

The City of St. Clair Shores ordains that its Code of Ordinances shall be amended by the Addition of a new Chapter 22.250 entitled Driveways as follows:

22.250 DRIVEWAYS

22.251. Driveways.

Section 1. No driveway or appurtenances thereto shall be constructed, installed, enlarged or altered until a permit has been obtained from the Department of Community Development. An application for a permit for the construction of a driveway may be obtained from the Department of Community Development. An application/permit fee of thirty-five (\$35.00) dollars shall be submitted to the Department with the application. The City Council may, from time to time, change the application/permit fee by resolution.

22.252. Plans and permits.

Section 2. No driveway may be constructed by any person, firm or corporation unless locally registered with the City and bonded.

22.253. Driveway location

Section 3. All applicants for driveway permits should reference Ordinance No.: 21.202 with respect to permitted driveway location.

22.254. Violations; penalties.

Section 4. Any person, firm or corporation who shall fail to comply with any of the provisions hereof shall, upon conviction thereof, be subject to a fine of not more than five hundred (\$500.00) dollars or imprisonment not to exceed ninety (90) days, or both such fine and imprisonment at the discretion of the Court, unless otherwise provided in this Ordinance.

Section 5 REPEALS. All ordinances inconsistent with the provisions of this ordinance are hereby repealed.

Section 6. PUBLICATION. This ordinance shall be effective after legal publication and in accordance with the provisions of the Act governing same. This ordinance shall be published by posting the same in three (3) public places within the City of St. Clair Shores and the Clerk is hereby ordered to post the same upon the bulletin board in the Police Station, 27665 Jefferson Avenue; the Fire Hall, 26700 Harper Avenue and the City Hall, 27600 Jefferson Avenue.

STATE OF MICHIGAN)
) ss
COUNTY OF MACOMB)

We hereby certify that the foregoing ordinance is a true copy of an ordinance as enacted by the St. Clair Shores City Council on the 4th day of August 2008, and that the necessary Charter provisions have been observed.

ROBERT A. HISON, MAYOR

MARY A. KOTOWSKI, CITY CLERK

I, Mary A. Kotowski, City Clerk of the City of St. Clair Shores, hereby certify that the foregoing ordinance was published by posting true copies of the same in each of the following places: Police Station, 27665 Jefferson Avenue, Fire Hall, 26700 Harper Avenue, and City Hall, 27600 Jefferson Circle Drive on the 14th day of August 2008.

MARY A. KOTOWSKI, CITY CLERK

(ord. amendment eff. **August 14, 2008**)

**CITY OF ST. CLAIR SHORES
DRIVEWAY ENFORCEMENT POLICY**

Preamble

The City of St. Clair Shores, through its Department of Community Development, recognizes that there exists within the City certain nonconforming paved driveways. After due consideration, and in an effort to balance the requirements of ordinances pertaining thereto and the financial concerns of the owners of nonconforming paved driveways, the City hereby adopts the following Driveway Enforcement Policy:

1. The owners and occupants of properties within the City which presently have nonconforming paved driveways shall be notified by first-class mail of the following two (2) options with which they will be required to comply.

Option #1: The property owner will receive notice informing them that their driveway is nonconforming (illegal) but may stay until it falls into a state of disrepair, at which time it may not be replaced without full compliance with all ordinances of the City of St. Clair Shores pertaining to driveways.

Option #2: The property owner will receive a notice informing them that their driveway is nonconforming (illegal) but that it may stay until a time no later than five (5) years after the next sale of the home.

The earlier occurrence of either of the above detailed options shall trigger the requirement that the nonconforming paved (illegal) driveway must be removed and replaced with a conforming (legal) driveway which must be in full compliance with all ordinances pertaining to driveways.

This policy was adopted by the St. Clair Shores City Council at the meeting of August 4, 2008.