

**Village of Goodrich  
Building Department**

*Dumpster Enclosure*

ITEMS REQUIRED FOR BUILDING PERMIT

- APPLICATION
- HOMEOWNER'S AFFIDAVIT OR CONTACTORS ADDENDUM (COPY OF BUILDERS LICENSE)
- SITE PLAN (PLOT PLAN) SHOWING DISTANCE FROM ALL PROPERTY LINES AND OTHER BUILDINGS
- TWO SETS OF CONSTRUCTION DRAWINGS
- SOIL EROSION PERMIT OR EXEMPTION FROM GENESEE COUNTY DRAIN COMMISSION.

**NO CONSTRUCTION SHALL BE STARTED  
UNTIL APPROVAL IS GIVEN BY THE BUILDING INSPECTOR**

REQUIRED INSPECTIONS

- FOOTING INSPECTION
- FINAL INSPECTION

**TOTAL PERMIT FEE \$175**

*NOTE:* RE-INSPECTION FEE MAY BE CHARGED IF PROJECT IS NOT READY OR DOES NOT PASS. MINIMUM FEE IS \$75 AND MUST BE PAID PRIOR TO RE-INSPECTION BEING PERFORMED.

Village of Goodrich, Building Department  
~ 7338 S State Road ~ PO Box 276 ~ Goodrich, MI 48438 ~ 810-636-2570 ex 102

**Village of Goodrich Building Application  
Commercial Dumpster Enclosure**

*Property Owners Information*

PROPERTY OWNER \_\_\_\_\_

SITE ADDRESS \_\_\_\_\_

LOT/PARCEL NUMBER \_\_\_\_\_

PHONE # / EMAIL ADDRESS \_\_\_\_\_

OWNERS SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

*Contractors Information*

CONTRACTOR NAME \_\_\_\_\_

CONTRACTOR ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

CONTACT NAME \_\_\_\_\_

PHONE # / EMAIL ADDRESS \_\_\_\_\_

CONTRACTORS SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

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**Building Department Only**

INSPECTOR'S APPROVAL \_\_\_\_\_

DATE \_\_\_\_\_

Building Department: 7338 S. State Road – Goodrich, MI 48438  
Phone: 810-636-2570 ex 102 Fax: 810-636-8886

Sec. 36-523. - Dumpsters and waste receptacles.

Dumpsters, including waste receptacles and compactors, shall be designed, constructed and maintained according to the standards of this section. Dumpster location and details of construction shall be shown on site plans. A change in dumpster location or size shall require modification to the enclosure, as warranted by this section.

- (1) Dumpsters shall be located in the rear yard or nonrequired side yard, unless otherwise approved by the planning commission. A dumpster shall not be as far as practical, and in no case less than 20 feet, from any residential district.
- (2) Dumpsters shall be easily accessed by refuse vehicles without potential to damage automobiles parked in designated parking spaces.
- (3) The dumpster base shall be at least nine feet by six feet, constructed of six inches of reinforced concrete pavement. The base shall extend six feet beyond the dumpster pad or gate to support the front axle of a refuse vehicle.
- (4) Dumpsters shall have an enclosing lid or cover and be enclosed on three sides, with an optional gate on the fourth side. The enclosure shall be of an berm, brick or decorative concrete material with a maximum height of six feet or at least one foot higher than the dumpster. In residential districts the planning commission may approve a wooden enclosure provided the lumber is treated to prevent decay or is determined to be durable and suitable for outdoor use. Suggested timber materials include Cedar, No. 2 Cedar rough sawn seasoned, Redwood, No. 2 Common Finish (S4S), Douglas Fir-larch or Southern Pine. A three-foot clearance area shall be provided between the dumpster and the walls.

(Ord. No. 82, § 3.27, eff. 6-25-1991)

**Cross reference—** Solid waste, ch. 26.

**ADDENDUM  
CONTRACTOR'S INFORMATION**

THIS INFORMATION IS STRICTLY FOR THE CONTRACTOR,  
PLEASE DO NOT INCLUDE ANY HOMEOWNER INFORMATION.

