

TOWNSHIP OF OLIVE
County of Ottawa, State of Michigan

Olive Township Ordinance No. 2008-11-01

Adopted: 11-20-2008

Effective: 01-10-2009

NUISANCE ORDINANCE
(Restatement)

**An ordinance to prohibit disorderly conduct and to regulate and control noise,
dust, outdoor wood boilers and other miscellaneous matters.**

Section 1 Definitions.

For the purpose of this Ordinance, certain terms are defined as follows:

- 1.1_ ANSI: American National Standards Institute or its successor bodies. All acoustical terminology shall be that contained in ANSI S1.1 “Acoustical Terminology”.
- 1.2_ ARI: Air Conditioning and Refrigeration Institute or its successor bodies.
- 1.3_ ASHRAE: American Society of Heating, Refrigeration and Air Conditioning Engineers or its successor bodies.
- 1.4_ ASTM: American Society for Testing Materials or its successor bodies.
- 1.5_ Decibel shall mean a logarithmic unit of measurement which indicates the ratio between two quantities (commonly electrical or sound energy levels, or pressure levels). (See Sound Pressure level).
- 1.6_ Discrete tone shall mean a sound wave whose instantaneous sound pressure varies essentially as a sinusoidal function of time.
- 1.7_ Essential services shall mean the erection, construction, alteration or maintenance by public utilities, municipal departments or commissions, or any governmental agencies, of underground or overhead gas, electrical, steam or water transmission or distribution system, collection, communication, supply or disposal system, including poles, wires, mains, drains, sewers, pipes, conduits, cables, fire alarm boxes, police call boxes, traffic signals, hydrants, towers, electric substations, telephone exchange buildings, gas regulator stations, and other similar equipment and accessories in connection therewith, reasonably necessary for the furnishing of utility service by such public utilities, municipal departments, commission or any governmental agencies, or for the public health, safety, or welfare.

- 1.8_ Fluctuating noise shall mean a noise whose sound pressure level varies significantly but does not equal the ambient environmental level more than once during the period of observation.
- 1.9_ IES shall mean International Electrotechnical Commission or its successor bodies.
- 1.10_ Impulse noise is characterized by brief excursions of sound pressure. The duration of a single impulse is usually less than one second.
- 1.11_ Intermittent noise shall mean a noise whose sound pressure level equals the ambient environmental level two or more times during the period of observation. The period of time during which the level of the noise remains at an essentially constant value different from that of the ambient noise level is on the order of one second or more.
- 1.12_ ISO shall mean International Organization for Standardization or its successor bodies.
- 1.13_ Motor vehicle shall mean any passenger vehicle, truck, truck-trailer, trailer, or semi-trailer propelled or drawn by mechanical power.
- 1.14_ Octave band shall mean a frequency band with lower and upper cut-off frequencies having a ratio of 2. The cut-off frequencies of 707 Hertz and 1414 Hertz define an octave band in common use.
- 1.15_ Period of observation shall mean the time interval during which acoustical data are obtained. The period of observation is determined by the characteristics of the noise being measured and should also be at least 10 times as long as the response time of the instrumentation. The greater the variance in indicated sound level, the longer must be the observation time for a given expected accuracy of the measurement.
- 1.16_ Person shall mean every natural person, partnership, association or corporation which may own, operate, or control those devices or facilities herein described:
- 1.17_ Public Place shall mean any street, alley, park, public building, any place of business, or assembly open to or frequented by the public, and any other place which is open to the public view, or to which the public has access.
- 1.18_ Repetitive impulse noise shall mean more than five impulses per hour.
- 1.19_ SAE shall mean Society of Automotive Engineers or its successor bodies.
- 1.20_ Sound level or noise level shall mean for airborne sound, a weighted sound pressure level, obtained by the use of metering characteristics and A-weighting as specified in the referenced standards. When the A-weighting is employed, it must be indicated.

- 1.21_ Sound pressure level of a sound, in decibels, is 20 times the logarithm to the base of 10 of the ratio of the pressure of this sound to the reference sound pressure having the value of 2×10^{-4} dynes per square centimeter.
- 1.22_ Steady noise shall mean a noise whose level remains essentially constant.
- 1.23_ Green Wood - any branch, trunk, limb, or other component of a tree that has not been cut and then seasoned in a stack that promotes air circulation and dried for a period of at least nine (9) months and does not contain a gray, weathered appearance, with cracks in the ends and with a moisture content below twenty-five percent (25%).
- 1.24_ Outdoor Wood Boiler (OWB) – any equipment or device which is installed or established outdoors for the primary purpose of combustion of fuel to produce heat or energy used as a component of a heating system providing heat for any interior space.

