TOWNSHIP OF Ocleans

COUNTY OF ISOIQ, STATE OF MICHIGAN

OCLEANS TOWNSHIP ORDINANCE NO. 71

Adopted: May 30, 2008

Effective: Tunlar 2008

Ocleans Township traffic code ordinance

An Ordinance enacted pursuant to MCL 257.951-257.955 and MCL 41.181 to adopt by reference the Uniform Traffic Code for Michigan Cities, Townships and Villages as promulgated by the Director of the Michigan Department of State Police pursuant to the Administrative Procedures Act of 1969, 1969 Public Act 306, as amended (MCL 24.201 et seq) and made effective October 30, 2002, and to adopt by reference certain state laws; and to repeal all ordinances or parts of ordinances in conflict herewith.

TOWNSHIP OF <u>Ocleans</u> Tonia county, Michigan

ORDAINS:

SECTION I

TITLE

This Ordinance and the provisions of the Uniform Traffic Code and state laws adopted by reference herein shall be collectively known and may be cited as the "_____ Township Traffic Code Ordinance".

SECTION II

ADOPTION OF UNIFORM TRAFFIC CODE BY REFERENCE

The Uniform Traffic Code for Cities, Townships, and Villages as promulgated by the Director of the Michigan Department of State Police pursuant to the Administrative Procedures Act of 1969, 1969 Public Act 306, as amended (MCL 24, 201 et seq) and made effective October 30, 2002 is hereby adopted by reference. All references in said Uniform Traffic Code to a "governmental unit" shall mean the Township of

SECTION III

ADOPTION OF PROVISIONS OF MICHIGAN VEHICLE CODE BY REFERENCE

The following provisions of the Michigan Vehicle Code, 1949 Public Act 300, as amended (MCL 257.1 et seq.) are hereby adopted by reference:

- A. Chapter I (Words and Phrases Defined): MCL 257.1-257.82
- B. Chapter II (Administration, Registration): MCL 257 225, 257.228, 257.243, 257.244, 257.255, 257.256.

- C. Chapter III (Operator's and Chauffeur's License): MCL 257.310e, 257.311, 257.312a, 257.324, 257.325, 257.326, 257.328.
- D. Chapter VI (Obedience to and Effect of Traffic Laws): MCL 257.601-257.601b, 257.602-257.606, 257.611-257.616, 257.617a-257.622, 257.624a-257.624b, 257.625 (except felony provisions), 257.625a, 257.625m, 257.626-257.626b, 257.627-257.627b, 257.629b, 257.631-257.632, 257.634-257.645, 257.647-257.655, 257.656-257.662, 257.667-257.675d, 257.676-257.682b, 257.683-257.710e, 257.716-257.724.
- E. Chapter VIII (License Offenses): MCL 257.904-257.904a, 257.904e, 257.905.

SECTION IV

ADOPTION OF OTHER STATE LAWS BY REFERENCE

The following provisions of state law are hereby adopted by reference:

- A. Section 3102 of the Michigan Insurance Code of 1956, 1956 Public Act 218, as amended, pertaining to required insurance (MCL 500.3102).
- B. Subchapter 6 of Part 811 of the Natural Resources and Environmental Protection Act, 1994 Public Act 451, as amended, pertaining to off-road vehicles (MCL 324.81101-324.81147).
- C. Part 821 of the Natural Resources and Environmental Protection Act, 1994 Public Act 451, as amended, pertaining to snowmobiles (MCL 324.82101-324.82158).
- D. Section 703 of the Michigan Liquor Control Act, 1998 Public Act 58, as amended, pertaining to minors and alcoholic liquor (MCL 436.1703).

SECTION V

PENALTIES

The penalties provided by the Uniform Traffic Code and the provisions of the state laws hereinabove adopted by reference are hereby adopted as the penalties for violations of the corresponding provisions of this Ordinance.

SECTION VI

SEVERABILITY

If a court of competent jurisdiction declares any provision of this Ordinance or the Uniform Traffic Code or a statutory provision adopted by reference herein to be unenforceable, in whole or in part, such declaration shall only affect the provision held to be unenforceable and shall not affect any other part or provision; provided that if a court of competent jurisdiction declares a penalty provision to exceed the authority of the Township, the penalty shall be construed as the maximum penalty that is determined by the court to be within the authority of the Township to impose.

SECTION VII

REPEAL OF CONFLICTING PROVISIONS AND EFFECTIVE DATE

This ordinance shall take effect 30 days after publication as required by law. All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this ordinance are hereby repealed; provided that any violation charged before the effective date of this Ordinance under an Ordinance provision repealed by this Ordinance shall continue under the Ordinance provision then in effect.

