

PRESQUE ISLE TOWNSHIP  
(PRESQUE ISLE COUNTY, MICHIGAN)

ORDINANCE NO. 1 of 2026

AN ORDINANCE TO AMEND THE PRESQUE ISLE TOWNSHIP SEPTIC/WELL INSPECTION  
AND PROPERTY TRANSFER ORDINANCE

THE TOWNSHIP OF PRESQUE ISLE, PRESQUE ISLE COUNTY, MICHIGAN, ORDAINS:

SECTION 1. PURPOSE.

Presque Isle Township ("the Township") initially adopted an ordinance known as the Presque Isle Township Septic/Well Inspection and Property Transfer Ordinance (Ordinance No. 1-2025) on May 12, 2025 ("the Ordinance"). The Township is now amending the Ordinance to allow a transfer of property without the required District Health Department #4 ("DHD4") evaluation of a sewage treatment and disposal system ("STDS") and/or private water supply system if the parties wish to place the burden of timely obtaining the required evaluation on the property transferee.

SECTION 2. AMENDMENT OF SECTION 2.C. OF THE PRESQUE ISLE TOWNSHIP SEPTIC/WELL INSPECTION AND PROPERTY TRANSFER ORDINANCE.

The first sentence of Section 2.C. of the Ordinance presently reads as follows:

"C. This Ordinance requires an evaluation of a sewage treatment and disposal system (STDS) and private water supply system at the time the property is transferred to determine the operational status of the STDS and private water supply system."

The Township hereby amends the first sentence of Section 2.C. of the Ordinance to replace the above-quoted wording with the following replacement wording:

**"C. This Ordinance requires an evaluation of a sewage treatment and disposal system (STDS) and, if applicable, a private water supply system in connection with a transfer of property to determine the operational status of the STDS and the private water supply system. The transferor may choose to assume the responsibility for obtaining the required DHD4 evaluation before the transfer of property occurs, or the transferee may choose to allow the transfer to occur without the required DHD4 evaluation. If the transferee chooses to allow the transfer to occur without the required DHD4 evaluation, the transferee must obtain the required DHD4 evaluation within sixty (60) days of the transfer, unless the DHD4 evaluation is delayed because of adverse weather or ground conditions or because of DHD4's inability to perform the evaluation within such sixty (60) day period, as more fully described in Section 5.A. of this Ordinance below."**

The remaining sentences contained in Section 2.C. of the Ordinance shall remain unchanged.

SECTION 3. AMENDMENT OF SECTION 5.A. OF THE PRESQUE ISLE TOWNSHIP SEPTIC/WELL INSPECTION AND PROPERTY TRANSFER ORDINANCE.

Section 5.A. of the Ordinance presently reads as follows:

“A. Except as provided in subsection B, and owner of any premises in the Township shall not transfer a premises until the following conditions are met:

1. The existing STDS has been evaluated as required by this Ordinance and DHD4 has determined that the STDS complies with DHD4’s Environmental Health Regulations and, if applicable, the private water supply system complies with the requirements of Section 7 of the Ordinance; and
2. A written copy of the evaluation report has been provided to the transferee or an authorized agent of the transferee by the owner or an authorized agent of the owner.”

The Township hereby amends Section 5.A. of the Ordinance to replace the above-quoted wording with the following replacement wording:

**“A. Except as provided in subsections 5.C. below, the following conditions must be satisfied in connection with a transfer of any premises in the Township:**

- 1. The existing STDS has been evaluated or will be timely evaluated by DHD4, and DHD4 determines that the STDS complies with the requirements of Section 7 of this Ordinance and DHD4’s Environmental Health Regulations and that, if applicable, the private water supply system complies with the requirements of Section 9 of this Ordinance. The transferor may choose to assume the responsibility for obtaining the required DHD4 evaluation before the transfer of property occurs, or the transferee may choose to allow the transfer to occur without the required DHD4 evaluation. If the transferee chooses to allow the transfer to occur without the required DHD4 evaluation, the transfer may proceed, and the transferee must (i) submit a compliant evaluation application and the evaluation fee required by Section 6 of this Ordinance to DHD4 before or at the time of the transfer; (ii) obtain the required DHD4 evaluation within sixty (60) days of the transfer, unless the DHD4 evaluation is delayed because of adverse weather or ground conditions or because of DHD4’s inability to perform the evaluation within such sixty (60) day period; and (iii) obtain the required evaluation as soon as weather and ground conditions permit and DHD4 is available to perform the evaluation. The transferee shall be subject to all requirements, penalties, and causes of action as set forth in this Ordinance.**
- 2. A written copy of the DHD4 evaluation report has been provided to the transferee or an authorized agent of the transferee by the transferor or an authorized agent of the transferor, unless the required DHD4 evaluation is delayed as provided in Section 5.A.1. of this Ordinance.”**

SECTION 7. PUBLICATION; RECORDATION; AUTHENTICATION.

This Ordinance or a summary of this Ordinance shall be published once in a newspaper of general circulation within the boundaries of Presque Isle Township, and qualified under state law to publish legal notices, within 30 days after its adoption; this Ordinance shall be recorded in the record of ordinances book of the Township; and the Township Clerk shall authenticate this Ordinance by placing her official signature upon the ordinance.

SECTION 8. SEVERABILITY.

The provisions of this Ordinance are hereby declared to be severable, and if any clause, sentence, word, section, or provision is hereafter declared void or unenforceable for any reason by any court of competent jurisdiction, it shall not affect the remainder of this Ordinance, which shall continue in full force and effect.

CERTIFICATION

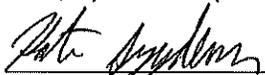
I hereby certify that the foregoing constitutes a true and complete copy of an ordinance duly adopted by the Presque Isle Township Board of Trustees at a regular meeting held on the 12<sup>th</sup> day of January, 2026.

I further certify that the following Board members were present at the meeting: Steve Lang, Kate Szydowski, Jennifer Wiczorkowski, Mark Devers, and Mary O'Neill, and that the following Board members were absent: None.

I further certify that the Board member Mary O'Neill moved for adoption of the ordinance, and the motion was supported by the Board member Kate Szydowski.

I further certify that the following Board members voted upon roll call vote for the adoption of the ordinance: Steve Lang, Kate Szydowski, Jennifer Wiczorkowski, Mark Devers, and Mary O'Neill, and the following Board members voted against the adoption of the ordinance: None.

Adopted and approved this 12<sup>th</sup> day of January, 2026, by the Presque Isle Township Board of Trustees.



Kate Szydowski  
Presque Isle Township Clerk

**CERTIFICATION AS TO PUBLICATION, RECORDATION, AND AUTHENTICATION**

I hereby certify that the above ordinance was published in the Presque Isle Advance on the 15th day of January, 2026; that the ordinance has been recorded in the Township record of ordinances book on the 15th day of January, 2026; and that the ordinance is hereby authenticated by the placement of my signature below.

Dated: 1-15-26

  
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Kate Szydowski  
Presque Isle Township Clerk