

VILLAGE OF CLIFFORD

VILLAGE PROPERTY ORDINANCE

Ordinance No. 30

An ordinance to establish standards for the installation of driveways; to protect property belonging to and under the jurisdiction of the Village; to prohibit the destruction, damage or encroachment of the Village property; and to repeal the prior ordinance; and to provide for violations.

THE VILLAGE OF CLIFFORD ORDAINS:

ARTICLE I

DRIVEWAYS

Section 1.01. Driveways onto public streets may only be established if the following requirements are complied with:

- a. A driveway shall be designed so as to enter the street as nearly as possible at a 90 degree angle.
- b. A driveway shall be designed so as to take the shortest practical route from the lot served to the street.
- c. Driveways for residences shall be a minimum of 12 and maximum of 15 feet in width.
- d. Driveways in excess of 15 feet in width may be approved for non-residential purposes.
- e. Driveways shall be constructed so as not to interfere with existing drainage. Any culverts needed to facilitate drainage shall be installed. Culverts shall be at least 24 feet in length and at least 12 inches in diameter.
- f. A driveway shall be constructed so as far as practical to preserve any trees within the street right of way.
- g. Written authorization shall be acquired from the Village Department of Public Works before any driveway is constructed or used. Authorization shall be granted if the proposed driveway complies with the requirements of this section. The Department of Public Works shall inspect the completed driveway to verify compliance.

ARTICLE II

DESTRUCTION OF PROPERTY

Section 2.01. No person shall in any way damage, deface or destroy any building, structure, equipment, sidewalk, road, culvert, sign, fence or other real or personal property belonging to the Village.

ARTICLE III

TREES

Section 3.01. No person shall remove, cut or trim any tree or shrub located on Village property (including developed or undeveloped streets or alley rights of way) without first obtaining the written consent of the Village Department of Public Works.

ARTICLE IV

ENCROACHMENTS

Section 4.01. No person shall construct or place any temporary or permanent structure, fence, ditch, culvert, rock or other material in such a manner as to encroach upon any Village property, drainage ditch, or street or alley right of way without first obtaining the written consent of the Village Department of Public Works.

ARTICLE V

ENFORCEMENT AND PENALTIES

Section 5.01. Violation of this ordinance shall be a misdemeanor which shall be punishable upon conviction thereof by a fine not to exceed \$500.00 and/or by imprisonment not to exceed 90 days.

Section 5.02. Any person who shall violate this ordinance by placing an encroachment upon Village property or Village street or alley rights of way shall be notified to remove said encroachment. In the event that the violator refuses to remove said encroachment, the Village shall have the authority to direct Village employees or contractors to remove said encroachment.

Section 5.03. In the event that the Village removes an encroachment pursuant to Section 5.02 or in the event a person damages Village property in violation of Section 2.01, the cost of said removal or the cost of repair or replacement shall be billed to the responsible person. Failure of said person to pay the billing shall result in the Village Assessor placing the amount of the billing on the subsequent property tax roll for collection.

ARTICLE VI

REPEAL OF PRIOR ORDINANCE

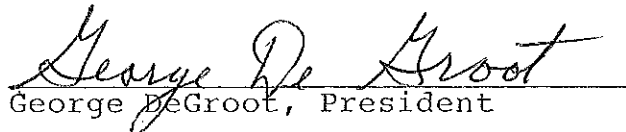
Section 6.01. The former Village Property Ordinance Number 7, adopted April 15, 1949 is hereby repealed in its entirety.

ARTICLE VII

ENACTMENT AND EFFECTIVE DATE

Section 7.01. This ordinance was adopted by the Village Council at a meeting duly held on the 19th day of March, 1985 and was published in the Marlette Leader on the 27th day of March, 1985.

Section 7.02. This ordinance was ordered to be given effect twenty (20) days after said date of adoption.


George DeGroot, President


Suzanne Martinez, Clerk