Section 2 Acts Prohibited and Determined to be Disorderly Conduct.

No person shall:

- 2.1 Commit an assault or an assault and battery on any person.
- 2.2 Engage in any disturbance, fight, or quarrel in a public place.
- 2.3 Be drunk in any public place or under the influence of any narcotic drug in any public place.
- 2.4 Engage in any indecent, insulting, immoral, or obscene conduct in any public place.
- 2.5 Insult, accost, molest, or otherwise annoy, either by word of mouth, sign, or motion, any person in any public place.
- 2.6 Collect or stand in crowds or arrange, encourage, or abet the collection of persons in crowds for unlawful mischievous purposes in any public place to the annoyance or inconvenience of others.
- 2.7 Jostle or roughly crowd persons in any street, alley, park, or public building.
- 2.8 Loiter on any street or sidewalk or in any park or public building or conduct himself in any public place so as to obstruct the free and uninterrupted passage of the public.
- 2.9 Willfully destroy, remove, damage, alter or in any manner deface any property not his or her own.

- 2.10 Beg in any public place.
- 2.11 Engage in peeping in the windows of any inhabited place.
- 2.12 Swim or bathe in any public place without wearing proper apparel.
- 2.13 Make any immoral exhibition or indecent exposure of his or her person.
- 2.14 Engage in any act of prostitution or gross indecency.
- 2.15 Solicit or accost any person for the purpose of inducing the commission of any illegal or immoral act.
- 2.16 Attend, frequent, operate, or be an occupant or inmate of any place where prostitution, gambling, the illegal sale of intoxicating liquor or narcotics, or where any other illegal or immoral business or occupation is permitted or conducted.
- 2.17 Disturb the public peace or good order by making or assisting in making any unreasonably loud, raucous, or boisterous noise or by vulgar conduct.
- 2.18 Permit, allow, or suffer any place occupied, controlled, or owned by him or her to be used or occupied by any individual or individuals who make or assist in making unreasonably loud, raucous, or boisterous noise that disturbs the public peace or good order or by an individual or individuals who are disorderly by violating any other subsection of this Ordinance.
- 2.19 Obstruct, resist, hinder, or oppose any member of the police force, or any police officer in the discharge of his duties as such.
- 2.20 Knowingly furnish to any police officer or other official a false name, false address, or false information in connection with any arrest or investigation.
- 2.21 Knowingly make to any police officer a fictitious report of the purported commission of any crime or misdemeanor.
- 2.22 Trespass or unlawfully remain upon the premises of another to the annoyance or disturbance of the lawful owner, occupant, or agent thereof.
- 2.23 Prowl about on the private premises of any other person in the nighttime, without authority or permission of the owner of such premises.
- 2.24 Wrongfully throw or propel any snowball, missile, or object from any moving automobile.
- 2.25 Wrongfully throw or propel any snowball, missile, or object toward any person, building,

structure, or automobile.

- 2.26 Minor in possession of alcoholic liquors: No person under the age of 21 years shall purchase, or knowingly possess or transport any alcoholic liquor, or knowingly possess, transport, or have under his control in any motor vehicle any alcoholic liquor unless said person's employed by a licensee as defined in Public Acts 1998, No. 58, as amended, and is possessing, transporting or having such alcoholic liquor in a motor vehicle under his control during regular working hours and in the course of his employment.
- 2.27 No person having a right or property in a dog, or who keeps or harbors a dog, or has it in his care and every person who permits a dog to remain in or about his or her premises occupied by them shall allow any dog to bark, yelp, whine, or howl such that it can be heard by any person from outside of an enclosed structure to any degree between the hours of 9:00 pm and 7:00 am prevailing time.
- 2.28 No person shall engage in an illegal occupation or business.
- 2.29 Give false identification to any person lawfully requesting identification.
- 2.30 Give or lend their identification to another for an illegal purpose.
- 2.31 Knowingly or intentionally permit on any premises owned, occupied, or rented by them.
1. An act which constitutes a violation of this Ordinance;
 2. An act which constitutes indecent or obscene conduct;
 3. The operation of a house of prostitution or place of assignation; or
 4. The illegal sale, use, or possession of a controlled substance or controlled substance analogue by any person. (For purposes of this Subsection, the term "controlled substance" and "controlled substance analogue" shall mean any substance defined as a controlled substance or controlled substance analogue under MCL 333.7101 et seq (MSA 14.15(7101) as amended.
- 2.32 Refuse to obey the lawful command of any police officer, or fail to disburse when directed to do so by a police officer or other law enforcement agent, or Olive Township fire personnel.
- 2.33 Partake in, give countenance to or aid in willfully acting in a belligerent or boisterous manner so as to disrupt a police investigation.
- 2.34 Make, aid, participate in, give countenance to, or assist in making any noise, disturbance, fight, quarrel, trouble, or improper diversion, or any rout, riot, or other unlawful congregation or melee, by which the peace and good order of the township are disturbed.
- 2.35 Shall disrupt or disquiet any congregation or assembly met for religious worship by making any noise or profane discord or engaging in any behavior at or near the place of worship so as

