

CHAPTER 682
Safety, Sanitation and Health

682.01	Throwing objects.	682.05	Discarding of garbage.
682.02	Holding on to motor vehicles.	682.06	Open burning; incinerators.
682.03	Hitchhiking.	682.99	Penalty.
682.04	Expectorating, defecating or urinating in public places.		

CROSS REFERENCES

Health and sanitation generally - see Mich. Const. Art. 4, §51; M.C.L.A. §§325.1 et seq., 327.1 et seq., 750.466 et seq.
Health Officer - see CHTR. §6.12
Health and sanitation in home rule cities - see M.C.L.A. §§117.3, 117.4i
Municipal health departments - see M.C.L.A. §327.205
Public safety generally - see M.C.L.A. §§750.493 et seq.
Abatement of nuisances - see GEN. OFF. 674.06 et seq.
Garbage and rubbish - see S.U. & P.S. Ch. 1060

682.01 THROWING OBJECTS.

No person shall cast, throw or propel any object from, over or onto any public place in such a manner as to obstruct vehicle or pedestrian traffic or endanger lives or property.

682.02 HOLDING ON TO MOTOR VEHICLES.

No person shall grab or otherwise hang on to the exterior portion of any motor vehicle for the purpose of obstructing or hindering the free passage of said motor vehicle or for the purpose of being pulled along by said motor vehicle, provided that this section shall not be construed to prohibit the normal operation of a motorcycle, bicycle or other similar motor vehicle or the towing of one motor vehicle by another.

682.03 HITCHHIKING.

No person shall request, ask for or solicit, either orally or physically, a ride from the operator of any motor vehicle while said solicitor is located on a highway or street.

682.04 EXPECTORATING, DEFECATING OR URINATING IN PUBLIC PLACES.

No person shall expectorate, defecate or urinate on or in any public place, provided that this section shall not be construed to prohibit such activity in bathrooms or restrooms designated and maintained for that purpose.

682.05 DISCARDING OF GARBAGE.

No person shall throw away or discard any garbage in any public place, other than in a container designed and placed for the purpose.

682.06 OPEN BURNING; INCINERATORS.

(a) Burning Prohibited. No person shall cause or permit, except as herein provided, any burning in an open fire or in an incinerator, of garbage or other combustible refuse, waste material or yard clippings, including by way of description, but not by way of limitation, paper, leaves, tree trimmings, grass, weeds, oil, gasoline, solvents of any kind, plastic, vinyl, nylon or other similar artificial or man-made substances.

(b) Exceptions.

- (1) The burning of trees, branches, bushes, shrubbery, plants and leaves, exclusive of any other combustible refuse or waste material, shall be permitted for the purpose of clearing a site for new construction, provided that such burning takes place on the site being cleared and is supervised at all times by a responsible person during the period of such burning, and provided, further, that a burning permit for such burning shall first be obtained from the Fire Chief or his or her designee, setting forth the location to be cleared and the nature of the intended new construction, which permit shall expire as noted on the permit upon its issuance.
- (2) Fires of charcoal or non-ash producing fuels shall be permitted when used on private property or in public recreation areas relative to consumption of food.
- (3) Open burning or incineration by employees of the City shall be permitted if the same is in the course of their employment by the City.
- (4) Small recreational fires shall be permitted if they are approved by the Fire Chief.

General Offenses Code

(c) Conflict of Laws. This section is to be interpreted in conjunction with all other applicable laws. Whenever a provision of this section imposes more stringent requirements, regulations, restrictions or limitations than are imposed or required by a provision of any other law or ordinance, then the provision of this section shall govern. Conversely, whenever a provision of any other law or ordinance imposes more stringent requirements, regulations, restrictions or limitations than are imposed by this section, then the provisions of such other law or ordinance shall govern.

682.99 PENALTY.

(EDITOR'S NOTE: See Section 202.99 for general Code penalty if no specific penalty is provided.)

First Reading: August 24, 2011
Second Reading: September 8, 2011
Publications: Sept. 16, 2011 & Sept. 17, 2011
Effective: Sept. 19, 2011

**AMENDMENT TO CODIFIED ORDINANCES OF
THE CITY OF NEGAUNEE, CHAPTER 682 SAFETY, SANITATION AND HEALTH**

The City of Negaunee ORDAINS:

That Chapter 682 of the Codified Ordinances of Negaunee, Michigan, shall be, and the same hereby is, amended as follows:

REPEALER

Any ordinance, resolution, order or parts thereof in conflict with the provisions of this Amendment is, to the extent of such conflict, hereby repealed. This repeal shall be effective as of the effective date of the following Amendment.

AMENDMENT

Chapter 682 of the Codified Ordinances of Negaunee, Michigan, shall be, and hereby is, amended to add the following sections:

§ 682.01A OBJECTS IN RIGHT-OF-WAYS

No person shall place any structures, objects or items for sale, storage, donation, or otherwise upon any City property including a street or alley right-of-way, parking lot or public place. Trash cans, trash bags, and items for curbside recycling may be placed for collection from 3:00 p.m. the day before collection day until 9:00 p.m. on the day of collection, pursuant to Ordinance 1060.04(c). Any containers, items or debris placed outside of these hours shall be considered a violation of this ordinance. Where a mailbox or marker light is required by the United States Postal Service, said mailbox or marker light shall not be considered in violation of this section. In the event of a violation of this section, the City may remove and dispose of any such structure, object or item without consideration for damaging the item nor determining its rightful owner.

The above Ordinance shall be published as required by law, and shall be effective on the 19th day of September, 2011.

Upon Roll Call,

Council Members voting aye: Maino, Dompierre, VanStraten, Menhennick, Wills, Schuhknecht and Mayor Haines.

Council Members voting nay: None


By: Michael Haines, Its Mayor

Attest:

By: Judith Iwanski, Its Clerk