

**BLOOMINGDALE TOWNSHIP  
VAN BUREN COUNTY, MICHIGAN**

**MUNICIPAL SLUDGE AND WASTE WATER RESIDUE ORDINANCE**

**ORDINANCE NO. 8-94**

**THE TOWNSHIP OF BLOOMINGDALE, VAN BUREN COUNTY, MICHIGAN  
HEREBY ORDAINS**

**An ordinance to protect the health, safety, and general welfare of the residents, property owners, and people within the Township of Bloomingdale, Van Buren County, Michigan, and to provide for the control of municipal sludge or waste water treatment residue being brought into Bloomingdale Township and/or applied to the soil of Bloomingdale Township.**

**The Township of Bloomingdale hereby ordains:**

- 1. No municipal sludge or waste water treatment residue or similar substances hereinafter called "sludge" shall be transported into Bloomingdale Township nor applied into or upon the soil of any real estate located in Bloomingdale Township without a written permit from Bloomingdale Township.**
- 2. The issuance of a permit shall require a chemical analysis of such "sludge" made by a recognized testing laboratory, of the Township's choice, certifying that the material contained in said sludge shall be free from heavy metals and other harmful or toxic substances as defined by the Environmental Protection Agency and/or the Department of Natural Resources of the State of Michigan.**
- 3. The chemical analysis, which shall be provided as a precondition to issuance of a permit, shall be made at the expense of and furnished by the party or parties who intend to transport and/or apply said materials.**
- 4. Any permit issued shall be issued at the discretion of**

**Bloomington Township and shall pertain only to that sludge so tested and shall not constitute approval of additional sludge without testing of such additional sludge.**

**Any person or persons transporting and/or applying said sludge within the Township of Bloomington shall pay an annual fee of \$500.00 and receive a permit for the transportation and application of said sludge.**

**The Township of Bloomington reserves the right to retain licensed personnel to randomly sample said sludge at the time it is being applied in Bloomington Township. Said samples and lab analysis shall be conducted at the expense of Bloomington Township.**

**Any party authorized to transport and/or apply said sludge referred to in this Ordinance shall give either written or verbal notice twenty four (24) hours in advance of the application of any sludge.**

**5. The period allowed for spreading sludge in Bloomington Township shall be confined to a period from May 1st of each year to October 1st of each year.**

**6. a. Anyone violating the provisions of this ordinance shall be deemed guilty of a misdemeanor punishable upon conviction by a fine, not to exceed \$1,000.00, and/or imprisonment in the county jail for a period not to exceed ninety (90) days or by both such fine and imprisonment at the discretion of the court.**

**b. Each violation shall constitute a separate offense.**

**c. Violation of this ordinance shall be considered to be a public nuisance and such violation shall constitute a basis for injunctive relief against the violator from continuing said violation in addition to any other relief or penalty herein set forth or allowed by law.**

**d. Any person who violates any provision of this ordinance, whether as owner, lessee, permittee, licensee, agent, servant, or employee, shall be liable as a principal.**

**Effective: This ordinance shall take effect thirty (30) days after publication in a newspaper circulating within the Township of Bloomingdale, Van Buren County, Michigan.**

**Adopted: August 3rd, 1994**

**Motion by: Trustee P. Hassing**

**Second by: Trustee G. Scamehorn**

**Ayes: Hassing, Ashbrook, Scamehorn, Bly**

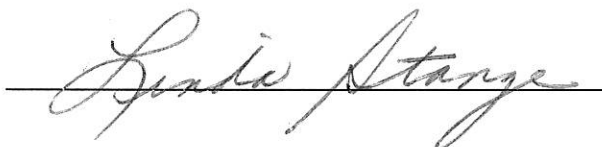
**Nays: None**

**Absent: Clerk J. Kridler**

**ORDINANCE NO. 8-94 DECLARED ADOPTED**

## **CLERK'S CERTIFICATE**

**I hereby certify that the foregoing constitutes a true and complete copy of the Ordinance dated August 3, 1994, adopted by the Township Board of Bloomingdale Township, County of Van Buren, State of Michigan, at a regular meeting held on the 3rd of August, 1994, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with Public Acts of Michigan, and that the minutes of said meeting were kept and will be or have been made available as required by said Acts.**

A handwritten signature in cursive script, reading "Linda Stange", is written over a horizontal line.

Linda Stange, Clerk  
**Bloomingdale Township**