Business Name:

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Owners Name:

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Address:

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Contracting Companies Business Phone Number:

Business: \_\_\_\_\_ Cell: \_\_\_\_\_

After Hours Contact Person and Cell Number:

---

Superintendent Name & Cell Number:

---

Builders License Number:

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Federal Employer ID Number or Reason for Exemption:

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Workers Comp Insurance Carrier or Reason for Exemption:

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MESC Employer Number or Reason for Exemption:

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PLEASE FILL OUT IF YOU ARE USING A CONTRACTOR

**\*\*\*WE MUST HAVE A COPY OF YOUR CURRENT BUILDERS LICENSE\*\*\***

**VILLAGE OF GOODRICH  
BUILDING DEPARTMENT**

State of Michigan  
County of Genesee

I hereby certify the building work described on this permit application shall be installed by myself in my own home in which I am living or about to occupy. All work shall be installed in accordance with the Building Code and shall not be enclosed, covered up, or put into operation until it has been inspected and approved by the building inspector. I will cooperate with the Building Inspector and assume the responsibility to arrange for necessary inspections.

I, \_\_\_\_\_ of  
(name)

\_\_\_\_\_  
(address)

Telephone Number \_\_\_\_\_

Driver's License Number \_\_\_\_\_

I have read and agreed to the above statement.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Date

PLEASE FILL OUT IF YOU ARE NOT USING A CONTRACTOR



G-4610 Beecher Road Flint, MI 48532  
 Phone (810) 732-7870 Fax (810) 732-9773  
[www.qcdcwws.com](http://www.qcdcwws.com)

**OFFICE USE ONLY**

Permit Number
Date Issued
Expiration Date
File Number

**\*\*This does not constitute as the permit.**

**COMMERCIAL SOIL EROSION & SEDIMENTATION CONTROL PERMIT APPLICATION**

1. **APPLICANT** (The Designated Agent shall complete this section unless the work is being performed by the Landowner\*)

<input type="checkbox"/> Landowner <input type="checkbox"/> Designated Agent		NAME:	EMAIL:
ADDRESS:			
CITY:	STATE:	ZIP:	PHONE:

2. **LOCATION**

SECTION	Township - T__N	<input type="checkbox"/> CITY <input type="checkbox"/> TOWNSHIP <input type="checkbox"/> VILLAGE	PROPERTY TAX ID #
	Range - R__E		
SUBDIVISION:	LOT #	STREET ADDRESS:	

3. **PROPOSED EARTH CHANGE**

Project Type: Residential <input type="checkbox"/>	Industrial <input type="checkbox"/>	Multi-Family <input type="checkbox"/>	Land Balancing <input type="checkbox"/>	Commercial <input type="checkbox"/>
Describe Project			Size of Earth Change (Acres, Linear feet or square feet)	
Name of and distance to nearest Lake, Stream, or Drain		Date Project to start	Date Project to be complete	

4. **SOIL EROSION AND SEDIMENTATION CONTROL PLAN** (Refer to Rule 323.1703 of Part 91)

<b>Note: Two complete set of plans must be provided prior to issuance of a permit. Submit one copy for review.</b>	Estimated Cost of Erosion and Sedimentation Control	
	Plan Preparer's Name	Phone #

5. **PARTIES RESPONSIBLE FOR EARTH CHANGE**

Name of Landowner (if not provided in Box. 1 above)			Address		
Email:					
City	State	Zip	Phone #		
Name of Individual "On Site" Responsible for Earth Change				Company Name	
Email:					
Address	City	State	Zip	Phone	

**6. PERFORMANCE DEPOSIT (If required by the permitting agency)**

Amount Required \$:				
Name of Surety Company:				
Address	City	State	Zip	Phone

**7. NOTICE TO APPLICANT**

I understand that if a soil erosion and sedimentation control permit on the above-mentioned property is not exempt from enforcement procedures under Part 91, of Act No. 451 of the Public Acts of 1994, as amended, being MCL § 324.32501 *et. seq.*

I hereby acknowledge that if a soil and sedimentation permit is issued, I hereby voluntarily grant the employees of the Genesee County Drain Commissioner's Office, Division of Water and Waste Services, or their designated agents permission to enter onto my property to ensure that the project conforms to the soil erosion and sedimentation permit issued. I further understand that if I revoke my consent for the employees of the Genesee County Drain Commissioner's Office, Division of Water and Waste Services, or their designated agents to enter onto the property set forth herein, the permit is automatically revoked, I will need to resubmit a new soil erosion and sedimentation permit application and I must cease all earth moving activities on the property.

