

AN ORDINANCE to prohibit the disposing of hazardous waste within Lyon Township and to provide penalties for violation.

THE LYON TOWNSHIP BOARD, Rochester County, for itself and as the Township Health Board, ORDAINS:

Sec. 1. Legislative Findings. It is hereby determined that the environment within this Township is generally clean, natural and free from contamination, and that the disposing of hazardous waste in any place within this Township would be detrimental to said environment and harmful to the health, safety and welfare of the residents hereof, and that the regulations contained in this ordinance are the minimum regulations required to eliminate the foregoing undesirable condition and protect the public health, safety and welfare.

Sec. 2 Definitions. As used in this ordinance, "hazardous waste" means any substance or organism contaminated with any chemical determined to be harmful to living things. Hazardous waste includes, but is not limited to the following:

- 1. The carcasses of dead animals contaminated with such harmful substance.
- 2. Refuse from factories containing such harmful substance.
- 3. Any solid, liquid or sludge containing radioactive particles.
- 4. Harmful gases, whether or not in a sealed container.

Sec. 3. Unlawful Acts. It shall be unlawful for any individual, corporation, partnership, governmental unit or other legal person to dispose of hazardous waste in any form, and in any manner in any place within this Township, including the depositing of such waste into any airway or waterway or soil which would carry such hazardous waste into this Township. For the purpose of this Act, such disposing and/or depositing shall constitute a separate violation for each day the said contamination is allowed to exist.

Sec. 4 Penalty. Any person (as defined above) who violates any provision of this ordinance shall upon conviction thereof, be punished by a fine not exceeding \$500.00 plus 3 times the cost of cleaning up same, or by imprisonment in the county jail not exceeding 90 days or by both such fine and imprisonment.

Sec. 5 Declaration of Nuisance. Any violation of any provision of this ordinance is hereby declared to be a nuisance.

Sec. 6 Effective Date. This ordinance shall become effective on January 15, 1979.

MEMBERS PRESENT: Robert J. Joyce, Mayor, Muriel Plank, Raymond
 Frank Kocik, Joyce DeLoach
 MEMBERS ABSENT: David Austin, Cavalry Fox
 AYES: Robert J. Joyce, Joyce DeLoach
 NAYS: None

Leoris Schumacher, Deputy Trans. Christine Rentschler
CLARE LOACH

MAR 2

To Effective DATE MARCH 2, 1979