

11.000

**CODE OF ORDINANCES;
GENERAL PROVISIONS
VILLAGE OF SHEPHERD, MICHIGAN
code eff. Jan. 15, 1957**

An ordinance to provide for the exercise of certain municipal powers of the Village of Shepherd, Michigan, and to provide for the health, safety and welfare of persons and property in the village, and to provide penalties for the violation of the provisions thereof.

THE VILLAGE OF SHEPHERD ORDAINS:

11.010

ARTICLE 1

ENACTMENT

11.011

Sec. 1101 **SHORT TITLE.**

1101.1 This ordinance shall be known and cited as the “Shepherd Code. “
(code eff. Jan. 15, 1957)

11.012

Sec. 1102 **DEFINITIONS.**

1102.1 Except as otherwise specifically provided or indicated by the context, the definitions given in this section shall be applied in the interpretation of this Code.

1102.2 All words used in this Code indicating the present tense shall not be limited to the time of adoption of this Code but shall extend to and include the time of the happening of any event or requirement for which provision is made herein.

1102.3 The singular number shall include the plural, the plural number shall include the singular, and the masculine gender shall extend to and include the feminine gender and the neuter.

1102.4 The word “person” shall include any individual, copartnership, corporation, association, club, joint adventure, estate, trust, and any other group or combination acting as a unit.

1102.5 The word “statute” shall denote the Public Acts of Michigan in effect at the time the provisions of the Code containing the reference is to be applied. All references to specific Public Acts shall be to such acts as are in effect at the time the reference to such act is to be applied.

1102.6 The word “law” or, “general laws of the state” shall denote the Constitution and Public Acts of Michigan in effect at the time the provision of the Code containing the reference is to be applied.

1102.7 All references to “village” shall have reference to the Village of Shepherd, Michigan.

1102.8 All references to section numbers shall refer to section numbers of this Code.
(code eff. Jan. 15, 1957)

11.013

Sec. 1103 **HEADINGS.**

1103.1 The chapter and section headings used in this Code are for convenience only and shall not be considered a part of this Code. (code eff. Jan. 15, 1957)

11.015

Sec. 1105 **PENALTIES.**

1105.1 Unless another penalty is expressly provided by this Code for any particular provision or section, every person convicted of a violation of any provision of this Code, or any rule or regulation adopted or issued in pursuance thereof, shall be punished by a fine of not more than One Hundred Dollars (\$100.00) and costs or by imprisonment of not more than ninety (90) days, or by both such fine and imprisonment.

1105.2 Each act of violation and every day upon which such violation shall occur shall constitute a separate offense.

1105.3 The penalty provided by this section shall, unless another penalty is expressly provided, apply to any amendment of this Code whether or not such penalty is re-enacted in the amendatory ordinance.

1105.4 Every person concerned in the commission of an act prohibited by this Code, whether he directly commits the act, or causes, counsels, aids, or abets in its commission, may be prosecuted under the provision of this Code, and, if convicted, shall be punished as if he had directly committed such act. (code eff. Jan. 15, 1957)

11.016

Sec. 1106 **SEVERABILITY.**

1106.1 If any provision, section, article or clause of this Code or the application thereof to any person or circumstances shall be found to be invalid by a court such invalidity shall not affect the remaining portion or application of the Code which can be given effect without the invalid portion or application, and to this end this Code is declared to be severable.

1106.2 The provisions of this section shall apply to any amendment of this Code whether or not the wording of this section is set forth in the amendatory ordinance.
(code eff. Jan. 15, 1957)

11.017

Sec. 1107 **EFFECTIVE DATE.**

1107.1 This ordinance shall take effect on and after January 15, 1957. [Code adopted December 26, 1956.] (code eff. Jan. 15, 1957)

11.020

ARTICLE 2

MISCELLANEOUS

11.021

Sec. 1201 **NOTICE.**

1201.1 Notice regarding removal of shrubs or noxious weeds, sidewalk repair, dangerous structures, abating nuisances, or any other act required by this Code, the expense of which, if performed by the village, may be collected from the property owner, shall be served:

(a) By delivering the notice to the owner personally or by leaving the same at his residence, office or place of business with some person of suitable age and discretion, or

(b) By mailing the notice by registered mail to such owner at his last known address, or

(c) If the owner is unknown, by posting the notice in some conspicuous place on the premises five (5) days prior to the date set therein for compliance.

1201.2 No person shall interfere with, obstruct, mutilate, conceal or tear down any official notice or placard posted by the village unless permission is given to remove the notice.

1201.3 The Clerk shall maintain a separate file of notices given hereunder, including a record of the date upon which such notice was delivered, mailed or posted.

(code eff. Jan. 15, 1957)

11.022

Sec. 1202 RULES AND REGULATIONS.

1202.1 All rules and regulations promulgated pursuant to authority granted in this Code shall be published by the Clerk in the manner provided in the statute on villages for the publication of ordinances. No such rule or regulation shall be effective until so published.

1202.3 Copies of all such rules and regulations shall be kept in the office of the Clerk for public inspection and distribution. The Clerk shall establish a numbering system for rules and regulations, and each such rule and regulation shall be assigned a distinctive number; provided, that all rules and regulations previously passed prior to this Code shall continue and be of full force and effect until otherwise abolished.

(code eff. Jan. 15, 1957)

11.023

Sec. 1203 PROCEDURE TO AMEND CODE.

1203.1 This Code shall be amended only by ordinance. The title of each amendatory ordinance, adopted to the particular circumstances and purposes of the amendment shall be substantially as follows:

(a) To amend any section:

An ordinance to amend section _____ (or sections) _____ and _____) of Article _____ of Chapter _____ of Ordinance _____, the Shepherd Code.

THE VILLAGE OF SHEPHERD ORDAINS:

(set forth amended section or sections in full)

(b) To insert a new section, article or chapter:

An ordinance to amend Ordinance _____, the Shepherd Code, by adding a new section (new sections, a new article, or a new chapter, as the case may be) which new section (sections, article or chapter) shall be designated as section _____ of Article of _____ Chapter _____ (or proper designation if article or chapter is added) of said Code.

THE VILLAGE OF SHEPHERD ORDAINS:

(set forth inserted section, article or chapter in full)

(c) To repeal a section, article or chapter:

An ordinance to repeal section _____ (sections, articles or chapters, as the case may be) of Ordinance _____, the Shepherd Code.

THE VILLAGE OF SHEPHERD ORDAINS:

(set forth)

1203.2 Each such amendatory ordinance shall be given a distinctive designation, the first amendatory ordinance to be designated Ordinance A1, the second, Ordinance A2, etc.

1203.3 All other ordinances not related to the amendment of this Code shall be given a distinctive designation other than that provided in the foregoing subsection.
(code eff. Jan. 15, 1957)

11.024

Sec. 1204 PUBLICATION OF THIS CODE.

1204.1 This Code shall be published in the newspaper printed in the Village within one (1) week from the effective date thereof.

1204.2 The Clerk shall cause to be printed amendments to this Code in the form suitable for ready insertion in their proper place in the booklet.
(code eff. Jan. 15, 1957)