I further understand that if I continue to perform earth moving activities on the property after revoking my consent for the employees of the Genesee County Drain Commissioner's Office, Division of Water and Waste Services, or their designated agents to enter onto the property set forth herein, I may be subject to one or more of the enforcement procedures set forth in Part 91 of Act No. 451 of the Public Acts of 1994, as amended, and the administrative rules promulgated thereunder, including, but not limited to, being issued a civil infraction citation, having an injunction issued to prevent any further earth moving activities on the aforementioned property, the right of the Genesee County Drain Commissioner's Office, Division of Water and Waste Services or its agents to enter onto my property to install soil erosion and sedimentation control procedures and lien the property for all costs associated with installing the soil erosion and sedimentation control procedures, and/or the forfeiture of any security submitted in the amount required to bring the property into compliance with Part 91 of Act No. 451 of the Public Acts of 1994, as amended.

I hereby acknowledge that the information contained herein is truthful and accurate to the best of my knowledge. I understand that if I knowingly make any false statement in this application it may result in a civil fine of not more than \$10,000.00 per day for each violation.

I (we) affirm that the above information is accurate and that I (we) will conduct the above-described earth change in accordance with Part 91, Soil Erosion and Sedimentation Control, of the Natural Resource and Environmental Protection Act, 1994 PA 451, as amended, applicable local ordinances, and the documents accompanying this application.		
Landowner's Signature	Print Name	Date
Designated Agent's Signature*	Print Name	Date

\* Designated agent must have a written statement from landowner authorizing him/her to secure a permit in the landowner's name.

**Genesee County Drain Commissioner Division of Water and Waste Services**  
**Commercial Soil Erosion and Sedimentation Control Plan Submittal Checklist**

**All SESC plans submitted to this office shall at a minimum be accompanied by the following information.**

1. \_\_\_ Soil Erosion and Sedimentation Control application review fee. The fee schedule can be obtained from the [gcdcwws.com](http://gcdcwws.com) website under the tab "permit" and then "fee schedule". Checks shall be payable to the Genesee County Drain Commissioner's Office..
2. \_\_\_ Legal description, tax I.D. number and/or survey of site.
3. \_\_\_ A SESC site plan (scale of not more than 1"=200' on 24"x36" sheets) of the property with the items below clearly labeled :(Residential can be submitted on letter or legal paper)
  - A. \_\_\_ Name and address of Applicant. Name and address of landowner.
  - B. \_\_\_ Project Name, location, proximity to waters of the State (lake, stream, drain, wetlands) and (the 100 year floodplain contour for those waters for commercial applications only).
  - C. \_\_\_ Location map, NORTH arrow and drawing scale.
  - D. \_\_\_ Limits of earth change delineated and clearly labeled.
  - E. \_\_\_ Existing and proposed contours. If unchanged so state.
  - F. \_\_\_ Existing and proposed on-site and off-site (within drainage area of earth change) drainage and dewatering facilities including temporary dewatering shall be clearly labeled and identified.
  - G. \_\_\_ Predominant land features shall be labeled on the drawings. (Buildings, rivers, streams, etc.)
  - H. \_\_\_ Existing on-site vegetation (type and location).
  - I. \_\_\_ Soil stock pile locations.
  - J. \_\_\_ Description of installation and location of all temporary and permanent erosion control measures, with measures clearly drafted and labeled with the (Michigan Unified Keying System and GCDC-WWS Specifications for commercial applications only).
  - K. \_\_\_ A program proposal for the continued maintenance of all permanent soil erosion and sediment control measures that remain after project completion.
  - L. \_\_\_ Person responsible for continued maintenance once permit is closed

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

Phone #: \_\_\_\_\_  
Email address: \_\_\_\_\_

- 4.\_\_\_\_ A topographic map with the affected area clearly labeled.
- 5.\_\_\_\_ Existing soils information, with project area clearly labeled. (Soils Map)
- 6.\_\_\_\_ A completed Soil Erosion and Sedimentation Control application.
- 7.\_\_\_\_ A completed construction and maintenance schedule including a plan for permanent stabilization.
- 8.\_\_\_\_ A copy of any submitted EGLE permit applications (as applicable) required for completing earthwork within the boundaries of waters of the state.

