

CHAPTER 694
Littering

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694.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

- (a) "Litter" means all rubbish, refuse, waste material, garbage, animal parts, paper of any type, including publications, glass, cans, bottles, trash, debris, cigarette butts, or other foreign substances.
- (b) "Person" means any natural person, firm, organization, association or business.
- (c) "Public or private property or water" includes, but is not limited to any of the following:
 - (1) The right-of-way of a road or highway, a body of water or watercourse, or the shore or beach of the body of water or watercourse, including the ice above the water;
 - (2) A park, playground, school property, building, residential, commercial or agricultural property.
- (d) "Publisher" means any person who prints, writes, compiles, or manufactures commercial publications.
- (e) "Vehicle" means every motor vehicle defined under the Michigan Vehicle Code, Act No. 300 of the Public Acts of 1949, being M.C.L.A. sections 257.1 to 257.923, whether registered or unregistered.
- (f) "Vessel" means any structure, which is made to float upon the water, or is capable of being used as a means of transportation on water.
(Ord. 267. Passed 5-6-03.)

694.02 LITTERING PROPERTY OR WATER PROHIBITED.

A person shall not knowingly, dump, deposit, place, throw or leave, or cause or permit the dumping, depositing, placing, throwing, or leaving of litter on public or private property or water other than property designated and set aside for such purposes.

(Ord. 267. Passed 5-6-03.)

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694.03 PRESUMPTIONS.

The driver of a vehicle or vessel is presumed to be responsible for litter that is thrown, dumped, deposited, placed, or left from the vehicle or vessel on public or private property or water.

(Ord. 267. Passed 5-6-03.)

694.04 HANDBILLS OR FLYERS.

This section allows the circulation of political or non-commercial handbills or flyers, when they are placed on inhabited private premises at the main entrance thereof in a secure manner.

(Ord. 267. Passed 5-6-03.)

694.05 REGISTRATION OF PUBLISHERS.

(a) All persons distributing unsolicited publications within the city shall register with the City Clerk annually prior to distribution. The publisher shall provide a mailing address and telephone number of the principal place of business of the person who printed, wrote, compiled or manufactured the publications to be distributed.

(b) Any owner or resident of premises within the city may request that the publisher cease the distribution of publications to their respective premises by contacting the publisher in writing and indicating such request.

(c) All publishers distributing unsolicited publications within the city shall cease distribution to such respective premises within 15 days of receipt of said notice.

(Ord. 267. Passed 5-6-03.)

694.06 DISTRIBUTION OF PUBLICATIONS.

All persons distributing publications within the city shall place or deposit the same in a secure manner at inhabited private premises only.

(Ord. 267. Passed 5-6-03.)

694.99 PENALTY.

(a) A person who violates this chapter where the amount of the litter is less than one cubic foot in volume is responsible for a civil infraction and is subject to a civil fine of not more than \$500.00.

(b) A person who violates this chapter where the amount of the litter is one cubic foot or more is guilty of a misdemeanor punishable by a fine, of not more than \$500.00 and imprisonment in the county jail for not more than 93 days, or both.

(Ord. 267. Passed 5-6-03.)

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