

## ARTICLE XV

### INTERPRETATION, SEVERABILITY, VESTED RIGHT, REPEAL, PENALTIES, AND EFFECTIVE DATE

#### SECTION 15.10     INTERPRETATION AND CONFLICTS:

In interpreting and applying the provisions of this Ordinance, they shall be held to the minimum requirements adopted for the promotion of the public health, safety, comfort, convenience, prosperity and general welfare. Unless specifically provided for, it is not intended by this Ordinance to repeal, abrogate, annul or in any way to impair or interfere with the existing and unrepealed provision of law or ordinance or any rules, regulations or permits previously adopted or issued pursuant to law relating to the use of building or land, provided, however, that where this Ordinance imposes a greater restriction upon the use of buildings or structures or required by such existing provisions of law or ordinance or by such rules, regulations or permits, the provisions of this Ordinance shall control.

#### SECTION 15.20     SEVERANCE CLAUSE:

Sections of this Ordinance shall be deemed to be severable and should any section, paragraph or provision thereof be declared by the courts to be unconstitutional or invalid, such holdings shall not affect the validity of this Ordinance as a whole or any other part thereof, other than the part so declared to be unconstitutional or invalid. If any court shall declare invalid the application of any provision of this Ordinance to a particular parcel, lot use, building or structure, such ruling shall not affect the application of said provision to any other parcel, lot use, building or structure not specifically included in said ruling.

#### SECTION 15.30     VESTED RIGHT:

Nothing in this Ordinance should be interpreted or construed to give rise to any permanent vested rights in the continuation of any particular use, district, zoning classification or any permissible activities therein; they are hereby declared to be subject to subsequent amendment, change or modification as may be necessary to the preservation or protection of public health, safety and welfare.

#### SECTION 15.40     REPEAL:

All ordinances and amendments thereto enacted and/or adopted by the Township by virtue of the Township Rural Zoning Act, PA 184 of 1943, as amended, and all ordinances and parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. The repeal of existing ordinances or parts of ordinances and their amendments does not affect or impair any act done, offense committed or right accrued or acquired, or liability, penalty forfeiture or punishment incurred prior to the time it was enforced, prosecuted or inflicted.

#### SECTION 15.50     PENALTIES AND REMEDIES:

1. Civil Law: Any building, structure or use constructed, altered, moved or maintained in violation of the provisions of this Ordinance is hereby declared to be a nuisance per se.
2. Criminal Law: Violations of the provisions of this Ordinance or failure to comply with any of its requirements, including violations of conditions and safeguards established in connection with

variances and conditional uses and violations of approved site plans, shall constitute a misdemeanor. Any person who violates this Ordinance or fails to comply with any of its requirements shall upon conviction thereof, be fined not more than five hundred dollars (\$500) or imprisoned for not more than ninety (90) days, or both, and in addition, shall pay all costs and expenses involved in the case. Each day such violation continues shall be considered a separate offense.

3. Remedies: The Township Board may institute injunction, mandamus, abatement or other appropriate proceedings to prevent, enjoin, abate or remove any violations of this Ordinance. The rights and remedies provided herein are both civil and criminal in nature. The imposition of any fine, or jail sentence or both shall not exempt the violator from compliance with the provisions of this Ordinance.

SECTION 15.60    EFFECTIVE DATE:

Per Raisin Charter Township Board Resolution dated December 12, 1994.

**ZONING ORDINANCE AMENDMENTS**

<b>Section Number</b>	<b>Section Title</b>	<b>Amendment Date</b>	<b>Comment</b>
Section 4.30.19	Bed and breakfast facility	3/3/98	
Section 5.30.9	Bed and breakfast facility	3/3/98	
Section 6.30.8	Bed and breakfast facility	3/3/98	
Section 9.100.2 A & B	Signs in the A-1 District	10/13/98	
Section 9.50.1 C	Fences	12/14/99	
Section 9.90.9, 2.20.24-1, 4.30.20, 10.70.25	Phased Construction, communication towers	5/14/01	
Section 9.90	Add platted subdivisions and site condominiums to SPR	5/14/01	
Section 9.110	Add Site Condo Ord.	8/24/01	