

RAISIN CHARTER TOWNSHIP TRESPASS

Ordinance No. 062606

PREAMBLE:

It is the purpose of this ordinance to promote safety, health and welfare for the general public.

Section 1: Title

This ordinance shall be known and cited as the Raisin Charter Township Trespass Ordinance.

Section 2: Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Owner means the titleholder of real property, or the lessee, tenant, occupant, agent or trustee of real property.

Real property means public or private land or items erected, growing upon or affixed to public or private land.

Trespass and the act of trespassing mean the unauthorized use of real property by persons or vehicles without the express or implied consent, authorization or ratification of the owner.

Vehicle means every device in, upon or by which any person or property may be transported.

Section 3: Restrictions.

Acts prohibited by this section shall be deemed to be violations of this division, subject to the remedies and penalties prescribed in this division.

(1) *Trespass*. No person shall trespass upon the land of another without the express consent, authorization or ratification from the owners.

(2) *Parking vehicles*. No person shall park, leave, stop, stand or display a vehicle on public or commercial real property or real property of another without the express or implied consent, authorization or ratification from the owners.

Section 4: Personal property.

No person shall leave or display personal property on commercial property of another or real property not open to the public without the express or implied consent, authorization or ratification from the owner.

Section 5: Registration.

(a) *Requirement.* To invoke the operation and enforcement of this ordinance, the owner must register the property with the police department, who shall maintain a current roster.

(b) *Fee.* There may be an annual registration fee paid to the township by the owner in such amount as shall be prescribed by resolution of the township board.

Section 6: Posted notice.

(a) *Requirement.* Any property registered as provided in this ordinance must be posted with a notice by the owner in one or more places as to be plainly visible to persons unfamiliar with such property for the purpose of giving notice that trespassing is prohibited.

(b) *Form.* The form of the posted notice required by this section shall be substantially as follows:

This is property for the use of
AUTHORIZED PERSONNEL
only.

All others using this property are trespassing and in violation of the Raisin
Charter Township Trespass Ordinance.

This property has been registered under the provisions of such section and
violators will be prosecuted and unauthorized vehicles towed away and/or
ticketed.

Section 7: Enforcement.

(a) *Evidence of violation.* In any enforcement proceeding for violation of the provisions of this division, the license plate number displayed on any vehicle shall be prima facie evidence that the owner is the person who placed the vehicle on the real property.

(b) *Signed complaint.* Any person observing a violation of this division may sign a complaint for its enforcement.

(c) *Remedies.*

(1) *Removal.* Any owner or certified police officer may cause any vehicle that is violating the provisions of this division to be towed away or any personal property violating the provisions of this chapter to be removed.

(2) *Issue ticket.* Any certified police officer may issue a ticket and leave it attached to such vehicle, requiring the appearance of the owner in court at the time and place designated to answer for the violation of this division.

Section 8: Penalty.

Violation of this ordinance shall be punishable as outlined in the Raisin Charter Township General Violation Penalty Ordinance No. 101005-2

This ordinance shall become effective 30 days after publication of a synopsis in The Daily Telegram, a daily newspaper having general circulation in the Township of Raisin.

The foregoing Ordinance was approved by the Township Board at a Special meeting held on 06/26/2006

Carl F Wagner

Carl Wagner, Supervisor

Betty Aldridge
Township Clerk