

ORDINANCE NO. 431

CHARTER TOWNSHIP OF ZEELAND

2017 SEWER USAGE AND ADMINISTRATION AMENDMENT ORDINANCE

AN ORDINANCE TO AMEND THE 2017 SEWER USAGE
AND ADMINISTRATION ORDINANCE FOR ZEELAND
CHARTER TOWNSHIP, ORDINANCE NO. 391.

THE CHARTER TOWNSHIP OF ZEELAND, COUNTY OF OTTAWA, AND STATE
OF MICHIGAN, ORDAINS:

Section 1. Connection Charges. Section 1.5 (2) b of the 2017 Sewer Usage and
Administration Ordinance is restated in its entirety to state as follows.

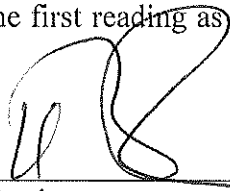
- b. The assessable frontage for each premises shall be measured at the edge of the street/road right-of-way. Except in the case of a corner lot as provided in this subsection, all premises shall be assessed for their full frontage regardless of whether the water main extends across the entire width of the premises, including those premises that do not have road frontage. All premises to be assessed under this subsection (3) shall be assessed for a minimum of 100 feet of frontage. In the case of lands used for residential or agricultural purposes, but excluding all other lands, the maximum frontage assessment shall be for 200 feet; frontage that is deferred pursuant to this provision shall pay a frontage charge at the then current rate when an application is made to connect a premises that includes some or all of the deferred frontage to the System. Corner lots shall be assessed on both street frontage sides but shall receive an exemption of up to 150 feet on the long side. Notwithstanding the foregoing provisions, on application from the owner or other interested party of the affected premises, the frontage charge may, by action of the Township Board by resolution, be waived, all or in part, when special or unusual circumstances exist. The Township Board may require the owner of the premises and/or interested party to execute and deliver to the Township such agreements, in recordable form, financial guarantees, or other assurances as the Township Board shall determine to be reasonably necessary.

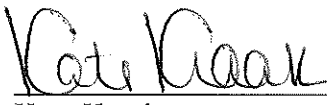
Section 2. Connection to the System. Section 2.6 of the 2017 Sewer Usage and
Administration Ordinance is restated in its entirety as follows.

SECTION 2.6 MANDATORY CONNECTION.

Any structure in which sewage originates within the Township shall be connected to any available sanitary sewer within 18 months after publication by the Township of a legal notice of availability of a sanitary sewer in a newspaper of general circulation in the Township, and when any of the other events occur: upon failure of the septic tank serving the premises in question (i.e. no new septic permit may be issued for the premises by the Ottawa County Health Department); or upon transferring ownership of the premises and filing a change in ownership of the premises with the Ottawa County Register of Deeds; or upon the issuance of a building permit for new construction on the premises. For purposes of this section, a sanitary sewer shall be considered to be available when it is located in a right-of-way, easement, highway, street, or public way which crosses, adjoins, or abuts upon the premises in question and passes not more than 200 feet at the nearest point from the structure in which the sewage originates. For purposes of this section, the term "structure in which sewage originates" shall mean a building in which toilet, kitchen, laundry, bathing, or other facilities that generate wastewater are used or are available for use for household, commercial, industrial, or other purposes. If the structure in which sewage originates has not been connected to the System within such 18-month period, the Township shall require the connection to be made in accordance with Section 12754 of the Michigan Public Health Code, as amended, or any similar successor statutory provision. In so proceeding, the Township shall have the rights and remedies provided in Section 12754 of the Michigan Public Health Code, as well as all rights and remedies provided by this Ordinance.

Section 3. Effective Date. This Ordinance was approved and adopted by the Township Board on June 4, 2024, after introduction and first reading on May 21, 2024, and publication after the first reading as required by Michigan law. This Ordinance shall take effect on July 14, 2024.

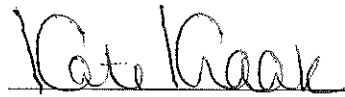


Tom Oonk,
Township Supervisor

Kate Kraak,
Township Clerk

CERTIFICATE

I, Kate Kraak, the Clerk for the Charter Township of Zeeland, Ottawa County, Michigan, certify that the foregoing Zeeland Charter Township 2017 Sewer Usage and Administration Amendment Ordinance was adopted at a regular meeting of the Township Board held on June 4, 2024. The following members of the Township Board were present at that meeting: Oonk, Kraak, Veldheer, Brink, Riemersma and Bosma. The following members of the Township Board were absent: none. The Ordinance was adopted by the Township Board with members of the Board: Oonk, Kraak, Veldheer, Brink, Riemersma, Salisbury and Bosma voting in favor, and no members of the Board voting in opposition. The Ordinance or Notice of Adoption was published in the *Zeeland Record* on June 13, 2024.



Kate Kraak, Clerk
Zeeland Charter Township