

**SUPERIOR CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN**

**ORDINANCE No. 172**

AN ORDINANCE TO REGULATE FIRE HYDRANTS ON PRIVATE PROPERTY.

THE TOWNSHIP OF SUPERIOR, WASHTENAW COUNTY, MICHIGAN ORDAINS:

**Section 172.01 - Purpose:** It is hereby determined and declared to be necessary and proper for the regulation of the public health, safety and welfare to regulate the maintenance of those fire hydrants on private property which are connected to water lines that are connected to the Superior Charter Township Utility Department water lines.

**Section 172.02 – Inspections** - The Township of Superior through its Utility Department, shall inspect each fire hydrant annually, to determine if it is in proper working condition. Any qualified employee of the Department shall at all reasonable hours have the right to enter the premises where such hydrants are installed for the purpose of testing, removing or inspecting same., No person shall hinder, obstruct or interfere with such employee in the lawful discharge of his duties in relation to the care and maintenance of such fire hydrants. If the hydrant needs repair, the Utility Department will notify the owner of the property in writing by certified mail requesting that the hydrant be fixed within 10 days of the receipt of the letter. If the hydrant is not repaired within the 10 days, the Utility Department will fix the hydrant and bill the owner of the property for the cost of the labor and materials necessary to put the hydrant back in proper working condition.

**Section 172.03 – Winterization** - The owner of the property that has the fire hydrants shall winterize the hydrants during the month of October. The property owner may do this themselves, hire it done by a reputable firm knowledgeable in the winterizing of fire hydrants, or contract with the Utility Department to winterize the hydrant at a fee established by the Department.

**Section 172.04 - Charges for Services** - If the Utility Department does any winterizing of hydrants at the request of the owner, or any repair or maintenance of a hydrant, the owner shall be billed for the Utility Department labor and materials. Such bills shall be due and payable in full upon 24 days of the date of the bills. Any bill not paid shall be considered delinquent, shall have a ten (10%) percent late fee attached thereto. If any such charges against any piece of property shall be delinquent for six months, the Township officials in charge of the collection of such shall certify, on July 1 of each year, to the Treasurer of the Township, the amount of such delinquency, whereupon such charges shall be entered upon the next tax roll against the property to which such charges have been rendered. Such charges shall be collected and such lien shall be enforced in the same manner as provided for the collection of taxes assessed upon such roll and enforcement of the lien therefore, as prescribed by law.

**Section 172.05 - Penalty Provisions** - The violation of any provision or provisions of this

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ordinance shall be a civil infraction and deemed to be a nuisance per se. Each and every day during which any section hereof is violated shall be deemed a separate offense. At the request of the Director of the Utility Department or the Fire Chief, the Township Board may institute an injunction, mandamus, abatement or other appropriate action or actions, proceeding or proceedings to prevent, enjoin, abate or remove any unlawful violation of this ordinance. The rights and remedies herein are cumulative and in addition to all other remedies prescribed by law.

**Section 172.06 – Repeal of Ordinance No. 89** – The existing Ordinance No. 89, being an ordinance to regulate fire hydrants on private property, effective August 19, 1985, is hereby repealed. The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation or prosecution of any right established, occurring prior to the effective date hereof.

**Section 172.06 - Publication of Ordinance and Notice** - This Ordinance shall be published pursuant to Section 8 of the Charter Township Act, being MCL 42.8 by posting in the Office of the Clerk, 3040 N. Prospect, Ypsilanti, 48198, and on the Township website – [www.superior-twp.org](http://www.superior-twp.org) – with notice of such in *The Ypsilanti Courier*, a newspaper of general circulation in the Township, qualified under state law to publish legal notices, and the same shall be recorded in the Ordinance Book of the Township, and such recording authenticated by the signatures of the Supervisor and Clerk.

**Section 172.07 - Effective Date** - The ordinance shall take effect thirty (30) days after the publication thereof.

Kay Williams, Clerk

Superior Charter Township

Washtenaw County, Michigan

May 19, 2008