**I hereby certify that the above information has been provided with the submitted plans.**

Name of Party Preparing Checklist: \_\_\_\_\_

E-mail address of Party Preparing Checklist: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**Note: It is necessary to submit only one set of plans for review**

# SESC CONSTRUCTION AND MAINTENANCE SCHEDULE

Project Name: \_\_\_\_\_  
 Anticipated Start Date: \_\_\_\_\_  
 Anticipated End Date: \_\_\_\_\_

## Construction Schedule

Construction Sequence	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Notes
Temporary SESC Measures													
Building Demolition													
Strip and Stockpile													
Rough Grading													
Underground Utilities													
Road Installation													
Building Construction													
Permanent SESC Measures													
Final Grade													
Landscaping													

## Maintenance Schedule

Maintenance Sequence	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Notes
Street Sweeping													
Silt Fencing													
Maintain Buffer Strips													
Inlet Structures													
Seeding and Mulch													
Sediment Basins													
Rip-Rap													
Remove Temporary Measures													

## Seeding and Planting Schedule

**Temporary:** (Refer to Tables 4 & 6 in MDEQ "Guidelines for Vegetative Erosion control" included with this packet)

Area on Plan	Mix #	Common Name	Natural Drainage Class Suitability	Suitable Uses	Rate lb/acre

**Permanent:** (Refer to Tables 4 & 6 in MDEQ "Guidelines for Vegetative Erosion control" included with this packet)

Area on Plan	Mix #	Common Name	Natural Drainage Class Suitability	Suitable Uses	Rate lb/acre

**Trees and Shrubs:** (Refer to Table 7 in MDEQ "Guidelines for Vegetative Erosion control" included with this packet)

Area on Plan	Quantity	Common Name	Scientific Name	Drainage Class	Notes

**Table 4. Example Seeding Mixtures for Introduced Species**

<b>Mix #</b>	<b>Common Name</b>	<b>Natural Drainage Class Suitability</b>	<b>Suitable Uses</b>	<b>Rate lbs/acre</b>
1	Creeping red fescue	WD, MWD	A, C/F, WW	40
2	Creeping red fescue White clover, red clover, or alfalfa	WD, MWD	C/F	30 4
3	<b>Smooth brome</b> grass Creeping red fescue White clover, red clover, or alfalfa	WD, MWD	C/F	15 15 4
4	<b>Smooth brome</b> grass alfalfa	WD, MWD	C/F, WW	30 4
5	<b>Smooth brome</b> grass Creeping red fescue	WD, MWD	C/F, WW	20 20
6	<b>Kentucky blue</b> grass Creeping red fescue	MWD	A, C/F	20 20
7	Creeping red fescue <b>Tall fescue</b>	MWD	C/F, WW	20 20
8	Creeping red fescue Creeping bentgrass	MWD, SPD	A, C/F	40 1
9	<b>Smooth brome</b> grass <b>Tall Fescue</b>	MWD, SPD	C/F, WW	20 20
10	<b>Smooth brome</b> grass Timothy Red clover	MWD, SPD	C/F, WW	15 4 4
11	<b>Smooth brome</b> grass Creeping red fescue <b>Kentucky blue</b> grass <b>Birdfoot trefoil</b>	MWD, SPD	C/F, WW	10 10 10 4
12	<b>Tall fescue</b> Creeping bentgrass	SPD, PD	C/F, WW	40 1
13	<b>Tall fescue</b> Alsike clover or <b>birdfoot trefoil</b>	SPD, PD	C/F, WW	40 1
14	Redtop Timothy Alsike clover or <b>birdfoot trefoil</b>	SPD, PD	C/F	2 5 2
15	<b>Tall Fescue</b> <b>Smooth Brome</b> grass Creeping bentgrass <b>Birdfoot trefoil</b>	SPD, PD	C/F, WW	12 12 1 6
16	<b>Tall fescue</b> Redtop	SPD, PD, VPD	C/F, WW	20 2

Mix #	Common Name	Natural Drainage Class Suitability	Suitable Uses	Rate lbs/acre
17	Redtop Alsike clover or birdfoot trefoil	PD, VPD	C/F	4 2
18	Creeping red fescue <b>Kentucky bluegrass</b> Redtop Timothy Alsike clover	See Note #1	C/F	8 8 1 2 3
19	Creeping red fescue Redtop <b>Tall fescue</b> <b>Smooth Bromegrass</b> Alsike clover or <b>birdfoot trefoil</b> White clover, red clover, or alfalfa	See Note #1	C/F, WW	6 1 6 6 3 3

Five pounds of annual or perennial ryegrass may be added to any mixture if quick cover is desired.

1 - These mixtures are suitable for large or linear projects where several soil types may be encountered, but a single seed mixture is desired for the entire project.

