

**VILLAGE OF CLIMAX**  
**KALAMAZOO COUNTY, MICHIGAN**

**ORDINANCE NO. 44**

**AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE VILLAGE OF CLIMAX, MICHIGAN; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.**

THE VILLAGE OF CLIMAX, MICHIGAN ORDAINS:

**Section 1.** The Code entitled "Code of Ordinances, Village of Climax, Michigan," published by Municipal Code Corporation, consisting of chapters 1 through 36, each inclusive, is adopted.

**Section 2.** All ordinances of a general and permanent nature enacted on or before June 9, 2006, and not included in the Code or recognized and continued in force by reference therein, are repealed.

**Section 3.** The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

**Section 4.** Unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by a fine not to exceed \$500.00 and/or imprisonment not to exceed 90 days in the discretion of the court. Each act of violation and each day upon which any such violation shall continue or occur shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the Village may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

**Section 5.** Additions or amendments to the Code when passed in such form as to indicate the intention of the Village Council to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

**Section 6.** Ordinances adopted after June 9, 2006, that amend or refer to ordinances that have been codified in the Code shall be construed as if they amend or refer to like provisions of the Code.

**Section 7.** This ordinance shall be published on May 23, 2008 and become effective June 9, 2008.

Passed and adopted by the Village Council on the 20<sup>th</sup> day of May 2008.

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**CERTIFICATE**

I, Scott Torrance, Village Clerk for the Village of Climax, do hereby certify that the foregoing Climax Ordinance No. 44 adopted by the Village Council at a regular meeting held on May 20, 2008, and that the following is a record of the vote of the members of said Village Council on said Ordinance.

AYES: Terry Strong, Lisa Strong, Bill Twiss and Bill Rogers.

NAYS: Bill Lewis.

ABSENT: David Dell and Thomas Jones.

ABSTAIN: None.

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Scott Torrance, Village Clerk