

ORDINANCE NO. 5

**DUMPING GROUNDS; REGULATIONS
TOWNSHIP OF SOUTH HAVEN, MICHIGAN**
effective February 21, 1976

An Ordinance to secure the public peace, health, safety, welfare, and convenience of the residents and property owners of the Township of South Haven, Van Buren County, Michigan, a municipal corporation, by the regulation of dumping grounds for garbage, waste, rubbish, junk, and debris, and the operation thereof within said Township, as permitted in accordance with the provisions of South Haven Township Dump Ordinance No. 4 and to provide penalties for the violation thereof.

THE TOWNSHIP OF SOUTH HAVEN ORDAINS:

Sec. 1. TITLE.

This Ordinance shall be known and cited as the South Haven Township Dumping Ground Ordinance.
(ord. no. 5 eff. Feb. 21, 1976)

35.051

35.052

Sec. 2. REGULATIONS.

A. PERMIT REQUIRED. No person, firm or corporation shall dump any garbage, waste, rubbish, junk or debris in any area of the Township of South Haven, Van Buren County, unless such use of property is permitted as under Section 1, Section 2 and Section 3 of the South Haven Township Dump Ordinance No. 4, or a permit is obtained therefore from the Township Board, to be granted only, as under Section 6, Section 7, Section 8, and Section 9, of the South Haven Township Dump Ordinance No. 4.

B. DAYS AND HOURS DESIGNATED BY TOWNSHIP BOARD. No such dumping of waste, rubbish, junk or debris shall hereafter be allowed between sunset and sunrise of each day, and in any municipally operated dumping ground no such dumping shall hereafter be allowed except during such hours and days designated therefore by the Township Board and posted according to signs on the premises.

C. COMMERCIAL HAULERS. No commercial hauler (haulers charging fees) shall hereafter dump in any dumping ground in the Township of South Haven, pro-

vided however, unless a permit is obtained therefore from the Township Board, to be granted only, as under the provisions of the South Haven Township Dump Ordinance No. 4.

D. TYPE OF WASTE REGULATED. No paper manufacturing waste, rubber manufacturing waste, or pharmaceutical manufacturing waste, explosives, human or animal excretion nor odoriferous materials, shall be dumped in any municipally operated dumping ground. Any brush or parts of trees dumped in any municipally operated dump shall be dumped in the particular area designated therefor, according to signs posted on the premises. No garbage may be dumped in any municipally operated dumping ground unless maintained and operated for such purpose, as a Sanitary Land Fill Operation, to be covered twice daily with not less than 2 feet of fill dirt, and upon approval of the South Haven Township Board, and the Van Buren County Health Department.

E. BURNING PROHIBITED; EXCEPTIONS. The burning of any dumping ground area, or the waste material therein, shall be prohibited and forbidden, without the prior written approval of the Township Board of said Township and in no case shall be allowed within 50 feet of the utility poles or towers or any public utility company its agents, successors, or assigns.

F. DUMPING BY NON-RESIDENTS PROHIBITED. No municipally operated dump shall be used by any person, firm, or corporation which is not a resident, property owner, or tenant within said South Haven Township.

G. COVERING OF WASTE MATERIALS. The material dumped in any dumping grounds, as permitted only, under the provisions thereof, the South Haven Township Dump Ordinance No. 4, shall be substantially covered over with fill dirt periodically, as the degree of dumping requires, to maintain the area in as neat a condition as possible, and free of odors, and blowing paper, and in accordance with the orders of the South Haven Township Board.

H. NO WASTE ON APPROACHWAY. Any dumping in municipally operated dumps shall be accomplished by depositing the waste material over the bank of the dump, and no waste material shall be allowed by the dumper to remain on the approachway to such bank.

35.053
I. **DUMPING AREAS DEFINED.** No dumping of waste, rubbish, junk or debris shall be allowed in any area within 25 feet of the nearest point of the right-of-way of any public highway, or within 25 feet of the nearest point of the base of towers, poles, supports or other structures of any public utility company, its agents, successors, or assigns.

J. **TOWNSHIP HELD HARMLESS.** Any person, group of persons, firm, or corporation, in or dumping in any municipally operated dump, within the Township of South Haven, shall do so at his, its, or their own risk and the Township of South Haven shall not be held liable for any injuries or damages occurring therein.

K. **SCAVENGING; OTHER PURPOSES; PROHIBITED.** No municipally operated dump shall be used for any other purpose than for dumping operations permitted under this Ordinance.

L. **REVOCAION OF PERMIT.** Any permit granted as under Section 1, Section 2, and Section 3 of the South Haven Township Ordinance No. 4 may be revoked by the South Haven Township Board for the violation of any provision of this Ordinance or any provisions of Public Act 87 of the Public Acts of 1965, as amended.
(ord. no. 5 eff. Feb. 21, 1976)

No loitering shall be allowed within a municipally operated dump and no person, firm, or corporation using such dumping facilities shall interfere with the rights, duties, and privileges of any other person, firm, or corporation using said dumping facilities in accordance with the provisions of this Ordinance.

No picking or scavenging of any municipally operated dump shall be permitted by any person, firm, or corporation, other than those duly so licensed, registered with and approved by the South Haven Township Board.

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Any person, firm or corporation which violates any of the provisions of this Ordinance shall be deemed guilty of a nuisance.

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