

AN ORDINANCE DEFINING NUISANCES PROVIDING FOR THE ABATEMENT OF THE SAME--AND SPECIFYING PENALTIES FOR MAINTAINING OR SUFFERING NUISANCES WITHIN THE VILLAGE OF RED JACKET.

The Village of Red Jacket Ordains:

Section 1. That it shall be unlawful for any person to maintain or suffer to be maintained or kept or to permit or suffer any nuisance in the way of filth or unwholesome places or any substance or thing filthy or unwholesome or disagreeable or nauseous or any accumulation of rags or other substance or thing liable to breed disease or to become noxious in or on any premises owned or occupied by him, or between such premises and the middle of the street or alley adjoining or abutting the same, and it shall be unlawful for any person to throw or place or deposit any such nuisance or cause or suffer the same to be thrown, placed or deposited in any place within said village; that all dead animals, all carrion, all putrid meat, all fish, decayed vegetables, and offal of any kind, all substances emitting a disagreeable odor to the annoyance of persons owning adjoining lots, and all privies and all urinals not connected with and flushed into the sanitary sewers, are declared nuisances within the meaning of this ordinance.

Sec.2 In case any nuisance is maintained or suffered or permitted within said village, the health officer of said village may order the same to be abated within twenty-four hours after the giving of notice therefor, except in case where the nature of such nuisance requires a longer time, and then within such reasonable time as the health officer may specify, which notice may be served upon the person or persons maintaining, or suffering such nuisance to be maintained on his or her premises occupied by him or her, and in case of the failure of any such person or persons so notified to abate such nuisances within the time specified, it shall be the duty of the health officer to cause the same to be promptly abated and such person or persons shall be liable for all the expenses of so abating the same to be recovered in an action at law on behalf of said village against such person or persons, and in all cases where said nuisance is maintained upon property belonging to such offender, such expense shall be assessed upon such property as a special assessment, to be levied and collected in the same manner as other taxes are or may be levied and collected within said village but the abating of said nuisance shall not excuse such person or persons from liability for the penalties and forfeitures for in this ordinance.

Sec.3. It shall be lawful for the health officer to incur an expense on behalf of said village of not exceeding ten dollars at any one time for carrying into effect the provisions of this ordinance and for purifying and cleansing any infectious or noxious place or places, matters or substances within said village without procuring authority from the Council, but he shall not incur expense to exceed t.

amount, unless authorized so to do by the said Council.

Sec.4. Any person in any manner violating any of the provisions of the ~~several~~ several sections of this ordinance, shall on conviction, be punished by a fine not more than twenty-five (\$25) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisonment in the common jail in the county of Houghton or the village jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshall.

Sec.5. For every day that any person shall maintain or suffer to be maintained upon his or her premises any of the nuisances hereinbefore specified after twenty-four hours from the time that he or she shall have been notified to abate such nuisances he or she shall be deemed guilty of a separate offense and subject to the penalties hereinbefore designated.

Aproved, September 12, A.D. 1905.