**Table 6. Seed Selection Guide for some Commonly Available Native Grasses**

Common Name	Scientific Name	Seeding Rate lbs/acre	Drainage Class Suitability	Notes
American beachgrass	<i>Ammophila breviligulata</i>		Dunes, WD sands	1
"Tioga" Deer tongue	<i>Panicum clandestinum</i>	15	WD, MWD	2, 3
Little bluestem	<i>Schizachyrium scoparius</i>	12	WD, MWD	2
Big bluestem	<i>Andropogon gerardii</i>	15	WD, MWD, SPD	2
Switch grass	<i>Panicum virgatum</i>	10	WD, MWD, SPD	2
Indian grass	<i>Sorghastrum nutans</i>	10	WD, MWD, SPD	2

**Notes:**

- 1 - Beachgrass is planted vegetatively; see text.
- 2 - Warm season grasses.
- 3 - Suitable for sand and gravel pit and mine reclamation.

A great variety of native species are available; consult suppliers for cultural information.

**KEY FOR Information in Tables 4, 5, 6, and 7**

Abbreviations for *Soil Natural Drainage Classes*

WD = Well Drained

MWD = Moderately Well Drained

SPD = Somewhat Poorly Drained

PD = Poorly Drained

VPD = Very Poorly Drained

Abbreviations for *Suitable Uses* (Table 4)

A = Sites maintained as a lawn

C/F = Cut and fill, slopes, ditch banks

WW = Areas subject to periodic storm water flow such as grassed waterways,  
ditch bottoms, diversions

Species shown in **bold face** may be invasive and should not be planted where they can escape into sensitive natural areas.

**Table 7. Selected Trees and Shrubs for Erosion Control**

Common Name	Scientific Name	Drainage Class Suitability	Notes
<b>Evergreen Trees</b>			
Jack Pine	<i>Pinus banksiana</i>	WD, MWD, SPD	
Red Pine	<i>Pinus resinosa</i>	WD, MWD	
White Pine	<i>Pinus strobus</i>	MWD, SPD	
Norway Spruce	<i>Picea abies</i>	WD, MWD	1
<b>Deciduous Trees</b>			
Quaking aspen	<i>Populus tremuloides</i>	WD, MWD, SPD	
Bigtooth aspen	<i>Populus grandidentata</i>	WD, MWD	
Hybrid poplar	<i>Populus spp.</i>	WD, MWD, SPD	1
Red maple	<i>Acer rubrum</i>	ADAPTABLE	
Silver maple	<i>Acer saccharinum</i>	MWD, SPD, PD	
Hawthorn	<i>Crataegus spp.</i>	varies by species	3
Black willow	<i>Salix nigra</i>	SPD, PD, VPD	
With the exception of hawthorn, the trees listed above are fast growing and selected for their potential use in windbreaks.			
<b>Shrubs</b>			
Northern bayberry	<i>Myrica pensylvanica</i>	WD, MWD	1,2
Fragrant sumac	<i>Rhus aromatica</i>	WD, MWD	2
Staghorn sumac	<i>Rhus typhina</i>	WD, MWD	
Gray dogwood	<i>Cornus foemina (racemosa)</i>	WD, MWD, SPD	
Red-osier dogwood	<i>Cornus Stolonifera</i>	SPD, PD, VPD	
Cranberry-bush viburnum	<i>Viburnum opulus (trilobum)</i>	SPD, PD, VPD	
Scrub willows	<i>Salix spp.</i>	SPD, PD, VPD	
Blackberry/raspberry	<i>Rubus spp.</i>	varies by species	3
The shrubs listed above are selected for vigorous and extensive root growth, Willows are particularly useful for stream bank stabilization; they will sprout from cuttings or branch bundles if moisture is adequate.			
<b>Notes -</b>			
1 - These species are not native to Michigan (bayberry is native, but very rare).			
2 - These species may not be cold hardy in the Northern Lower or Upper Peninsula.			
3 - Thorny species are useful for excluding humans where foot traffic may create erosion sites.			

## ARTICLE II. - CONSTRUCTION MAINTENANCE ORDINANCE

- **Sec. 26-31. - Intent of article.**

The purpose of this article is to prohibit the depositing and accumulation of litter; to provide regulations for the proper handling and prompt removal of litter, garbage, debris, waste material, dust, sand, mud and dirt from construction sites, buildings under construction, and areas, streets, roads, and highways abutting or adjacent thereto; to preserve the public health, safety and welfare; to properly handle and promptly remove such matter which has severe adverse effects on the community by tending to create a nuisance, creating hazardous conditions which may result in injury to persons or property attracting vermin, causing annoyance to residents and other persons who work in or pass through the village, and detracting from aesthetics of the neighborhoods; and to provide regulations for the use of portable toilets on construction sites.