Moved by board member Tool Noe, seconded by board	and many have
high Patrick, the foregoing Ordinance be adopted.	nd member
	- Craig Noe, Lucinda Chipman
Nays: No ne	3, , , , , , , , , , , , , , , , , , ,
Absent: No No	
ORDINANCE DECLARED ADOPTED.	
Lucinda Chipman, Township Cle	m .
CERTIFICATION	

TOWNSHIP OF ORLEANS

ORDINANCE NO. <u>68</u>

AN ORDINANCE TO AMEND THE ORLEANS TOWNSHIP TRAFFIC CONTROL ORDINANCE, ORDINANCE NO. 25, AS AMENDED BY ORDINANCE NOS. 26, 37, AND 45, REGARDING NO TRUCK ROADS.

WHEREAS, on March 14, 1995 the Township of Orleans adopted Ordinance No. 25, the Traffic Control Ordinance; and

WHEREAS, the Traffic Control Ordinance contains prohibitions on operating commercial trucks in certain designated areas; and

WHEREAS, the Township wishes to adjust the boundaries of the areas in which the operation of commercial trucks is prohibited; and

WHEREAS, the Township has determined that amending the Ordinance to alter the designated no truck roads is in the public interest of the Township and its residents.

THE TOWNSHIP OF ORLEANS, COUNTY OF IONIA, MICHIGAN ORDAINS:

Section 1. Amendment of Section.

Section 9, of Ordinance 25, as amended, is amended in its entirety to read as follows:

Section 9. No Truck Roads. Operating of a commercial truck is prohibited on any of the following No Truck Roads:

- A) Wheeler Road, from Canfield Road west to its terminus west of Johnson Road;
- B) Kiddville Road, from Johnson Road east to the intersection of Long Lake Road and Flannigan Road;
- C) Meade Road, from Hoppough Road west to Flannigan Road.
- Section 2. Severability. The provisions of this Ordinance are hereby declared to be severable and should any provision, section or part thereof be declared invalid or unconstitutional by any court of competent jurisdiction, such decision shall only affect the particular provision, section or part thereof involved in such decision and shall not affect or invalidate the remainder of such Ordinance, which shall continue in full force and affect.
- Section 3. Repeal. All ordinances or parts thereof which are in conflict in whole or in party with any provisions of this Ordinance as of the effective date of this Ordinance are hereby repealed to the extent of such conflict.

Moved by Board member Noe the foregoing Ordinance be adopted. YEAS: A Noe, C. Hoe, E. Grom NAYS: Patrick, Chapman ABSENT: Done ORDINANCE DECLARED ADOPTED. Lucinda Chipman Township Supervisor Ellie Groom, Township Clerk CERTIFICATION I hereby certify that the foregoing ordinance was adopted by the Township Board in the Township of Orleans in a regular session held on Rug 2000 Ellie Groom, Township Clerk Ellie Groom, Township Clerk	Section 4. <u>Effective Date</u> . This Ordinance shall become effective one day following publication in a newspaper of general circulation within the Township of Orleans.
ABSENT: Dona ORDINANCE DECLARED ADOPTED. AMCINDA Chipman Township Supervisor Ellie Groom, Township Clerk CERTIFICATION I hereby certify that the foregoing ordinance was adopted by the Township Board in the Township of Orleans in a regular session held on hugar 2004 and that it was published in the Ionia Sentinel-Standard on Hugar 2004 Ellie Groom, Township Clerk	Moved by Board member 1. Noe , seconded by Board member C. Noe , the foregoing Ordinance be adopted.
ORDINANCE DECLARED ADOPTED. ALCIENDA Chroman Lucinda Chipman Township Supervisor Ellie Groom, Township Clerk CERTIFICATION I hereby certify that the foregoing ordinance was adopted by the Township Board in the Township of Orleans in a regular session held on 1997 1998 1998 1998 1998 1998 1998 1998	YEAS: S. Noe, C. Noe, E. Groom
ORDINANCE DECLARED ADOPTED. Lucinda Chipman Township Supervisor Ellie Groom, Township Clerk CERTIFICATION I hereby certify that the foregoing ordinance was adopted by the Township Board in the Township of Orleans in a regular session held on Rug 5 200 and that it was published in the Ionia Sentinel-Standard on Hug 37 200 and that it was Ellie Groom, Township Clerk	NAYS: Patrick, Chyman
Lucinda Chipman Township Supervisor Ellie Groom, Township Clerk CERTIFICATION I hereby certify that the foregoing ordinance was adopted by the Township Board in the Township of Orieans in a regular session held on high 5 20ds and that it was published in the Ionia Sentinel-Standard on High 31, 20ds Ellie Groom, Township Clerk	ABSENT: Done
Lucinda Chipman. Township Supervisor Ellie Groom, Township Clerk CERTIFICATION I hereby certify that the foregoing ordinance was adopted by the Township Board in the Township of Orleans in a regular session held on had 5 , 200 and that it was published in the Ionia Sentinel-Standard on Ellie Groom, Township Clerk Ellie Groom, Township Clerk	ORDINANCE DECLARED ADOPTED.
	Ellie Groom, Township Supervisor Ellie Groom, Township Clerk CERTIFICATION I hereby certify that the foregoing ordinance was adopted by the Township Board in the Township of Orleans in a regular session held on 19, 200, and that it was published in the Ionia Sentinel-Standard on 19, 200, Ellie Groom, Township Clerk

