

The following Public Parks, Accesses and Road-End Use Ordinance was approved by the Torch Lake Township Board at their regular monthly meeting on March 20, 2007. The Torch Bay nature Preserve Ordinance effective September 25, 1999 and the Public Land Use and Access Ordinance effective December 1, 2000 are hereby repealed.

**TORCH LAKE TOWNSHIP
PUBLIC PARKS, ACCESSES AND ROAD-END USE ORDINANCE
Ordinance Number 10-2007
Effective May 5, 2007**

THE TOWNSHIP OF TORCH LAKE, ANTRIM COUNTY, MICHIGAN, ORDAINS:

Section 1. Name: This Ordinance shall be known as the “Torch Lake Township Public Parks, Accesses and Road-End Use Ordinance”, and shall be referred to herein, as “this Ordinance”.

Section 2. Purpose and Intent: The purpose of this Ordinance is to protect and promote the public health, safety and welfare of Township residents and visitors, to allow for reasonable recreational use of land covered by this Ordinance, to protect the Township’s parks, accesses and road-ends, and to establish penalties for ordinance violations.

Section 3. Regulation, Restrictions and Prohibited Activities:

3.1 Parking: Parking after daylight hours is allowed if using the land and/or adjoining waters for the intended purpose only. Parking on land covered by this Ordinance shall be allowed in designated parking areas only and limited to those persons using the land and/or waters for the intended use and/or recreational activities. The Township neither assumes nor implies any liability pertaining to theft or damage to any unattended private property at any time.

3.2 Storage: Storage of equipment including but not limited to boat hoists, ice fishing shanties, camping equipment, boats, vehicles, etc. is prohibited, **except** that ice shanties, if space is available, may be temporarily stored overnight during the spring “thin Ice” period only.

3.3 Other prohibited Activities: The following activities are prohibited anywhere on land covered by this Ordinance:

- A.** Any open fires other than in designated grills or areas identified by signage.
- B.** Motorized vehicles except in designated areas or roads.
- C.** Hunting or trapping.
- D.** Bringing or use of any glass containers.

3.3 Other prohibited Activities: (Continued)

- E. Leaving of any solid waste, debris or other materials on the site unless placed in containers provided for the public.
- F. Activities that endanger the life of participants and spectators.
- G. Activities or operation of equipment in a manner that disturbs the quiet, comfort or repose of a reasonable person of normal sensitivities.
- H. Conduct in a manner as to create a public or private nuisance.
- I. Creation of any display exhibition, show, play, entertainment, or amusement of an obscene nature.
- J. Creation of a disturbance by obscene or disorderly conduct.
- K. Removal or destruction of any vegetation.
- L. Destruction of any property, public or private.
- M. Construction or making of any improvements and/or alterations without the written permission of the Torch Lake Township Board.
- N. Camping
- O. Parking or storage of private property except during daylight hours.
- P. Use of the William K. Good Day Park and the Torch Bay Nature Preserve **after daylight hours** except for use of the primitive boat launch located at the Preserve.

Section 4 Penalties: Any person, firm, or corporation who shall violate or assist in the violation of any provision of this Ordinance shall be guilty of a misdemeanor punishable by a fine of not more than one hundred dollars (\$100) or by imprisonment in the County Jail for a period not exceeding ninety-three (93) days, or both such fine and imprisonment. Every day that such violation shall continue shall constitute a separate and distinct violation under the provisions of this Ordinance. In addition to the above penalties provided for in this section, any person who violates any of the provisions of this Ordinance shall be responsible for the cost of any damages that arise due to their actions. Any person who violates any provision of this Ordinance may be ordered to leave the subject property where the violation occurred and failure to comply with an order shall constitute a separate and additional violation of this Ordinance.

Section 5 Nonexclusivity: The regulations in this Ordinance shall be in addition to, and not exclusive of other local ordinances or laws or state laws or regulations.

Severability: Should any provision or part of this Ordinance be declared by any court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of the balance of this Ordinance which shall remain in full force and effect.

Effective Date: This Ordinance shall take effect 30 days after date of publication. All ordinances or parts of ordinances in conflict herewith are hereby repealed.