(Ord. No. 109, § II, 6-12-2000)

- **Sec. 26-32. - Refuse bins.**

(a) *Generally.*

(1) *Use.* No person shall place or allow refuse to accumulate outside of a refuse bin.

(2) *Lids.* All refuse bins shall be fitted with lids which shall be kept completely closed at all times, except for times of filling and collection, to prevent the contents of a refuse bin from being dispersed by winds or otherwise.

(3) *Screening.*

a. All refuse bins located in the village must be enclosed or screened from public view. Such screening shall consist of a wall or fence not less than one foot higher than the height of the refuse bins placed therein, which completely conceals its contents from public view, but in no instance shall such screening be less than five feet in height on three sides. Posts or bumpers shall be provided within the enclosure to protect it from damage from the refuse bin. The inside dimensions of the enclosure shall be such as will permit adequate access for refuse collection vehicles as well as completely enclose refuse bins within the three sides so that no refuse bin projects outside of the open side.

b. Screening materials shall consist of any of the following:

1. Masonry.

2. Wood, provided that the wood is cedar, redwood, marine grade exterior plywood, or equivalent of at least five-eighths of an inch (1.5875 centimeters) thickness or other types of wood which have been pressured treated with preservatives. If cedar, redwood, or plywood are used in the screening, it shall be protected from possible rot or decay by the

application of a preservative. Wood that has been pressured treated need not be further protected from possible rot or decay.

3. Evergreen shrubbery consisting of permanent, living plant materials which shall be continuously maintained in a sound, healthy and vigorous growing condition, free of plant diseases and insect pests, and free of weeds, refuse and debris. The shrubbery shall be planted and maintained so as to create a continuous barrier.

c. This article is not intended to require the enclosure of any refuse bin used on a temporary basis during the construction of any building, provided that the refuse bin is removed from the premises or is moved to be approved, enclosed location on the site prior to the issuance of a final certificate of occupancy for the building under construction. This article is not intended to require the enclosure of any refuse bin unless that refuse bin is otherwise visible from a public place, or an area to the general public.

(4) *Prohibited bins.* No person shall place or maintain any refuse bin within the village which is banned as a hazardous product pursuant to part 1301, subchapter B, chapter II, title 16 of the Consumer Product Safety Commission Rules under sections 8 and 9 of the Consumer Product Safety Act 15 USC 2057 and 2058.

(5) *Requirements of owner.* No person shall place or maintain any refuse bin within the village until:

a. The owner thereof or the person placing or maintaining such refuse bin in the village shall file with the village a sworn affidavit or such other evidence verifying that such refuse bin is not a prohibited refuse bin.

b. The owner thereof or the person placing or maintaining such refuse bin in the village shall permanently place on a conspicuous area of such refuse bin such person's name, address, and telephone number.

(6) *Enforcement.* The department of building and safety is hereby charged with the enforcement of this section.

(b) *Refuse collection/removal.*

(1) *Time.* No refuse, whether properly stored or not, shall be kept on a premises for more than one week. It shall be the responsibility of both the owner and the person in control of the premises to properly dispose of all refuse on at least a weekly basis.

(2) *Enforcement.* Upon receiving a complaint or having reason to believe that refuse is not being disposed of in accordance with subsection (b)(1) of this section, an ordinance enforcement officer may request from the owner and/or the person in control of the premises, evidence that such person is employing a refuse collection service which collects refuse on at least a weekly basis, or show a receipt evidencing the power in control of the premises to produce such evidence within one week of receiving a notice of violation, shall constitute in evidence a presumption that the refuse is not being

disposed of in accordance with subsection (b)(1) of this section. The notice of violation shall contain a contact number whereupon a person may obtain a list of licensed refuse collection companies.

(3) *Removal of material.* Material shall not be dropped by gravity or thrown outside the exterior walls of a building during demolition or erection. Wood or metal chutes shall be provided for the removal of such materials. Where the removal of any material will cause an excessive amount of dust, such material shall be wet down to prevent the creation of a nuisance.