ORLEANS TOWNSHIP

ORDINANCE # 25

TRAFFIC CONTROL ORDINANCE

Adopted: <u>3-14</u>, 1995 Effective: <u>4-16</u>, 1995

AN ORDINANCE TO PROVIDE FOR TRAFFIC CONTROL ON CERTAIN PUBLIC ROADS BY PROHIBITING PARKING AND REGULATING TRUCK TRAFFIC

THE TOWNSHIP OF ORLEANS, IONIA COUNTY, MICHIGAN, ORDAINS:

Section 1. Title. This Ordinance shall be known and cited as the Orleans Township "Traffic Control Ordinance."

- Section 2. Purpose. The purpose of this Ordinance is to protect the health, safety and general welfare of the residents of Orleans Township pertaining to parking on certain public roads and to provide truck traffic on certain roads. Primary considerations involved with the purpose of this roads for emergency vehicles; b) avoidance of unreasonable or unnecessary disturbance or reduction in property values due to truck noise, vibrations and/or air pollution; c) protection against the deterioration of those roads not designated for truck traffic.
- Section 3. <u>Definitions</u>. The following words and terms are defined for purposes of their use in this Ordinance. Any word or term not defined in this Ordinance shall be considered to be defined in accordance with its common or standard definition:
- A) Commercial truck. Any motor vehicle having a weight of 26,000 pounds GW or more including the load carried, also including but not limited to, any vehicle carrying hazardous materials or solid waste. Commercial trucks shall not include vehicles carrying or designated to carry passengers, all governmentally owned or leased vehicles, public utility vehicles, motor homes or recreational vehicles, or vehicles used exclusively to transport personal possessions or family members for nonbusiness purposes.
- B) Motor Vehicle. Any vehicles designated or intended to be self-propelled, including trailers and other towed implements or accessories, including but not limited to, cars, trucks, vans, mopeds, motorcycles, buses, trailers, wagons, campers and other utility vehicles.
- C) No Truck Road. That segment of a public road marked with signs saying "No Truck," "Truck Traffic Prohibited," or of a similar message.

- Section 4. No Parking Areas. When signs have been erected giving notice that parking is prohibited, no person shall park a motor vehicle at any time in, on, or along a public road or those parts of the public road right-of-way which is within twelve (12) feet from the edge of the traveled road bed.
- Section 5. Parking Prohibited. Parking of motor vehicles in or on a public road or a public road right-of-way is prohibited on the following roads:
- A) the following roads all located within Bricker Park Subdivision, being Shady Lane, Lakeside, Belding Avenue, Neva, Bricker Avenue, Roosevelt, Orleans, Ionia and Lucille Boulevard.
- <u>Section 6.</u> <u>Restrictions on Commercial Trucks</u>. When signs have been erected giving notice that commercial truck traffic is prohibited, being a No Truck Road, no person as otherwise provided in this Ordinance.
- Section 7. Exceptions to Commercial Truck Traffic. Commercial trucks may be permitted on designated no truck roads as follows:
 - A) for the operation of authorized emergency vehicles;
 - B) for an emergency so declared by public officials or public act;
- C) for the operation of commercial vehicles involved in delivery, or service where the destination is on a designated No Truck Road.
- Section 8. No Truck Roads. Operating of a commercial truck is prohibited on any of the following No Truck Roads:
 - A) Wheeler Road, from Canfield Road west to its terminus west of Johnson Road;
- B) Kiddville Road, from Johnson Road east to intersection of Long Lake Road and Flanagan Road;
 - C) Meade Road, from Johnson Road east to M-66.

Section 9. Penalties.

