



CITY of NOVI CITY COUNCIL

Agenda Item 2
July 8, 2019

SUBJECT: Consideration to introduce Ordinance No. 19-104.11, an ordinance to amend the city of Novi Code Of Ordinances, At Chapter 21, "Nuisances," Article II, "Related to Property," in order to repeal Division 6, "Portable Toilets." **FIRST READING**

SUBMITTING DEPARTMENT: City Manager

CITY MANAGER APPROVAL: 

BACKGROUND INFORMATION: The City Council's Ordinance Review Committee (ORC) has been evaluating, with the assistance of City administration, the City's Code of Ordinances to determine whether there are any outdated or obsolete provisions that can be simply removed from the code. This draft ordinance repeals a section relating to the placement of portable toilets on "any land zoned residential." (Section 21-07) The ordinance creates some exceptions for toilets required for construction sites and for special events of more than 100 people.

Discussion by the ORC revealed that portable toilets would not generally be permitted within residential properties, under the Zoning Ordinance (neither a principal nor typical accessory use), and that the uses otherwise allowed by the section can be authorized in other ways.

The ORC recommended adoption of the attached ordinance at its June 3, 2019, meeting.

RECOMMENDED ACTION: Approval of Ordinance No. 19-104.11, an ordinance to amend the city of Novi Code Of Ordinances, At Chapter 21, "Nuisances," Article II, "Related to Property," in order to repeal Division 6, "Portable Toilets." **FIRST READING**

STATE OF MICHIGAN

COUNTY OF OAKLAND

CITY OF NOVI

ORDINANCE NO. 19-104.11

AN ORDINANCE TO AMEND THE CITY OF NOVI CODE OF ORDINANCES, AT CHAPTER 21, "NUISCANCES," ARTICLE II, "RELATED TO PROPERTY," IN ORDER TO REPEAL DIVISION 6, "PORTABLE TOILETS."

THE CITY OF NOVI ORDAINS:

PART I. That Chapter 21, "Nuisances," Article II, "Related to Property," of the City of Novi Code of Ordinances is hereby amended to repeal Division 6, "Portable Toilets."

PART II. Severability. Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART III. Savings Clause. The amendment of the Novi Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Novi Code of Ordinances set forth in this Ordinance.

PART IV. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PART V. Effective Date. The provisions of this Ordinance are ordered to take effect following publication in the manner prescribed by the Charter of the City of Novi.

PART VI. Adoption. This ordinance is hereby declared to have been adopted by the Novi City Council in a meeting thereof duly held and called on the ___ day of _____, 2019, in order to be given publication in the manner prescribed by the Charter of the City of Novi.

Moved by _____ and supported by _____.

Robert J. Gatt, Mayor

Cortney Hanson, City Clerk

Certificate of Adoption

I hereby certify that the foregoing is a true and complete copy of the ordinance adopted at the regular meeting of the Novi City Council held on the ____ day of _____, 2019.

Cortney Hanson, City Clerk