to disturb the solemnity of the meeting.

- 2.36 Urinate or defecate in any public street, park, public beach, or any other area open to the public.
- 2.37 Gun or race the engine of any motor vehicle, including every motorcycle and motor-driven cycle, or run or operate a motor vehicle, motorcycle or motor-driven cycle without a muffler in good working order and in constant operation to prevent excessive or unusual noise, or annoying smoke or remove, destroy, or damage any of the baffles contained in the muffler, or use a muffler cut-out, bypass, or similar device upon the motorcycle, motor-driven cycle, or motor vehicle.
- 2.38 Create any loud noises or use any loud speaker, sound amplifier or other electrical or mechanical device intended to increase the volume or sound at any place or places within the Township in such a manner as to disturb unnecessarily and without reasonable cause the quiet, comfort, or repose of any person or persons between the hours of 11:00 pm and 7:00 am.
- 2.39 Create any loud noises by the erection, including excavation therefor, demolition, alteration, maintenance, or repair of any property or the excavation of any streets or highways at any time, except between the hours of 6:00 am and 9:00 pm, or except as may be necessary for emergency construction operations or repairs.
- 2.40 Knowingly sell, give, or furnish liquor, wine, or beer to any drunken, intoxicated, or disorderly person; or do or engage in any act relating to traffic in alcoholic liquors without such licenses as may be required under the laws of the state.
- 2.41 Disobey any validly posted signs in any public park or other public place.
- 2.42 Trespass or unlawfully enter or remain on the premises of another to the annoyance or disturbance of the lawful owner or occupant thereof.
- 2.43 Consume alcoholic liquor in or upon any public street, or other public place, or place or parking lot open to the public, unless such place is duly licensed to sell alcoholic liquor for consumption on the premises, or furnish alcoholic liquor to any person not of the lawful age to possess it.
- 2.44 Enter into any place, area, or building, or any part thereof, without having first paid any fee, charge, or other consideration required for admission.
- 2.45 Make or cause, permit, or allow to be made, upon a public way, or in such close proximity to a public way as to be distinctly and loudly audible upon such public way, any noise of any kind by crying, calling, or shouting, or by means of any whistle, rattle, bell, gong, clapper,

hammer, drum, horn, hand organ, mechanically operated piano, other musical instrument, wind instrument, mechanical device, radio, phonograph, sound amplifying or other similar electronic device; provided that a licensed peddler is not hereby restricted or prohibited so long as he shall have met the requirements and conditions hereinafter specified in Subsection 2.49, nor does this prohibition apply to bands and orchestras or similar musical bodies utilized as part of a parade or similar authorized musical production.

- 2.46 Use or perform any hand organ or other musical instrument or device, in any public way or public place of the Township before 7:00 am or after 11:00 pm of any day.
- 2.47 Use any premises or suffer or permit any premises under his care of control to be used which shall destroy the peace and tranquility of the surrounding neighborhood by noise exceeding the standards provided in Section 5 of this Ordinance.
- 2.48 No person shall use any pile driver, shovel, hammer, derrick, hoist, tractor, roller, or any other mechanical apparatus in building or construction operations between the hours of 10:00 pm and 7:00 am except for work on essential services, within 600 feet of a residence or hospital.
- 2.49 No person shall activate or cause or suffer to be activated any horn or audible signal device on any motor vehicle of any kind except as a warning of danger or peril as provided in the laws of the State of Michigan.

