

Township of Franklin
Houghton County, Michigan

Established October 19, 1863
“Preserve the Past for the Future”
906-487-9073

FRANKLIN TOWNSHIP SET BACK ORDINANCE
ORDINANCE #081417

An ordinance to promote the safety, good government and general welfare of inhabitants within Franklin Township. An ordinance to regulate that all buildings and structures will be erected at not less than ten (10) feet from the property line. Buildings and structures built before 2017 shall be exempt.

Township of Franklin; Houghton County Michigan Ordains:

SECTION I

Title:

This ordinance shall be known and cited as the Franklin Township Setback Ordinance.

SECTION II

Purpose:

The purpose is to prevent the erection or enlargement of any building or structure within ten (10) feet or less of the property line.

SECTION III

Definitions:

- A. Building:** A structure erected on a site, mobile home, or mobile structure, a premanufactured or pre-cut structure, above or below ground, designed primarily for the shelter, support or enclosure of persons, animals or property of any kind.
- B. Setback:** The minimum horizontal distance from the outside wall/overhang of a building or structure to the property line.
- C. Structure:** anything erected, the use of which requires permanent or semi-permanent location on the ground; or attached to something having a permanent location on the ground. A sign, billboard, or other advertising device detached or projecting shall be construed to be a structure.

SECTION IV

Consequences of non-compliance with the setback requirements:

Every person, corporation or firm who violates, disobeys, omits, neglects, or refuses to comply with the provisions of this ordinance shall be guilty of a misdemeanor. Upon conviction, thereof before any court of the county, he shall be punishable by a fine of \$100.00, plus court costs, or by imprisonment not to exceed ninety (90) days, or both. The imposition of any sentence shall not exempt the offender from compliance with the provisions of this ordinance.

SECTION V

Severability:

If any section, clause, provision, or portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

SECTION VI

Repeal:

All prior setback ordinances are hereby repealed.

SECTION VII

Effective:

The Township of Franklin Setback Ordinance is hereby declared to be urgent and necessary for the immediate preservation of the public peace, health, and safety, and shall be in full force and effect from and after its due passage, approval, recording and publication as provided by law.

Adopted as follows:

Ordinance submitted by: _____

Motion for adoption by: _____

Seconded by: _____

Yeas _____ Nays _____

Franklin Township Ordinance #081417 is hereby adopted this 14th day of August 2017.

Mary Sears
Franklin Township Supervisor

Lisa Yeates
Franklin Township Clerk