(Ord. No. 109, § III, 6-12-2000)

- **Sec. 26-33. - Litter.**

(a) *Legislative intent.* In the development and enhancement of this article it is recognized that proper handling and prompt removal of litter, garbage, debris, waste material, dust, sand, mud and dirt from construction sites, buildings under construction, and areas, streets, roads, and highways abutting or adjacent thereto, is essential to the preservation of the public health, safety and welfare. The failure to properly handle and promptly remove such matter has severe adverse effects on the community by tending to create a nuisance, creating hazardous conditions which may result in injury to persons or property attracting vermin, causing annoyance to residents and other persons who work in or pass through the village, and detracting from aesthetics of the neighborhoods. The purpose of this article is to provide regulations for the prevention of such effects and to provide penalties for the violation of this article, the needs of the community may require expeditious removal of the objectionable matter by the village itself. To this end, a procedure is hereby established by which the village, after due notice is given to the primary contractor or owner of a construction site or building under construction, may remove the objectionable matter and charge the cost of the removal to the owner or party in interest in whose name the subject appeared upon the last tax assessment records.

(b) *Definitions.* The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Construction material* means any material used for the purpose of the erection, alteration, repair, reconstruction, conversion, demolition, moving, or equipping of any building or structure, or the excavation, filling, grading or regulation of a lot in connection therewith.

*Construction site* means a lot on which the erection, alteration, repair, reconstruction, conversion, demolition, moving, or equipping of any building or structure, or the excavating, filling, grading or regulation of a lot in connection therewith, is taking place, has taken place, or will take place.

*Debris* means any accumulation of broken or detached matter including, but not limited to, pieces of stone, brick, cement, plaster, lumber, pipe, wallboard, and shingles.

*Garbage* means putrescible animal and vegetable matter.

*Litter* means garbage and debris and all other matter which is thrown, dumped, placed, left or deposited as prohibited in this article, which may tend to create a danger to the public health, safety and welfare.

*Owner* means the person or party whose name appears upon the last tax assessment records of the village.

*Primary contractor* means the person that has obtained the building permit for building on the construction site or the person that is in control of construction on the construction site.

*Street and highway* mean:

(1) The entire width between boundary lines of any way publicly maintained when any part thereof is open to the use of the public for purpose of vehicle travel;

(2) The entire width between boundary lines of any way dedicated for public use within a recorded plat irrespective of whether street improvements within the plat have been accepted by the village;

(3) The entire width of any public or private street contained within a site condominium.

*Waste material* means any putrescible and nonputrescible solid waste, except body waste including, but not limited to, garbage, debris, uprooted vegetation and herbage, tree limbs and stumps and any other matter which, if thrown, dumped, placed, left or deposited as prohibited in this article, may tend to create a danger to the public health, safety and welfare.

*(c) Requirements of person in charge of building site.*

(1) Each contractor who owns, controls or is in possession of a construction site or building under construction shall:

a. Provide a receptacle at each construction site and building under construction which shall be of sufficient size and dimension to adequately contain such litter, garbage, debris and waste material as may be found at the construction site or building under construction;

b. Place all litter, garbage, debris and waste material from the construction site within the receptacle;

c. Place all construction materials within the confines of the lot lines of a construction site or building under construction;

d. Sweep the streets, roads or highways adjacent to the abutting the construction site, or building under construction at least once per week, or more frequently if litter shall be dumped, deposited, placed or thrown on the streets, roads or highways;

e. Maintain the construction site, building under construction, and adjacent area free of litter, garbage, debris and waste material;

f. Maintain the street, road or highway adjacent to or abutting such construction site or building under construction free of dust, sand, mud, dirt, litter, garbage, debris or waste material from the construction site or building under construction.

(2) The failure of a person to comply with the requirements of this section shall constitute a violation of this article. The commission of any of the following acts shall constitute a violation of this article:

a. The dumping, depositing, placing, throwing, leaving or burying or causing or permitting the dumping, depositing, placing, throwing, leaving or burying of litter, garbage, debris or waste material at any construction site or building under construction.

b. The transferring of litter, garbage, debris, or waste material from one construction site or building under construction to another.

c. The dumping, depositing, placing, throwing, leaving, or causing or permitting the dumping, depositing, placing, throwing or leaving of dust, sand, mud, dirt, litter, garbage, debris or waste material on any street, road, highway or right-of-way.

d. The placing of construction materials on any street, road, highway or right-of-way.

e. Refuse, construction materials and equipment shall not be placed or sorted so as to obstruct access to fire hydrants, standpipes, fire or police alarm boxes, utility boxes, catchbasins or manholes, nor shall it be placed so as to obstruct normal observations of traffic or to hinder the use of public transit loading platforms.

f. All refuse materials shall be removed in a manner which prevents injury or damage to persons, adjoining properties and public rights-of-way.

