

**CHARTER TOWNSHIP OF WATERFORD  
ORDINANCE NO. 2017-002**

**BUSINESS LICENSING BOND ORDINANCE AMENDMENT**

An Ordinance to amend the Waterford Charter Township Code to allow for bonds to be required, used, returned, and forfeited in connection with applications, reviews, issuance, inspections, and enforcement of business licenses.

**THE CHARTER TOWNSHIP OF WATERFORD ORDAINS:**

**Section 1 of Ordinance**

Section 10-078 is amended and a new Section 10-081 is added to Division 2 of Article III in Chapter 10, Business Regulations and Licensing, of the Waterford Charter Township Code, to read as follows:

**ARTICLE III. BUSINESS LICENSING**

**Division 2. License Application and Review**

**Sec. 10-078. License issuance.**

Upon confirmation of the Township Clerk that all application fees are paid, any bond required under Section 10-081 has been provided, and the application contents and subsequent Township official review of such contents confirm that the issuance of such license would not be detrimental to the health, safety and welfare of the citizens of the Township and fully comply with this Code, the Township Clerk is hereby authorized to approve and issue the requested license.

**Sec. 10-081. Bonds.**

A compliance status report from a Township Official under Section 10-076 may include a requirement that a bond for a specified purpose in a reasonable amount sufficient for that purpose be provided in connection with issuance of a license. If a bond is required, it shall be in a form, and be subject to the conditions, procedures, and other provisions in Division 2 of Article IV in Chapter 14 of this Code.

**Section 2 of Ordinance**

Section 14-154 in Division 2 of Article IV in Chapter 14, Property, Cost Recovery and Finances, of the Waterford Charter Township Code, is amended to add a new subsection (d) to read as follows:

**ARTICLE IV. FINANCES**

**Division 2. Bonds and Performance Guarantees**

**Sec. 14-154. Release, reduction and forfeiture of bonds.**

(a) – (c) [Unchanged]

(d) A bond shall be forfeited to the Township if: (i) a condition of the bond, or the Code, permit, certificate, or approval that required the bond, is not satisfied and complied with within 7 days of the deadline for that compliance, or (ii) if a licensee or holder of a permit, certificate, or approval fails to timely request a required Township compliance inspection or review. Before forfeiting a bond, the Township will provide at least 30 days written notice of its intention to do so to the persons that provided the bond, the principal and any sureties on the bond, and the licensee or holder of the permit, certificate, or approval that required the bond. The proceeds of a forfeited bond shall be applied or held by the Township toward the cost of accomplishing or securing compliance with the conditions of the bond, Code, permit, certificate, or approval, with any portions not needed for that purpose to revert to the Township's general fund.

**Section 3 of Ordinance**

Should any section, subdivision, sentence, clause or phrase of this ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part as invalidated.

**Section 4 of Ordinance**

This Ordinance shall take effect immediately upon publication.

**CERTIFICATION**

I certify that this Ordinance was adopted by the Board of Trustees of the Charter Township of Waterford at a regular meeting held on May 22, 2017.

CHARTER TOWNSHIP OF WATERFORD

\_\_\_\_\_  
Date

By: \_\_\_\_\_  
Sue Camilleri, Township Clerk