Section 3 Noise Limits for Equipment.

- 3.1 No person shall sell, lease, or agree to sell or lease any of the types of equipment herein enumerated which shall exceed the noise level herein established at a distance of 50 feet, under test procedures and Standards SAE J-184, SAE J-952b, ANSIS1.1-1960, ANSIS1.4-1961 and with reference to Sections 5 and 6 of this Ordinance.

Type of Equipment	Noise Limit
<ul style="list-style-type: none"> a. Construction and industrial machinery, such as crawler-tractors, dozers, rotary drills and augers, loaders, power shovels, cranes, derricks, motor graders, paving machines, off-highway trucks, ditchers, trenchers, compactors, scrapers, wagons, pavement breakers, compressors and pneumatic powered equipment, etc., but not including pile drivers. 	
Manufactured after July 1, 1974	88 dB (A)
Manufactured after January 1, 1975	86 dB (A)
Manufactured after January 1, 1980	80 dB (A)

- b. Agricultural tractors and equipment
 - Manufactured after July 1, 1973 88 dB (A)
 - Manufactured after January 1, 1975 88 dB (A)
 - Manufactured after January 1, 1980 88 dB (A)

- c. Powered commercial equipment of 20 HP or less intended for infrequent use in a residential area such as chain saws, pavement breakers, log chippers, powered hand tools, etc.
 - Manufactured after July 1, 1973 84 dB (A)
 - Manufactured after January 1, 1980 80 dB (A)

- d. Powered equipment intended for repetitive use in residential areas. Such equipment includes lawn mowers, small lawn and garden tools, riding tractors, snow removal equipment.
 - Manufactured after July 1, 1973 74 dB (A)
 - Manufactured after January 1, 1975 70 dB (A)
 - Manufactured after January 1, 1978 65 dB (A)

3.2 No person shall alter, modify, or change any exhaust muffler, intake muffler, or other equipment designed to abate noise on any motor equipment unless such alteration, modification, or change shall reduce the noise emitted by such equipment. Nothing in this section shall be interpreted to prohibit the replacement of worn noise abatement equipment certified as meeting or exceeding specifications of the manufacturer's original equipment.

Section 4 Sound Pressure Levels for Residential, Industrial, Commercial, and Business Uses.

4.1 On any parcel of property on which there is an industrial, commercial, or business use conducted at no point on the boundary of the parcel of property or lot shall the sound pressure level of any individual operation, plant, or use, or the combined operations of any person, firm, corporation, or use exceed the decibel levels in the designated octave bands shown below for the type of use that is adjacent thereto indicated as measured using test equipment per ANSI Standards S1.1-1960, S1.4-1961, S1,1101966, S1.12-1967, and SAE J-184, and with reference to Sections 5 and 6 of this Ordinance

Maximum Sound Pressure Levels (dB)
Octave Band Center

Frequency (Hz)	Along District Boundaries (Daytime, Steady Noise) Business, Industrial & Commercial Uses	
	Residential Use	
31.5	72	79
63	71	78
125	65	72
250	57	64
500	51	58
1000	45	52
2000	39	46
4000	34	41
8000	32	39

Maximum repetitive impulse noise sound pressure levels to be 10 (dB) lower than the values shown for steady noise.

For monitoring purposes, the A scale levels (slow response) of 55 dB (A) and 62 dB (A) respectively for Residential, Business-Commercial, and Industrial use may be used. Any noise levels in excess of these values constitute a violation of this subsection of the ordinance.

Where noise levels below the above mentioned 55 dB (A) and 62 dB (A) are measured, the octave band test is to be applied in order to determine compliance with this subsection.

Maximum nighttime sound pressure levels (10:00 p.m. to 7:00 a.m.) Are to be 7 dB lower than the values shown for daytime steady noise for each octave band center frequency.

- 4.2 For Residential use adjoining Residential Uses, any Residential use shall conform with the performance standards stated in Subsection 4.1 above for Residential use, provided that performance standards shall in every case be applied at the boundaries of the lot on which such use is established.
- 4.3 The maximum sound pressure levels established in Subsections 4.1 and 4.2 to be applied to the boundaries of a lot or parcel shall not apply to construction sites. Construction site noise level shall be regulated by Subsection 2.48 above and shall meet the requirements of Section 3.

Section 5 Test Procedures.

