

**VILLAGE OF KALEVA  
MANISTEE COUNTY**

**AN ORDINANCE TO REGULATE THE GROWTH AND REMOVAL OF NOXIOUS  
WEEDS AND GRASSES BY OWNERS OF PROPERTY IN THE VILLAGE; TO  
PROVIDE FOR THE CUTTING OF NOXIOUS WEEDS AND GRASSES BY THE  
VILLAGE AND THE RECOVERY OF ITS COSTS; TO PROVIDE FOR PENALTIES  
FOR VIOLATION; AND TO REPEAL ALL ORDINANCES IN CONFLICT  
HEREWITH**

**THE VILLAGE OF KALEVA ORDAINS:**

**Section 1. DUTY OF OWNERS TO CUT**

It shall be the duty of every owner of land within the Village of Kaleva to cut down or cause to be cut down all noxious weeds and grasses growing on the owner's property or on the adjacent boulevard. These weeds and grasses must be cut down at least four times each year: once by May 20, again by June 20, again by July 20 and again by August 20. As used in this ordinance, the term "noxious weeds" shall mean those weeds described in section 2 of Act 359 of the Public Acts of 1941, as amended, being MCL 247.62, which definition is incorporated herein by reference.

**Section 2. CUTTING BY VILLAGE; RECOVERY OF COSTS**

In case any owner of land refuses or neglects to cut down or cause to be cut down any noxious weeds as provided in this ordinance, it shall be lawful for the officers or employees of the Village of Kaleva to enter upon any such lands where such noxious weeds are growing and to cause the same to be cut down and destroyed at the expense of the owner of the lands. A schedule of the cost for this work shall be set by resolution of the Village Council, and may be revised from time to time as conditions may warrant. If the owner of such land refuses or neglects to pay the fee set forth by the Village Council's resolution, a lien shall be set against the land and collected the same as other taxes or assessments are collected within the Village. The remedies provided for in this section shall be in addition to the penalty provided in Section 3.

**Section 3. PENALTY**

Whoever violates any provision of this ordinance is guilty of a municipal civil infraction and enforced through the 85th Judicial District Court in Manistee County. The Zoning Administrator of the Village, and any police officer authorized to act in Manistee County are hereby designated as the authorized local officials to issue civil infraction citations. Any person who violates any provision of this ordinance shall be guilty of a civil infraction and subject to a fine of up to \$500.00 for each violation. Any person who violates this ordinance will be ticketed by an authorized local official and required to appear in the 85th Judicial District Court.

**Section 4. EFFECTIVE DATE**

This ordinance shall be effective on the thirty first (31st) day following its adoption and publication as required by law.

**Section 5. REPEALER**

All ordinances or parts of ordinances in conflict herewith are hereby repealed but only to the extent of the conflict.

**THOSE VOTING IN FAVOR: T. Covell, D. Grossnickle, D. Holtz, R. Schafer, J. Draze, D. Peters, J. McKinley**

**THOSE VOTING AGAINST: none**

**THOSE ABSENT OR ABSTAINING: none**

**ORDINANCE DECLARED PASSED**

  
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Village Clerk

**CERTIFICATION**

The undersigned Village Clerk hereby certifies that the foregoing is a true and correct copy of the ordinance adopted by the Village Council of the Village of Kaleva at a regular meeting thereof held on the 21<sup>st</sup> day of April, 2014.

  
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Village Clerk