

STATE OF MICHIGAN
BEFORE THE CITY COUNCIL OF THE CITY OF ECORSE
COUNTY OF WAYNE

RESOLUTION TO AMEND RESERVED SECTION § 7-3, ARTICLE I.-IN GENERAL, OF
CHAPTER 7- BUILDINGS AND BUILDING REGULATIONS, OF THE ECORSE CITY
CODE, WAYNE COUNTY MICHIGAN

At a regular meeting of the City Council for the City of Ecorse, Wayne County, Michigan held in the Council Room of City Hall located at 3869 W. Jefferson Ave. Ecorse, MI 48229 on the 16th day of July, 2017, the following resolution was offered by Councilperson Sammons, Supported by Councilperson Agar as follows:

Recitations

WHEREAS, The City of Ecorse is a Michigan Municipal Corporation located at 3869 West Jefferson Avenue in the City of Ecorse, Wayne County, Michigan 48229, hereinafter referred to as the "City", and

WHEREAS, the City is organized and existing pursuant to the Michigan Home Rule Cities Act, M.C.L.A. § 117.1 et. seq. and as such is authorized to adopt, repeal, amend and continue municipal ordinances in conformity with the laws of the State of Michigan and

WHEREAS, the City Council does hereby determine that it is necessary to protect the public health, safety and welfare to amend Reserved Section § 7-3, Article I.-In General, of Chapter 7 Buildings and Building Regulations, of the Code of Ordinances by enactment of new Section §7-3 Residential Structures: Access by First Responders to the Code of Ordinances for said City to require owners, occupants or other individuals having control over a residential structure to keep clear from porches, patios or other areas of the property abutting or adjacent to said residence any materials which might block, impede or obstruct a first responder from accessing the residence in the performance their duties as set forth herein;

NOW, THEREFORE, the City of Ecorse does hereby amend Reserved Section § 7-3, Article I.-In General, of Chapter 7 Buildings and Building Regulations, of the Code of Ordinances of the City by enacting and ordaining new Section § 7-3 as follows:

ORDINANCE # 17.32 .

AN ORDINANCE TO AMEND RESERVED SECTION § 7-3, OF
ARTICLE I.-IN GENERAL, OF CHAPTER 7 BUILDINGS AND
BUILDING REGULATIONS, OF THE ECORSE CITY CODE, BY
ENACTMENT OF NEW SECTION §7-3 RESIDENTIAL STRUCTURES:
ACCESS BY FIRST RESPONDERS TO MANDATE THAT OWNERS,
OCCUPANTS AND OTHER INDIVIDUALS HAVING CONTROL OVER
A RESIDENTIAL STRUCTURE KEEP CLEAR FROM PORCHES,
PATIOS OR OTHER AREAS OF THE PROPERTY ABUTTING OR

**ADJACENT TO SAID RESIDENCE ANY MATERIALS WHICH MIGHT
BLOCK, IMPEDE OR OBSTRUCT A FIRST RESPONDER FROM
ACCESSING THE RESIDENCE IN THE PERFORMANCE OF THEIR
DUTIES.**

THE CITY OF ECORSE ORDAINS:

Section -7-3. Residential Structures: Access by First Responders (NEW)

(a) Residential Structures. The owners, occupants or any other individual(s) having control over a residential structure shall keep clear from porches, patios or other areas of the property abutting or adjacent to said residence any materials of any nature which might block, impede or obstruct a firefighter, emergency medical technician or other first responder from accessing the residence while in the performance of their duties.

(b). Severability. Should any word, sentence, phrase, or any portion of this ordinance be held in a manner invalid by any court of competent jurisdiction, or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such word, sentence, phrase, or any portion of the ordinance held to be so invalid, and shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this ordinance.

(c) Saving Clause. Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired or liability incurred, or any cause or causes of action acquired or existing under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by the Ordinance.

(d) Conflicting Ordinances. All prior existing ordinances or parts of existing ordinances adopted by the City of Ecorse inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.


Lamar Tidwell, Mayor


Dana Hughes, City Clerk

Ayes: Sammons, Agnew, Banks, Elom, Heller, Tidwell

Nays: NONE

Abstentions: NONE

First Reading: 7/5/2017
Second Reading: 7/13/2017

Published: 7/27/2017

Passed, approved, and adopted this 16th day of July, 2017

I, Dana Hughes, the duly elected Clerk of the City of Ecorse, County of Wayne, State of Michigan, hereby certify that the above is a true and correct copy of an ordinance adopted at a regular council meeting held on the 16th day of July, 2017, and published in the Telegram Newspaper.

Dana Hughes
Dana Hughes, City Clerk

"This ordinance shall become effective upon compliance with the provisions contained within Chapter IX., Ordinances, Ecorse City Charter."

This ordinance shall be effective on 8/3/2017.