



CHESTERFIELD TOWNSHIP
BOARD OF TRUSTEES
REGULATORY
Ordinance No. 201

**AMENDMENT OF CHAPTER 50 (PARKS AND RECREATION) OF THE
CHARTER TOWNSHIP OF CHESTERFIELD CODE OF ORDINANCES**

AN ORDINANCE amending Chapter 50 (Parks and Recreation) of the Charter Township Chesterfield Code of Ordinances by revising definitions, repealing the prohibition on bringing dogs within the boundaries of Township parks, prohibiting controlled substance within Township parks, providing for permitting of activities by large groups within the park and repealing any and all Ordinances and/or Resolutions in conflict therewith.

**THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF
CHESTERFIELD, MACOMB COUNTY, MICHIGAN, ORDAINS:**

SECTION 1. AMENDMENT

1.1 Section 50-2 (Definitions) is hereby amended to repeal the definition of "Park" and substitute the following definition: *Park*

Property owned by Chesterfield Township, designated for recreational use for the public. Additional parks may be approved and developed within the Township by the Township Board at any time.

1.2 Section 50-6 shall be retitled to "Signs and Bill Posting".

1.3 Section 50-9 (Dogs, Pets, Horses and Livestock) shall be retitled to "Animals".

1.4 Section 50-9(a) is hereby repealed in its entirety and the following substituted therefore:

- (a) Dogs are permitted in the park, under control of their owner. Dogs must remain leashed. Dogs are not permitted in designated areas of the park, including the splash pad, pier or baseball diamonds.

1.5 Section 50-9 is hereby amended to include the additional subparagraph (d):

- (d) No person shall conduct or build within the boundaries of a community park any structure of any material, natural or otherwise, which would be used to take, entrap, snare, injure, maim or kill any animal or bird located in such community parks.

1.6 Section 50-10 (Alcoholic Beverages) is hereby retitled as "Alcoholic Beverages and Controlled Substances."

1.7 Section 50-10 is hereby amended to include the additional subparagraph (e) as follows:

- (e) It shall be unlawful for any person to possess or consume a controlled substance within the park in violation of state or federal law.

1.8 Section 50-12 (Off-Road Vehicles) is hereby repealed in its entirety and the following substituted therefore:

No person shall operate within the boundaries of the park any off-the-road motor-driven vehicle, including, by way of example but not by way of limitation any minibike, motorcycle, dunemobile, dirt bike, golf cart, snowmobile, converted snowmobile, all-terrain vehicle, amphibious vehicle or similar motorized device; however, this section shall not apply to licensed motorbikes or motorcycles used as a means of transportation to and upon the roadways of the park; further, this section shall not apply to any off-the-road vehicle brought into the park for utilization upon Lake St. Clair.

1.9 Section 50-14(a) is hereby repealed in its entirety and the following substituted therefore:

No vehicle of any type, motor driven or otherwise, shall be permitted on the pier extending from the boundary of the park into Lake St. Clair. By way of example but not by way of limitation, the term "vehicle" shall mean any minibike, motorcycle, dunemobile, dirt bike, golf cart, snowmobile, converted snowmobile, all-terrain vehicle, amphibious vehicle, bicycle tricycle, cart, wagon or similar device.

1.10 Section 50-19 (Violation; Penalty) is hereby renumbered to Section 50-20.

1.11 The following new provision will be added and shall be entitled Section 50-19 (Park Activities and Gathering) and provide as follows:

No person or group of persons shall hold or conduct any organized picnic or activity, field day, carnival, concert, address, rally, dramatic presentation or similar activity which more than fifty (50) persons are in attendance or can reasonably be expected to attend any community park unless a permit for such event has first been granted by the Township Board and the event is conducted in compliance with the conditions of such permit.

SECTION 2. REPEAL OF CONFLICTING PROVISIONS

All resolutions, ordinances or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

SECTION 3. SEVERABILITY.

If any section, paragraph, clause or provision of this Ordinance is for any reason held to be invalid or unconstitutional, the invalidity or unconstitutionality of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 4. PUBLICATION.

This Ordinance shall be published twice in accordance with MCL 42.20. Publication shall be made by posting the Ordinance in the office of the Chesterfield Township Clerk and on the Chesterfield Township website. In addition, a notice of posting prescribing the purpose or nature of the Ordinance and location of the places where posted shall be published in a newspaper of general circulation within the Charter Township of Chesterfield within seven (7) days after posting pursuant to MCL 42.8(4).

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect seven (7) days from and after the date of publication of a notice of posting as set forth in Section 4.

CERTIFICATE OF TOWNSHIP CLERK

I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance duly adopted by the Township Board of the Charter Township of Chesterfield, Macomb County, Michigan, at a meeting held on the 28th day of November, 2023.

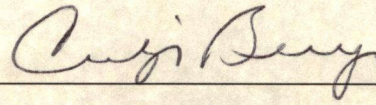
I hereby further certify that the following Township Board members were present at the meeting: **Supervisor Kersten, Clerk Berry, Treasurer Elliott, Trustee Anderson, Trustee DeMuynck, Trustee Joseph and Trustee Vosburg.**

and the following Township Board Members were absent: **None**

I further certify that Supervisor Kersten moved for the adoption of the Ordinance, and that motion was supported by Trustee DeMuynck

I further certify that the following Township Board Members voted for the adoption of the Ordinance: **Supervisor Kersten, Clerk Berry, Treasurer Elliott, Trustee DeMuynck and Trustee Vosburg**

and that the following Township Board members voted against adoption of the Ordinance: **Trustee Anderson and Trustee Joseph**

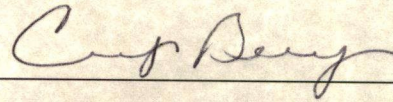


Cindy Berry, Clerk
Charter Township of Chesterfield



CERTIFICATE OF POSTING AND PUBLICATION

I, Cindy Berry, the Township Clerk of the Charter Township of Chesterfield do hereby certify that on November 15, 2023 and on November 29, 2023, the foregoing Ordinance was posted in the office of the Township Clerk and on the Charter Township of Chesterfield's website as authorized by MCL 42.8(3)(b). In addition, the Notice of Adoption was published in the Macomb Daily News Paper on November 22, 2023 and on December 5, 2023.



Cindy Berry, Clerk
Charter Township of Chesterfield

For Office Use Only:

Regulatory Ordinance

Introduction Date: Regular Township Board 11/14/2023

First Publication Date: 11/22/2023

Adoption Date: 11/28/2023

Second Publication Date: 12/5/2023

Effective Date: 12/12/2023