A) <u>Civil Infraction Violation</u>. Unless specified otherwise in this Ordinance, violations of this Ordinance shall be a municipal civil infraction which is an act or omission that is prohibited, made or declared to be unlawful, or an offense by this Ordinance, but which is not a crime under this Ordinance, and for which civil sanctions, including without limitation, fines, damages, expenses, and costs may be ordered as authorized by Act 236 of

Public Act of 1961 as amended, subject to the following provisions:

- 1. Sanctions for a violation of a civil infraction shall be a civil fine in the amount of not less than \$50.00, plus other costs, damages, expenses, and other sanctions for each infraction.
- 2. Increased civil fines may be imposed for repeat violations by a person of any requirement or provision of this Ordinance. As used in this section, "repeat offenses" means a second (or any subsequent) municipal civil infraction violation of the same requirement or provision (i) committed by a person within any one year period (unless some other period is specifically provided by this Ordinance) and (ii) for which the person admits responsibility or is determined to be responsible. Unless otherwise specifically provided by this Ordinance for a particular municipal civil infraction violation, the increased fine for a repeat offense shall be as follows:
 - a) The fine for any offense which is a first repeat offense shall be no less than \$250.00, plus costs.
 - b) The fine for any offense which is a second repeat offense or any subsequent repeat offense shall be no less than \$500.00, plus costs per offense.
- 3. Failure to answer a citation or notice to appear in court for a municipal civil infraction is a misdemeanor violation punishable by a fine of not more than \$500.00, plus other costs, or by imprisonment for a term not to exceed 90 days, or both fine and imprisonment.
- 4. Failure to comply with an order, judgment, or default in payment of a civil fine, costs, damage, or expenses so ordered may result in enforcement actions, including but not limited to imprisonment, collections, placement of liens or other remedies as permitted in Chapter 87 of Act 236 of Public Acts of 1961 as amended.
- 5. A municipal civil infraction is not lesser included offense of a criminal offense or an ordinance violation that is not a civil infraction.
- B) Impounding of Motor Vehicles. Motor vehicles which have failed to answer six (6) or more parking violation notices or citations under this Ordinance may be immobilized or impounded by the Township.
- C) <u>Continuing Offenses</u>. Each day on which a violation of the ordinance continues, constitutes a separate or repeat offense and shall be subject to penalties or sanctions as a separate or repeat offense.
- D) <u>Enforcement Actions</u>. This Ordinance shall be enforced by the person or persons designated by the Orleans Township Board. A municipal civil infraction action may

be commenced upon the issuance of a municipal civil infractions citation directing the alleged violator to appear in court.

Section 10. Severability. This Ordinance and the various parts, sections, paragraphs, subsections, sentences, phrases and clauses thereof are hereby declared to be severable. If any part, section, paragraphs, subsection, sentence, phrase or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, it is hereby provided that the remainder of this Ordinance shall not be affected thereby.

Section 11. Effective Date.

This Ordinance shall take effect thirty (30) days after circulating within the Township of Orleans, Ionia County, Mic	publication in a	ı newspaper
---	------------------	-------------

Moved by Fred Chapman ____, seconded by foregoing Ordinance be adopted. , that the

YEAS: Fred Chapman, Joyce Doty, Gertrude Heppe and Herman Peterson

NAYS: none

ABSENT: Jerry Gallagher

ORDINANCE DECLARED ADOPTED.

Fred Colo	
Fred Chapman, Superviso	or .
Joyce Doty, Clerk	20 ly

I certify that the foregoing Ordinance was adopted by the in a regular session held on March 14, 1995 and that it was on March 17, 1995.	Orleans Township Council spublished in the Sentinel Std.
--	--

Subscribed and sworn to before me this 213t day of March, 1995 Notary Public

State of Michigan, County of Ionia My Commission expires: 2-16-99

ORLEANS TOWNSHIP NO. 26

TRAFFIC CONTROL ORDINANCE AMENDMENT AMENDMENT FOR NO PARKING

ADOPTED:May 9 , 1995 EFFECTIVE: 6-12, 1995

AN ORDINANCE TO AMEND ORDINANCE NO. 25 TO PROVIDE FOR REGULATION OF PARKING ON PUBLIC ROADS WITHIN ORLEANS TOWNSHIP

THE TOWNSHIP OF ORLEANS, IONIA COUNTY, MICHIGAN, ORDAINS:

Section 1. Purpose.

To protect the health, safety and general welfare of the residents of Orleans Township by providing for the prohibition of parking on certain roads within Orleans Township as regulated in Orleans Township Ordinance No. 25.

Section 2. Amendment of Section 5.

Section 5. Parking prohibited.

