

**CODE OF ORDINANCES  
CITY OF CORUNNA, MICHIGAN  
Chapter 34 ENVIRONMENT**

**ARTICLE IV. OPEN STORAGE**

**Sec. 34-101. Conditions creating nuisance.**

Inasmuch as old discarded and nonoperating cars, car parts, tractors, machinery, household appliances, old iron, debris and other unsightly junk, if allowed to remain in the open, is dangerous to the health of the city in that it allows weeds, high grass and brush to grow up around it in which rats and other rodents frequent, and is dangerous to the safety of the citizens in that it is an attractive nuisance to children from which children can receive serious injury or possible suffocation and in that it creates a fire hazard because of the dead grass and weeds around and is detrimental to the general welfare of the city in that it adversely affects the values of the adjoining properties, detracts from the general appearance of the city thereby causing citizens to go elsewhere for their business trading and their homes; therefore, the storing of such items in an open field, lot or part of lot in the city is hereby declared to be a public nuisance.

(Code 1979, § 5.231)

**Sec. 34-102. Definition of open lot.**

An open field, lot or part of lot is defined for the purpose of this article as any field, lot or part of lot which is not enclosed with a building or a noncombustible fence at least eight feet high so constructed and maintained that rats, mice and other rodents cannot enter or leave and so constructed as to prevent children from entering, and so constructed as to prevent lighted cigarettes, cigar butts or other burning objects from being tossed into said field, lot or part of lot.

(Code 1979, § 5.232)

Cross references: Definitions generally, § 1-2.

**Sec. 34-103. Time limit for storage.**

It shall be unlawful for any owner, occupant, possessor or any person having control of any open lot, field or open part thereof to allow any old auto bodies, old cars, auto parts, farm machinery, equipment, household appliances or other old metal, debris or other personal property that because of the age, wear and tear, lack of repair or other causes is no longer usable as such in its then condition to be stored or remain in any such open lot, field or open part of either for a period of more than 30 days.

(Code 1979, § 5.233)

**Sec. 34-104. Complaint.**

Upon complaint from any person, either oral or otherwise, of any violation of section 34-103, the police department shall make an investigation and, if it is found that any of the items mentioned in section 34-103 have been stored, placed or allowed to remain in any open lot, field or open part of either for a period of more than 30 days, the police department shall serve upon the owner, occupant, possessor or person having control thereof a written notice to remove them therefrom within ten days after receipt of the notice, the notice may be served personally or by certified mail with return receipt requested.

(Code 1979, § 5.234)

**Sec. 34-105. Appeal.**

Any person believing that the notice issued pursuant to this article is not proper or that the removal of the items within ten days would be an undue hardship or who is aggrieved otherwise may appeal to the city council by leaving a written claim of appeal stating his reasons for appeal with the city clerk within ten days.

(Code 1979, § 5.235)

**Sec. 34-106. Hearing; determination.**

(a) An appeal under this article shall be heard by the city council at the next regular meeting and the appellant shall appear before the council and show cause, if he has any, supporting his appeal. Any officer of the city or any resident may also appear and present any facts they have regarding the matter.

(b) After hearing the facts so presented to the city council, the city council may uphold the notice as given or may extend the time for removal of the items or may set aside the notice entirely, either in accordance with the proofs so presented.

(c) If a notice be upheld by the council, the appellant shall have ten days thereafter, or such additional time as granted by the council, in which to so remove the items.

(Code 1979, § 5.236)

**Sec. 34-107. Penalty.**

Any person who shall fail, refuse or neglect to remove items within ten days after the notice is so served upon him pursuant to this article, or within ten days after the decision on the appeal, if an appeal is taken and the notice is upheld or within such additional time as may be granted by the city council on the appeal, the person shall be subject to punishment as provided in section 1-14.

(Code 1979, § 5.237)

**Sec. 34-108. Removal by city.**

Any personal property found in violation of this article may be removed at the request of the mayor to the city personal property pound and there dealt with pursuant to chapter 2 of this Code. Any moneys received on sale of such items shall be used first to pay the cost of removal, storage and sale of the items, and if any remains then to pay debts, claims or fines due from the defendant to the city and if any then remains the surplus shall be paid to the defendant. If there is not enough to pay the costs of removal, storage and sale of the items, any remaining sums shall be charged to the defendant and the city shall have all legal and equitable remedies available to enforce payment thereof, including levying the amount thereof as a special assessment against the lands from which the items were so removed.

(Code 1979, § 5.238)

**Sec. 34-109. Licensed junkyards.**

This article shall not apply to a junkyard duly licensed as such in the city.

(Code 1979, § 5.239)

Secs. 34-110--34-119. Reserved.