*(d) Cleanup of mud, dirt and debris on streets.* Whenever work or construction in the village causes the deposit of mud, dirt, debris or any other material on a street, highway, pathway, or alley, the developer, builder, contractor and permit holder, as well as the owner of the premises where the work or construction is taking place, shall be responsible for cleanup and compliance with this section. Any mud, dirt, debris or any other material deposited on a street, highway, pathway or alley shall be removed by the end of the workday. However, upon notification from the village to the permit holder that a dangerous condition exists due to the accumulation of mud, dirt, debris or any other material on a street, highway, pathway or alley, the person responsible shall immediately clean the street, highway, pathway or alley within two hours.

(e) *Responsible for cost of cleanup.*

(1) *One person responsible.* If it becomes necessary for the village to clean an accumulation of mud, dirt, etc., from a street, highway, pathway or alley on account of the failure of the person responsible under subsection (d) of this section to do so, the village may perform necessary street cleanup, and the person responsible shall pay to the village the cost of cleanup with a certified check or cash deposit and the person responsible shall pay to the village the cost of the cleanup.

a. *Use of permit cash deposits.* The village may use that cash deposit filed with the village in order to obtain reimbursement for the cost of cleanup.

b. *Immediate replenishment of cash deposit.* If it becomes necessary for the village, pursuant to this subsection, to use a cash deposit on file with the village, the permit holder shall be required to immediately replenish and replace the cash deposit.

(2) *Multiple persons responsible.* If an accumulation of mud, dirt, etc., appears to be the responsibility of more than one person or is related to building or construction activities on more than one site, the cost of cleanup by the village shall be prorated and charged against the cash deposits of all the persons determined by the superintendent of the department of public works to be responsible.

(3) *Lien.* In those cases where deposited funds are insufficient to cover the cost of cleanup performed by the village, or payment has not been received, such costs shall be a lien against the real property and shall be reported by the building official to the assessing officer of the village who shall assess the cost against the property. The owner or party in interest in whose name the property appeared upon the last tax assessment records shall be notified of the amount of such cost by first class mail at the address shown on the records. If he fails to pay the same within 30 days after mailing by the assessor of the notice of the amount thereof, the assessor shall add the same to the next tax roll of the village and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes.

(f) *Enforcement.* In addition to the village's use of certified checks and cash deposits, pursuant to subsection (e) of this section, the building official, upon determining there has been a failure to comply with the requirements of subsections (c) and (d) of this section, may order the stoppage of work, the withholding of inspections, and/or the staying or revocation of the building permit issued for the work site until compliances is obtained.

(Ord. No. 109, § IV, 6-12-2000)

- **Sec. 26-34. - Portable toilets.**

(a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

*Portable toilet* means a receptacle for human waste temporarily in a location for human use.

(b) *Prohibited acts.* It is unlawful within the village to keep, maintain or permit to remain on any land zoned residential, commercial or industrial a portable toilet.

(c) *Exceptions.* The prohibited use of a portable toilet shall not apply to those portable toilets allowed and required on construction sites, pursuant to of the Mich. Admin. Code R. 408.40129, or to those utilized at a public park or school facility. No permit is required.

(d) *Toilets at construction sites.*

(1) Toilets at construction sites shall be provided for employees as follows:

a. One to 20 employees, one toilet.

b. Twenty-one to 40 employees, two toilets.

c. Forty-one or more employees, one additional toilet for each additional 40 or less employees.

(2) A jobsite that is not provided with a sanitary sewer shall be provided with one of the following toilet facilities, unless prohibited by local codes:

a. A privy; if use of the privy will not contaminate groundwater or surface water;

b. A chemical toilet;

c. A recirculating toilet;

d. A combustion toilet.

(3) The requirements of this rule for sanitation facilities shall not apply to a mobile crew (i.e., essential public utilities crew) that has transportation readily available to nearby toilet facilities.

(4) To ensure sanitation, a toilet shall be serviced and maintained on a regular basis.

(5) A toilet shall be supplied with toilet paper.

(Ord. No. 109, § V, 6-12-2000)