Parking of motor vehicles in or on a public road or public road right-of-way is prohibited on the following roads:

- (a) The following roads all located within Bricker Park subdivision, being Shady Lane, Lakeside, Belding Avenue, Neva, Bricker Avenue, Roosevelt, Orleans, Ionia, and Lucille Boulevard.
- (b) The northerly side of Long Lake Road abutting the Michigan Department of Natural Resource's public access site, being a segment 238.4 feet in length, all in Section 3, Orleans Township, Ionia County, Michigan.

Section 3. Severability.

This Ordinance and the various parts, sections, paragraphs, subsections, sentences, phrases and clauses thereof are severable. If any part, section, paragraph, subsection, sentence, phrase and clause is adjudged unconstitutional to invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Effective date. This Ordinance shall take effect 30 days after Section 4. publication in a newspaper circulating within the Township of Orleans, Ionia County, Michigan.

Moved by <u>Jerry Gallagher</u>, seconded by <u>Gertrude Heppe</u> the foregoing Ordinance by adopted.

Yeas:

Frederick Chapman, Joyce Doty, Gertrude Heppe, Jerry Gallagher and

Herman Peterson

Nays: none

Absent: none

ORDINANCE DECLARED ADOPTED.

Fred Chapman, Supervisor

I hereby certify that this Ordinance was adopted by the Orleans Township Board in regular session held on May 9, _, 1995, and that it was published in __ Ionia Sentinel Standard May 13

Subscribed and sworn to before 15th day of Than

Notary Public

State of Michigan, County of Ionia My Commission expires: 1-/0-96

Orleans Township Ordinance No. 27 Notice of Adoption of Uniform Traffic Code Adopted May 14, 1996 Effective, June 24,1996

Notice is hereby given that pursuant to the provisions of Act 62 of the Public Acts of 1956, State of Michigan, the Uniform Traffic Code for Cities, Townships and Villages was adopted by reference by the Board of the Township of Orleans on the 14th day of May, 1996.

The purpose of such code is to regulate the operation of vehicles, to provide for the regulation and use of streets, highways and alleys and other public and semi-public places within the Township of Orleans and to provide penalties for the violation of said code.

Amendments to Sections 2.5, 2.5a, 2.5b, 2.5c, 2.5d, 2.5e, 2.5f, 2.5g, 5.15, 5.15a, 5.15b, 5.15c, 5.15d, 5.15e, 5.15f, 5.82, 5.83, and 5.97 of the Uniform Traffic Code for Cities, Townships and Villages, and the amendment of such Uniform Traffic Code by the addition of sections 2.5,2.5a, 2.5b, 2.5c, 2.5d, 2.5e, 2.5f, 2.5g, 5.15, 5.15a, 5.15b, 5.15c, 5.15d, 5.15e, 5.15f, 5.82, 5.83, and 5.97 all of which were promulgated by the director of the Department of State Police, effective January 27, 1981 and published in Quarterly Supplement No. 5 to the 1979 addition of the Michigan Administrative Code, in accordance with Act No. 62 of the Michigan Public Acts of 1956, are further adopted by reference.

A complete copy of the Uniform Traffic Code, as amended, is available at the office of the Township Clerk for inspection by the public at all times.

No further or additional publication of the Uniform Traffic Code is required or contemplated.

This Ordinance shall take effect 30 days after publication in a newspaper circulating within the Township of Orleans, Ionia County, Michigan.

Joyce E. Doty, Clerk

Orleans Township

Moved by Jerry Gallagher seconded by Joyce Doty that the foregoing Ordinance be adopted.

Yeas: Frederick Chapman, Joyce Doty, Gertrude Heppe, Jerry Gallagher and Herman Peterson

Nays: none Absent: none was adopted by reference by the Board of the Township of Orleans on the 14th day of May, 1996.

The purpose of such code is to regulate the operation of vehicles, to provide for the regulation and use of streets, highways and alleys and other public and semi-public places within the Township of Orleans and to provide penalties for the violation of said code.

Amendments to Sections 2.5, 2.5a, 2.5b, 2.5c, 2.5d, 2.5e, 2.5f, 2.5g, 5.15, 5.15a, 5.15b, 5.15c, 5.15d, 5.15e, 5.15f, 5.82, 5.83, and 5.97 of the Uniform Traffic Code for Cities, Townships and Villages, and the amendment of such Uniform Traffic Code by the addition of sections 2.5,2.5a, 2.5b, 2.5c, 2.5d, 2.5e, 2.5f, 2.5g, 5.15, 5.15a, 5.15b, 5.15c, 5.15d, 5.15e, 5.15f, 5.82, 5.83, and 5.97 all of which were promulgated by the director of the Department of State Police, effective January 27, 1981 and published in Quarterly Supplement No. 5 to the 1979 addition of the Michigan Administrative Code, in accordance with Act No. 62 of the Michigan Public Acts of 1956, are further adopted by reference.

