

Part 7

7.000 COST RECOVERY ORDINANCE

An Ordinance to bring an action for the cost of enforcement and prosecution expenses upon a person(s) that has violated a township ordinance.

THE TOWNSHIP OF PORTER ORDAINS:

7.001 That in addition to all other penalties the municipality of Porter Township may bring an action for costs of enforcement and prosecution expense upon person(s) that have violated Porter Township Ordinances.

7.002 Such action shall be a civil action in a court of competent jurisdiction. The action shall be entitled in the name of the municipality and shall be against the person that allegedly violated the ordinance of the municipality.

7.003 Should the municipality receive a Judgment and should the Judgment not be satisfied within 60 days of the service upon the defendant. The Township may, upon 30 days written notice, submit a copy of said Judgment to the Township and the County Treasurers for said costs to be added to the tax roll of the defendant as a special assessment.

7.004 The cost of the enforcement and prosecution shall be the actual amount of attorney fees for enforcement of the ordinance. An itemized list given under oath shall be prima facia evidence of the attorney fees.

Adopted April 8, 2003, Published October 8, 2003