

**SUMMERFIELD TOWNSHIP**

**CLARE COUNTY, MICHIGAN**

**SUMMERFIELD TOWNSHIP NUISANCE**

**ANIMAL ORDINANCE**

**An ordinance to preserve the peace in SUMMERFIELD TOWNSHIP, defining and regulating nuisance animal situations within SUMMERFIELD TOWNSHIP, CLARE COUNTY, MICHIGAN.**

**THE TOWNSHIP OF SUMMERFIELD**

**CLARE COUNTY, MICHIGAN**

**ORDAINS:**

**SECTION 1**

**TITLE**

**This ordinance shall be known and cited as the SUMMERFIELD TOWNSHIP NUISANCE ANIMAL ORDINANCE**

**SECTION 2**

**PURPOSE**

**The purpose of this Ordinance is to secure the public health, safety and general welfare of the residents and property owners of SUMMERFIELD TOWNSHIP, CLARE COUNTY, MICHIGAN, by the regulation of nuisance animals and to prevent or reduce excessive noises and nuisances within SUMMERFIELD TOWNSHIP.**

### SECTION 3

#### DEFINITIONS

**ANIMALS:** means any mammal or bird kept under under the ownership, supervision and/or control of anyone in SUMMERFEILD TOWNSHIP. This definition includes pet ( indoor and outdoor ) , and any animal kenneled, penned, or otherwise maintained on a Township property.

**NOISE:** means any sound which annoys or disturbs humans or which causes or tends to cause substantial annoyance or an adverse psychological or physiological effect on humans.

**PERSON:** means any individual, firm association, partnership, joint venture, liability company or corporation.

**RESPONSIBLE PARTY:** means any individual firm, association, partnership, joint venture, limited liability company or corporation who is responsible for enforcing supervising or controlling the actions of customers, employees or business invitees who may be in violation of the terms of this ordinance and also means the parent, parents or guardian of an unemancipated minor, living with his or her parents, parent or legal guardian who may be in violation of this ordinance.

**TOWNSHIP:** means the TOWNSHIP of SUMMERFEILD, CLARE COUNTY, MICHIGAN.

**UNREASONABLE ANNOYANCE:** means repeated, excessive or very loud noises or other sounds, including but not limited to repetitive barking, squealing, or howling which may be heard beyond the boundaries of a property in SUMMERFEILD TOWNSHIP so as to impact neighboring residents.

### Section 4

#### General prohibitions

- (a) No person shall maintain an animal in SUMMERFIELD TOWNSHIP that makes, continues to make or causes to be made continual noise and/or unreasonable annoyance and no responsible party shall allow an individual and/ or a minor over whom the responsible party has authority shall maintain an animal in SUMMERFIELD TOWNSHP to make, continue to make or cause to be made:
1. Any unreasonable loud or raucous noise; or
  2. Any unreasonable repetitive noise including but not limited to barking, squealing, and howling;
- or

3. Any animal noise which unreasonably disturbs, injures or endangers the comfort, repose, health, peace or safety of reasonable persons of ordinary sensitivity within the jurisdictional limits of the TOWNSHIP; or
4. Any animal noise which is harsh, prolonged, unnatural, or unusual in time or place as to occasion unreasonable discomfort to any persons within the neighborhood from which said animal noises emanate, or as to unreasonable interfere with the peace and comfort of neighbors or their guest or owners and/or operators in places of businesses, so as to detrimentally or adversely affect such residences or places of business. both, plus courts costs and costs of prosecution.

B. Additional Remedies: IN addition to the foregoing provisions relating to penalties, SUMMERFEILD TOWNSHIP specifically reserves the right and shall have the authority to proceed in any court of competent jurisdiction for the purpose of obtaining an injunction, restraining order or other appropriate legal or equitable remedy to all said violations and the nuisances thereby created and to compel compliance with this ordinance. Each day that a violation continues shall constitute a separate offense,

#### SECTION 10 EFFECTIVE DATE

The Ordinance shall become effective immediately upon publication as required by law following adoption by the township board.

**PROPOSED ANIMAL NUISANCE NOISE**

**PROPOSED TO ADD ANIMALS TO THE NOISE AND ANIMAL ORDINANCE**

**PENALIRIES AND ENFORCEMENT**

**First violation- Warning**

**Second violation- \$ 50.00**

**Third violation- \$ 125.00**

**Fourth violation and subsequent violation \$ 250.00 (of the same violation)**

**The ordinance shall be enforced by such person or persons designated by the SUMMERFIELD TOWNSHIP board.**

TOWNSHIP BOARD MEMBERS

VOTE FOR THE SUMMERFIELD TOWNSHIP NUISANCE ANIMAL ORIDNANCE

Michael R Hunter yes ☒ no ☐

MIKE HUNTER - CHIAR

Joanne Hunter yes ☐ no ☒

Joanne hunter- SECUTRAY

Bob Warner yes ☒ no ☐

Bob warner- Board member

Hank Jacobs yes ☒ no ☐

Hank Jacobs- Board member

Janet Shakes yes ☒ no ☐

Janet shakes- Board member