A complete copy of the Uniform Traffic Code, as amended, is available at the office of the Township Clerk for inspection by the public at all times.

No further or additional publication of the Uniform Traffic Code is required or contemplated.

This Ordinance shall take effect 30 days after publication in a newspaper circulating within the Township of Orleans, Ionia County, Michigan.

Joyce E. Doty, Clerk

Orleans Township

Moved by Jerry Gallagher seconded by Joyce Doty that the foregoing Ordinance be adopted.

Yeas: Frederick Chapman, Joyce Doty, Gertrude Heppe, Jerry Gallagher and Herman Peterson

Nays: none Absent: none

ORDINANCE DECLARED ADOPTED

I hereby certify that this Ordinance was adopted by the Orleans Township Board in a regular session held on May 14, 1996, and that it was published in the Ionia Sentinel Standard on May 25, 1996.

Joyce Doty

Subscribed and sworn to before

Fry mhon Die C

Notary Public My commission expires:

ORDINANCE NO. 36

STATE HIGHWAYS ACCESS ORDINANCE

AN ORDINANCE TO REGULATE ACCESS FROM HIGHWAY M-66 WHICH PASSES THROUGH THE TOWNSHIP OF ORLEANS, IONIA COUNTY, MICHIGAN, TO ESTABLISH JOINT MAINTENANCE REQUIREMENTS FOR SERVICE DRIVES, AND TO PROVIDE PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

THE TOWNSHIP OF ORLEANS, COUNTY OF IONIA, AND STATE OF MICHIGAN ORDAINS:

- Section 1. Purpose. The purposes of this Ordinance are to minimize interference with the free movement of traffic on a State Highway M-66 ("M-66"), and to protect the safety and well-being of residents of and visitors to the Township.
- Section 2. <u>Definitions</u>. The following words shall be defined as indicated. Words which are used in this Ordinance but not defined in this according to their normal and customary meaning.
 - A. "Vehicle" means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices exclusively moved by human power or used exclusively upon stationary rails or tracks.
 - B. "Motor Vehicle" means every Vehicle which is self-propelled but not operated upon rails.
 - C. "Person" means an agency, company, organization, firm, association, partnership, joint venture, corporation, trust, or an equivalent entity or any combination thereof, as well as a natural person.
 - D. "State Highway" or "M-66" means any state of Michigan truckline, highway, Route M-66 to the extent it is located within Orleans Township; for purposes of this Ordinance only, this definition does not include State Highway M-44 in Orleans Township.
 - E. "Driveway Spacing" means the distance between Driveways along a State Highway.

- F. "Driveway" means a private access for Motor Vehicles from a State Highway to property which is adjacent to the State Highway or over property which is adjacent to the State Highway. A private access for a Single-Family Dwelling or a Two-Family Dwelling shall not be considered a Driveway for purposes of this Ordinance.
- G. "Family" means an individual or group of two or more Persons related by blood, marriage or adoption, including those related as foster children and servants, together with not more than one additional unrelated Person, where domiciled together as a single, domestic, nonprofit housekeeping unit in a dwelling, or a collective number of individuals domiciled together in one dwelling whose relationship is of a continuing non-transient domestic character and who are cooking and living as a single nonprofit housekeeping unit.
- H. "Dwelling" means any building or portion thereof which is occupied in whole or in part as a home, residence, or sleeping place, either permanently or temporarily, by one or more Families.
- I. "Single-Family Dwelling" means a building designated for use and occupancy by one Family only.
- J. "Two-Family Dwelling" means a building designed for use and occupancy by two Families only, with separate living, cooking and eating facilities for each Family.
- K. "Arterial Street" means a street where the movement of through traffic is the primary function and service to adjacent land uses is a secondary function. This includes county primary roads.

Section 3. <u>Driveway Location</u>.

- A. Driveways shall not be constructed along any acceleration or deceleration lanes or tapers.
- B. Minimum spacing requirements between a Driveway and an adjacent street will vary depending on the classification of the intersecting street as shown in the table below. The following measurements are from the centerline of the Driveway to the closest right-of-way line of the intersecting street:

Intersecting Street Classification	Minimum Distance to Driveway
Arterial	250 feet
Signalized Non-Arterial	125 feet
Other Public Streets or Private Streets Accessing More than One	100 feet

C. In cases where the intersection setback cannot be met, access to the property in question must be street or be provided by means of a shared Driveway. If the Township Board finds that no other reasonable alternative exists, it may allow construction of the Driveway along the property line farthest from the intersecting street.

