

**ORONOKO CHARTER TOWNSHIP
COUNTY OF BERRIEN
STATE OF MICHIGAN**

ORDINANCE NO. 72

AN ORDINANCE ENACTED PURSUANT TO MCL 42.15, 42.23 AND 41.181 BY WHICH ORONOKO CHARTER TOWNSHIP ADOPTS BY REFERENCE PROVISIONS OF MICHIGAN STATUTES WHICH SET FORTH SPECIFIC PENALTIES TO BE ASSESSED AS PART OF THE SENTENCING FOR CONVICTIONS OF THE LISTED OFFENSES IN ADDITION TO ANY OTHER PENALTY AUTHORIZED BY LAW.

CHARTER TOWNSHIP OF ORONOKO, BERRIEN COUNTY, MICHIGAN, ORDAINS:

SECTION 1: TITLE

This Ordinance and the provisions of Michigan statutes adopted by reference herein shall collectively be added to Oronoko Charter Township Code of Ordinances, and shall be referred to as "Oronoko Charter Township Cost Recovery Ordinance".

SECTION 2: PURPOSE

This Ordinance is adopted for the purpose and with the intent of imposing as part of the sentence by the Court upon conviction of certain listed offenses, in addition to any other penalty authorized by law, reimbursement to Oronoko Charter Township for expenses incurred in relation to that incident.

SECTION 3: ADOPTION OF PROVISIONS OF MICHIGAN STATUTES BY REFERENCE

The following provisions of Michigan statutes are adopted by reference, together with all future amendments and revisions to the referenced statutes when they are promulgated and effective in this state:

- A. Public Act No. 345 of 1998, as amended MCL 769.1f
- B. Public Act No. 316 of 2005, as amended MCL 769.1k
- C. Public Act No. 63 of 1983, as amended MCL 257.727
- D. Public Act No. 331 of 1984, as amended MCL 257.728
- E. Public Act No. 300 of 1949, as amended MCL 257.729

SECTION 4: SEVERABILITY

If a court of competent jurisdiction declares any provision of this Ordinance or any provision of any of the provisions herein adopted by reference to be unenforceable, in whole or in part, such declaration shall only affect the provision held to be unenforceable and shall not affect any other part or provision.

SECTION 5: REPEAL OF CONFLICTING PROVISIONS

This Ordinance shall take effect upon publication as required by law. All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this ordinance are hereby repealed; provided that any violation charged before the effective date of this Ordinance under a statute shall continue under the statutory provision then in effect.

SECTION 6: EFFECTIVE DATE

This Ordinance shall take effect upon publication as required by law.

SECTION 7: PUBLICATION OR POSTING

The Township Clerk shall certify to the adoption of this Ordinance and cause the same to be posted or published as required by law.

MOTION TO ADOPT ORDINANCE

Proposed by Board member Clerk Suzanne Renton.

Supported by Board member Trustee Dorothy Hildebrand.

ROLL CALL VOTE

Ayes: Treasurer Hill, Clerk Renton, Trustee Riess, Trustee Zielke, Trustee Hildebrand, Supervisor Hildebrand.

Nays: Trustee Kerlikowske.

Abstain: None.

Absent: None.

ORDINANCE DECLARED ENACTED

The foregoing Ordinance was enacted by the Oronoko Charter Township Board of Trustees, Berrien County, State of Michigan on the 11th day of October, 2011 and approved by its Supervisor and Clerk on said date.

ORONOKO CHARTER TOWNSHIP

By: _____
Ernest Hildebrand, Supervisor

and

By: _____
Suzanne Renton, Clerk

First Reading: September 13, 2011
Second Reading: October 11, 2011
Publication of Notice: October 19, 2011