- 5.1 Test procedures as to noise levels emitted by motor vehicles and by engine powered equipment when offered for sale shall conform to SAE Standards and Recommended Practices:

SAE J-184-Qualifying a Sound Data Acquisition System. SAE Recommended Practice;

SAE J-331-SAE Standard for Sound Levels for Motorcycles, as it is proposed on the effective date of this Ordinance;

SAE J-366a-Exterior Sound Level for Heavy Trucks and Buses, SAE Recommended Practice;

SAE J-952b-Sound Levels for Engine Powered Equipment. SAE Standard;

SAE J-986a-Sound Levels for Passenger Cars and Light Trucks, SAE Standard, and such other and further standards as may be propounded in the Code of Recommended Practices of the Director.

Section 6 Test Equipment Standards.

6.1 Test equipment standards applicable to tests and measurements described and required herein are:

ANSI S1.1-1960-Acoustic Terminology (ISO R 131) (IEC 50-08);

ANSI S1.4-1961-General Purpose Sound Level Meters (IEC-123-1961);

ANSI S1.11-1966-Octave, Half Octave and Third Octave Band Filter Sets (IEC 225-1966);

ANSI S1.12-1967-Laboratory Standard Microphones;

IEC 179-1965-Precision Sound Level Meters and such other and further standards as may be propounded in the Code of Recommended Practices of the Director.

Section 7 Noise Level Limits and Other Standards to be Periodically Re-evaluated.

7.1 It is the intent of the Township of Olive to periodically re-evaluate the future noise level limits and other standards contained in this Noise Control Ordinance, and, if it is determined to be appropriate, to adjust such standards either upward or downward in light of future possible advances in technology or the state of the art.

Section 8 Dust Control for Mining Operations.

8.1 The provisions of this section shall apply to any dust source at all sand, gravel, clay, and other mining operations.

- 8.2 No mining operation or personnel operating a mining operation shall cause or allow the emission of any dust from any road, lot, parcel, storage pile, including any material handling activity used in a mining operation, such that the dust shall travel beyond the lot lines of the parcel of property upon which the mining operation occurs. This shall not apply when wind speeds are in excess of 30 miles per hour
- 8.3 All storage piles of materials shall be protected by a cover, enclosure, or shall be sprayed with water or a surfactant solution, or treated by an equivalent method at such regularity so that no dust shall leave the property on which the mining operation takes place.
- 8.4 All vehicles used for transporting bulk materials at any mining operation shall:
- c. Have the wheels and body of the vehicle cleaned to remove any spilled materials after each time a vehicle is loaded.
 - d. Have all residue from inside the vehicle removed after emptying or shall be completely tarped when operating empty.
 - e. Not exceed a speed limit of 10 miles per hour.
 - f. Be maintained so that leakage of bulk materials is eliminated while being transported.
 - g. All trucks leaving the property must have the vehicles, wheels, and under carriage washed before leaving the property.
 - h. Be completely enclosed with tarps or other covers for bulk materials.
 - i. Have chemical dust suppressants, or water applied to bulk materials being transported in sufficient quantity to maintain the surface in a wet condition.
 - j. Be loaded so that no part of the load making contact with any sideboard, side panel, or rear or front part of the container comes within six (6) inches of the top part of the enclosure for bulk materials.
 - k. Be maintained in such a way as to prevent leakage or spillage and shall comply with the requirements of Section 720 of the Michigan Vehicle Code Act No. 3009 PA of 1949, as amended, and R 22.1457 of the Michigan Administrative Code.
- 8.5 All engine exhaust gases that are generated, any machine or equipment used on the piles for loading or unloading, or for other operations involved in the mining operation shall be directed upwards.
- 8.6 All conveyors utilized for transporting bulk materials shall:
- Be restricted to a speed of not more than 10 miles per hour.
 - Be equipped along all conveyor belts with a 210 degree enclosure over the top of the conveyor belt and shall be equipped with belt wipers and hoppers to prevent spills of bulk material.
 - Limit drop heights of materials to not more than six (6) feet.
 - Be equipped and used with water sprays.
- 8.7 All traffic pattern access areas surrounding storage piles and all traffic pattern roads and

parking facilities shall be paved or treated with water, oils, or chemical dust suppressants. All paved areas, including traffic pattern access areas surrounding storage piles and conveyor belts and all areas within 400 feet of a storage pile shall be cleaned at least every four (4) hours and at the end of operation each day. All areas treated with water, oils, or chemical dust suppressants shall have the treatment applied with such regularity so that no dust shall leave the property on which the mining operation takes place.