Parcel or Lot or Condominium Unit

- D. To reduce left turn conflicts, new Driveways shall where possible be aligned with those on the other side of the State Highway. If alignment is not possible, a new Driveway shall be offset at least 150 feet from any Driveway on the other side of the State Highway.
- E. The spacing between driveways on M-66 shall be 350 feet, as measured from centerline to centerline.
- Section 4. Service Drives. All land adjacent to M-66 and included in a parcel with a single tax code number, as of the effective date of this Ordinance, shall be entitled to one Driveway. If the parcel is then subsequently subdivided, either as metes and bounds described parcels, as a plat created under applicable State law, or as a site condominium created under applicable State law, access to such new parcels, platted lots or site condominiums shall be by a service drive. The service drive may include a private drive which connects some or all of the parcels, subdivision lots or site condominium units, or it may be simply a connection lane between the various parking lots servicing the individual parcels, subdivision lots or site condominium units. In any event, the following standards shall apply to whatever is deemed by the Township Supervisor to be the service drive.
 - A. The service drive shall have a minimum width of 24 feet for its entire length, and it shall be constructed according to the requirements of the Ionia County Road Commission for commercial driveways (unless the Ionia County Road Commission standards for industrial driveways are applicable, in which case the latter standards shall apply).

- B. A minimum 15 feet snow storage/landscaping area shall be reserved along both sides of the service drive, and no part of the service drive shall be within 15 feet of the right-of-way for the State Highway.
- C. The service drive shall be a private road maintained by adjoining property owners or users, who shall enter into a formal agreement acceptable to the Township Supervisor for the joint maintenance of the service drive.
- D. The service drive and the parking areas it serves shall be designed to allow the smooth circulation of motor vehicle traffic and the safe passage of pedestrians. A diagram of the service drive and the service drive shall be provided to the Township, which in turn will provide the drawing to the Michigan Department of Transportation and the Ionia County Road Commission, or their successors, for their comments. The service drive may not be constructed until approval by the Township Supervisor.
- Section 5. No Retroactive Effect. This Ordinance shall not have retroactive effect. Its provisions and requirements shall not be applied relative to any Driveways or service drives existing as of the effective date of this Ordinance, provided that the Driveways or service drives are not expanded beyond their status or relocated from their position as of the effective date of this Ordinance.

Section 6. Appeals to the Township Board.

- A. Any Person who disagrees with a Township official's interpretation of or enforcement of this Ordinance may appeal that interpretation or enforcement to the Township Board. The Township Board shall consider the dispute concerning the interpretation or enforcement and shall render its decision, which decision shall be considered the Township's final ruling.
- B. Any person who is unable or unwilling to meet the requirements of this Ordinance may request a variance from the Township Board. In considering whether or not to grant such a variance request, the Township Board shall consider the following standards or factors:
 - (1) Are there exceptional or extraordinary circumstances or conditions applicable to the property in question that do not apply generally to other property subject to this Ordinance?
 - (2) Is a variance necessary to preserve a substantial property right similar to that possessed by other property subject to this Ordinance? The

possibility of increased financial return shall not of itself be deemed sufficient to warrant the granting of a variance.

- (3) Would the variance be a substantial detriment to adjacent property?
- (4) Would the variance materially impair the public interest or the purpose of this Ordinance?
- C. Before granting an appeal or a variance, the Township Board shall send the request to the Michigan Department of Transportation and the Ionia County Road Commission, or their successors, to seek their input concerning the appeal or variance.
- D. If the Township Board grants a variance, it may attach such conditions to the variance as the Township Board deems necessary to protect the public interest and to promote the purpose of this Ordinance.
- Section 7. Frontage Setback. A frontage setback of 1 10 feet shall be maintained along M-66. No buildings or structures exceeding 30 inches in height are allowed in the frontage setback.

Section 8. Noncompliance: Penalties and Violations; and Enforcement Actions.

- A. Any property with access created in noncompliance with this Ordinance shall not be eligible for any building permits or other plan approvals. In addition, violation of this ordinance shall subject the violator to other penalties and enforcement actions stated in this Section and as may otherwise be provided by law.
- B. Unless specified otherwise in this Ordinance, violations of this Ordinance shall be a municipal civil infraction which is an act or omission that is prohibited, made or declared to be unlawful, or an offense by this ordinance, but which is not a crime under this ordinance, and for which civil sanctions, including without limitation, fines, damages, expenses, and costs may be ordered as authorized by Act 236 of Public Act of 1961, as amended, subject to the following provisions:
 - (1) Sanctions for a violation of a civil infraction shall be a civil fine in the amount of not less than \$50.00, plus other costs, damages, expenses, and other sanctions for each infraction.
 - (2) Increased civil fines may be imposed for repeat violations by a person of any requirement or provision of this Ordinance. As used in this

