in accordance with Section 4(b) hereof. A public sanitary sewer shall be deemed to be available for such connection if it is located on a street, alley, easement, or other right of way which crosses or abuts upon the property and passes not more than 200 feet at the nearest point from the structure in which sewage originates.

(b) The connection of existing structures to a newly installed public sanitary

sewer which is available for connection as provided in paragraph (a) of this Section shall be made upon the earliest of (i) confirmation by the Grand Traverse County Health Department that such structure's pre-existing facility intended or used for the disposal of sewage has "failed" (in accordance with applicable standards for determining "failure"); or (ii) receipt by the Township of notification that such structure's pre-existing facility intended or used for the disposal of sewage has been pumped or otherwise serviced in a similar manner on more than one occasion within any twelve (12) month period.

Provided, however, that upon a finding by the Local Health Department that sewage emanating from a structure is causing an immediate health hazard or public nuisance, the Township or the Local Health Department may require the connection to be made forthwith after notice to the owner of the property on which the structure is located. The notice may be given by first class or certified mail or by posting on the property.

This Amendment No. 1 to the Peninsula Township Uniform Sewer Use and Construction Ordinance No. 13 shall take effect upon publication.

A copy of the Ordinance, including this Amendment No. 2, may be purchased or inspected at 13235 Center Road, Traverse City, Michigan, 49686, between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday.

Robert K. Manigold, Supervisor
Monica A. Hoffman, Clerk
Peninsula Township Board
Passed by the Township Board on:

Prepared in the offices of:
Running, Wise & Ford, P.L.C.
By: Richard W. Ford (P13569)
326 E. State Street, P.O. Box 686
Traverse City, MI 49685-0686

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To the Record Eagle:

Please publish on:

Please send Affidavit to: Richard W. Ford, Esq.

Please send bill to: Mrs. Monica A. Hoffman
Peninsula Township Clerk
13235 Center Road
Traverse City, MI 49686

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E-MAILED TO THE RECORD EAGLE: