

Chapter 38

LAW ENFORCEMENT*

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***Cross references**-Administration, ch. 2; offenses, ch. 42; traffic and vehicles, ch. 62.

State law references-Law enforcement officers training council act, MCL 28.601 et seq.; minimum employment standards, MCL 28.609.

ARTICLE I. IN GENERAL

Sees. 38-1-38-30. Reserved.

ARTICLE II. POLICE DEPARTMENT**Sec. 38-31. Created; composition.**

There is hereby created and established the township police department, which shall be composed of a police chief and such police officers and members as may be determined by the township board for the proper and efficient operation and maintenance of such department.

(Ord. No. 3-93-PD, § II, 3-23-1993)

Sec. 38-32. Establishment of rules and regulations; appointment of officers.

The township board shall, from time to time, by resolution, make and establish such rules ,...' and regulations for the governing of the employees and officers thereof, their compensation, and for the care and management of the motor vehicles, equipment, property and buildings pertaining thereto as shall be necessary for the proper and efficient operation and maintenance of the township police department, and shall prescribe the duties of the officers and employees thereof. The police chief and all officers shall be appointed by the township board. The police chief and each officer of the township police department shall be a traffic officer within the meaning of Public Act No. 81 of 1989 (MCL 41.813).

(Ord. No. 3-93-PD, § III, 3-23-1993)

Sec. 38-33. Enforcement of ordinances.

The township police department shall have the responsibility to enforce and see to the prosecution of all violations of ordinances of the township and the laws of the state, and shall aid the building inspector in enforcement of all building and zoning ordinances of the township.

(Ord. No. 3-93-PD, § IV, 3-23-1993)

Sec. 38-34. Service and execution of process.

Any officer or member of the township police department may and shall serve and execute all criminal and civil process of the township. The police chief and department shall be under the immediate control and direction of the township board or the board's designee.

(Ord. No. 3-93-PD, § V, 3-23-1993)

Sec. 38-35. Officers deputized; cooperation with other law enforcement agencies.

The police chief and all officers of the township police department shall be deputized by the county sheriff, whenever possible, and shall cooperate with the county sheriff's department, the state police, and any other duly constituted police agency for the purpose of prevention and discovery of crimes and the apprehension of criminals.

(Ord. No. 3-93-PD, § VI, 3-23-1993)

Sec. 38-36. Times of duty.

Every member of the township police department shall be subject to orders at any time, and the police chief and officers shall be deemed to be on duty at all times for the purpose of apprehending criminals and preserving law and order.

(Ord. No. 3-93-PD, § VII, 3-23-1993)

Secs. 38-37-38-65. Reserved.

ARTICLE III. ORDINANCE ENFORCEMENT OFFICER*

Sec. 38-66. Office established.

The office of township ordinance enforcement officer is hereby established.
(Ord. No. 98-06, § 1, 11-24-1998)

Sec. 38-67. Appointment.

The township board is hereby authorized to appoint, by motion/resolution, any person to the office of ordinance enforcement officer for such term as may be designated in such motion/ resolution and for such compensation as the board may determine. The board may further, by motion/resolution, remove any person from such office, in the discretion of the board.

(Ord. No. 98-06, § 2, 11-24-1998)

Sec. 38-68. Authority.

The ordinance enforcement officer is hereby authorized to enforce all ordinances of the township, whether enacted before or after this article, and whether such ordinances specifically designate a different enforcing official or do not designate any particular enforcing officer. Where a particular officer is so designated in any ordinance, that officer's authority shall continue in full force and effect and should not be diminished or impaired by the terms of this article, and the authority of the ordinance enforcement officer shall be in addition and supplementary to the authority granted to such other specific officer. The ordinance enforcement officer shall not have authority to enforce those ordinances pertaining to fire protection and police protection, including traffic violations. The ordinance enforcement officer shall, in the performance of the officer's duties, be subordinate and responsible to the township manager or such other delegated person as the township board may, from time to time, designate.

(Ord. No. 98-06, § 3, 11-24-1998)

Sec. 38-69. Duties.

The ordinance enforcement officer's duties shall include the investigation of ordinance violations; issuing and serving ordinance violation notices; issuing and serving appearance tickets, as authorized

***Cross reference**-Officers and employees, § 2-51 et seq.

under Public Act No. 147 of 1968 (MCL 764.9c); issuing and serving municipal ordinance violation notices and municipal civil infraction citations, as authorized under Public Act No. 12 of 1994 (MCL 600.8701 et seq.); appearance in court or other judicial or quasi-judicial proceedings to assist in the prosecution of ordinance violators; and such other ordinance enforcing duties as may be delegated by the township board or township manager, or assigned by the township attorney.
(Ord. No. 98-06, § 4, 11-24-1998; Ord. No. 01-05, 7-10-2001)

Sec. 38-70. Other enforcement options.

Nothing in this article shall be deemed to require the township to solely enforce its ordinances through the issuing of appearance tickets, as authorized under Public Act No. 147 of 1968 (MCL 764.9c). As to each ordinance violation, the township may, at its sole discretion, proceed directly with the issuance of an appearance ticket or take such other enforcement action as is authorized by law.
(Ord. No. 98-06, § 5, 11-24-1998)

Chapters 39-41

RESERVED

CD39:1