

VILLAGE ORDINANCE

NO. 111-A

THE VILLAGE OF EDWARDSBURG ORDAINS:

SECTION 1. THAT A LOCAL SOIL AND SEDIMENTATION ORDINANCE BE ADOPTED AS FOLLOWS:

SOIL EROSION AND SEDIMENTATION CONTROL

1.1 Local Enforcing Agency

It is the intent of the Village of Edwardsburg to become the local enforcing agency in regard to implementing Soil Erosion and Sedimentation Control Act 347 of P.A. 1972 within the municipal limits of the Village.

1.2 Rules Adopted

The Village of Edwardsburg hereby adopts by reference the latest rules promulgated by the Michigan Department of Natural Resources relative to Soil Erosion and Sedimentation Control Act 347 of P.A. 1972, said rules to be available for public distribution, at a reasonable charge, with not less than ten (10) copies to be available for public inspection at the Office of the Village Clerk.

1.3 Submission of Plans

Before ground-breaking of any construction project in the Village of Edwardsburg including any grading, filling, excavating or surfacing of any lot or parcel of land, an erosion and sedimentation control plan shall be submitted to the Village in accordance with DNR rules mentioned in Section 1.2.

1.4 Permits and Fees

Upon payment of the necessary fees to the Village in accordance with a fee schedule to be determined by the Village Council, and amended from time to time by simple resolution, the submitted plans shall be reviewed and approved and a permit shall be issued provided the plans meet DNR standards, which have been adopted by reference, to prevent soil erosion at all major construction sites in the Village in excess of one (1) acre.

1.5 Site Inspection

The local enforcing agency shall inspect the construction site at least at the beginning, during construction and at the end of the project and shall issue cease and desist orders upon violation of the rules set forth in Act 347 of P.A. 1972.

1.6 Penalty Clause

Any persons, firm or corporation violating any provision of this ordinance shall upon conviction thereof, be punished by a fine of not less than ten (\$10.00) dollars, nor more than one hundred (\$100.00) dollars, together with the costs of prosecution, or by imprisonment in the County Jail for a term of not more than thirty (30) days, and every day of violation shall constitute a separate offense. In such cases, the fact that a permit was issued shall not constitute a defense, nor shall any error, oversight, or dereliction of duty on the part of any member of the Village Council, or their appointed representatives constitute a defense.

James L. Locey
Village President

Sally Dalrymple
Village Clerk

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