- 8.8 Crushers, grinding mills, screening operations, bucket elevators, conveyor transfer points, conveyor bagging operations, storage bins, transporting operations, and loading operations shall be sprayed with water or a surfactant solution, utilize choke-feeding, or be treated by an equivalent method at such regularity so that no dust shall leave the property on which the mining operation takes place.
- 8.9 Unloading operations from storage piles shall utilize rake reclaimers, bucket wheel reclaimers, under-pile conveying, pneumatic conveying with baghouse, water sprays, gravity-feed plow reclaimer, front-end loaders with limited drop heights of not more than six (6) feet, or other equivalent methods.
- 8.10 All equivalent methods intended to be utilized must first be approved by the Township Board and the operator of the mining operation must demonstrate that any such method is equivalent or better than that specifically provided for herein.
- 8.11 At no time shall there be more than ten (10) acres within any mining operation that does not have an organic cover consisting of grass, trees, or other similar foliage which must be maintained in a live state and be of such density as is necessary to prevent the blowing of any dust. Any area which is a pond or other water body shall not be included within any such ten (10) acre area.

Section 9 Outdoor Wood Boilers.

- 9.1 No person shall erect or install any outdoor wood boiler (OWB) on any property without obtaining any permits required by any other ordinance including, but not limited to, a mechanical permit and a zoning permit.
 - a. Any OWB shall have a smoke stack, chimney or exhaust pipe height of at least two (2) feet above the top of the peak of the tallest neighboring building within 100 feet, excluding Farm Buildings as defined in the Olive Township Zoning Ordinance, on any parcel, whether or not the parcel is abutting.
- 9.2 All OWBs shall be limited to use only natural untreated wood products or corn pellets as fuel. Further, the following are strictly prohibited to be used as fuel:
 - a. Processed wood products and other non-wood products not permitted by the OWB

- manufacturer;
- b. Garbage, trash, or other waste material;
- c. Painted or treated wood, particle board, plywood, railroad ties, telephone poles, or pressure treated wood;
- d. Material treated with or containing petroleum products, preservatives, resins, or glue;
- e. Shingles, tires, insulation, wiring, or rubber or waste that results from construction, remodeling, repair, or demolition of a house, commercial or industrial buildings or other building or structure;
- f. Gasoline or other petroleum products;
- g. Plastics including, but not limited to, nylon, PVC, ABS, polystyrene or urethane, foam, plastic films, and plastic containers and synthetic fabrics,
- h. Leaves or yard waste;
- i. Green wood;
- j. Paper products and cardboard;
- k. Any other material that may cause offensive or noxious odors, smoke, airborne ash, or debris;
- l. Hazardous substances including, but not limited to batteries, chemicals, pesticides, paints, varnishes, and solvents.

9.3 No OWB shall emit or create smoke that fails to dissipate or becomes a nuisance or hazard to the public or threatens the health, safety, and welfare of pedestrians or motorists.

- a. No smoke emitted by the OWB may hover above or on any right-of-way that would impair the vision and ability of a motorist to safely operate their vehicle within the right-of-way.
- b. No smoke emitted by the OWB may hover above or on any right-of-way that would impair the vision and ability of a bicyclist, pedestrian, or any other person to safely travel within the right-of-way.
- c. No smoke emitted by the OWB may hover above or on any residential dwelling located upon any other property within the Township.

Section 10 Penalties for Violation.

Any person, firm, or corporation who shall violate any of the provisions of this Ordinance shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not to exceed \$500.00 or by imprisonment in the County Jail of Ottawa County, Michigan, not to exceed 90 days, or both such fine and imprisonment, together with Court costs in the discretion of the Court. Each day that such violation occurs shall constitute a separate offense.

Section 11 Severability.

Should any section, clause, or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof other

than the part declared to be invalid.

Section 12 Effective Date.

This Ordinance shall take immediate effect on the 10th day of January, 2009, thirty (30) days after publication.

The foregoing Ordinance was adopted at a regular meeting of the Olive Township Board held on the 20th day of November, 2008.

A copy of the foregoing Ordinance may be purchased or inspected any weekday between the hours of 8:00 a.m. and 4:00 p.m., Monday through Friday, at the Township Offices located at 6480 136th Avenue, Holland, Michigan 49424.

Lona Bronkema
Olive Township Clerk