Section, "repeat offenses" means a second (or any subsequent) municipal civil infraction violation of the same requirement or provision (i) committed by a person within any two year period (unless some other period is specifically provided by this Ordinance) and (ii) for which the person admits responsibility or is determined to be responsible. Unless otherwise specifically provided by this ordinance for a particular municipal civil infraction violation, the increased fine for a repeat offense shall be as follows:

- (a) The fine for any offense which is a first repeat offense shall be no less than \$250.00, plus costs.
- (b) The fine for any offense which is a second repeat offense or any subsequent repeat offense shall be no less than \$500.00, plus costs per offense.
- (3) Failure to answer a citation or notice to appear in court for a municipal civil infraction is a misdemeanor violation punishable by a fine of not more than \$500.00, plus other costs, or by imprisonment for a term not to exceed 90 days, or both fine and imprisonment.
- (4) Failure to comply with an order, judgment, or default in payment of a civil fine, costs, damage, or expenses so ordered may result in enforcement actions, including but not limited to imprisonment, collections, placement of liens or other remedies as permitted in Chapter 87 of Act 236 of Public Acts of 1961 as amended.
- (5) A municipal civil infraction is not lesser included offense of a criminal offense or an ordinance violation that is not a civil infraction.
- C. It shall be a misdemeanor for any person who makes a knowing false statement, representation, or certification in an application, report, record, plan, or other document filed or required to be maintained pursuant to this ordinance or other state or federal law. A misdemeanor is punishable upon conviction by a fine of not to exceed \$500.00 (plus other costs), imprisonment for a term of not to exceed 90 days, or both fine and imprisonment.
- D. A violation of this Ordinance, is hereby determined to be detrimental to the health, safety and general welfare of the residents, property owners, and other persons with Orleans Township, and is deemed a public nuisance. Any violation of this Ordinance shall constitute a basis for injunctive relief against the violator to

restrain and prohibit the violator from continuing the violation, in addition to any other relief or penalty provided by this Ordinance or allowed by law.

- E. Each day on which a violation of the Ordinance continues, constitutes a separate or repeat offense and shall be subject to penalties or sanctions as a separate or repeat offense.
- F. Any person who violates any of the provisions contained in this Ordinance, whether as owner, lessee, permittee, licensee, agent, servant, employee or in any other capacity shall be liable as a principle.
- G. This Ordinance shall be enforced by this Township Supervisor or other persons designated by the Orleans Township Board. A municipal civil infraction action may be commenced upon the issuance of a municipal civil infractions citation directing the alleged violator to appear in court.
- Section 9. Administrative Liability. No officer, agent, appointee, contractor, or employee of the Township, or member of the Township Board, shall be personally liable for any damage that may accrue to any Person as a result of any act, decision, or other consequence or occurrence arising out of the discharge of duties and responsibilities pursuant to this Ordinance.
- Section 10. Repeal. All ordinances or parts thereof which are in conflict in whole or in part with any of the provisions of this Ordinance as of the effective date of this Ordinance are hereby repealed to the extent of such conflict.
- Section 11. Conflict. In the event that there is a conflict between the spacing requirements in Section 3.B. and Section 3.E. above and the spacing requirements enforced by the Michigan Department of Transportation, the latter spacing requirements shall prevail.
- Section 12. Severability. This Ordinance and its various parts, sections, subsections, paragraphs, sentences, phrases and clauses are declared to be severable. If any part, section, subsection, paragraph, sentence, phrase or clause is adjudged unconstitutional or invalid, the remainder of this Ordinance shall not be affected.
- Section 13. Effective date. This Ordinance takes effect 30 days after publication in a newspaper circulating within the Township of Orleans, Ionia County, Michigan.

Moved by <u>Jerry Gallagher</u>, seconded by <u>Herman Peterson</u>, that the foregoing Ordinance be adopted.

Yeas: Frederick Chapman, Joyce E. Doty, Joel Noe, Herman Peterson and Jerry Gallagher
Nays: None

Absent: None

ORDINANCE DECLARED ADOPTED.

Fred Chapman, Supervisor

Joyce Doty, Clerk

CERTIFICATION

I hereby certify that this Ordinance was adopted by the regular session held on June 10, 1997, and that it was published in 1997.

ORLEANS TOWNSHIP NO. 37

TRAFFIC CONTROL ORDINANCE AMENDMENT AMENDMENT FOR NO PARKING

ADOPTED: June 24 , 1997 EFFECTIVE: July 28 , 1997

AN ORDINANCE TO AMEND ORDINANCE NO. 25 TO PROVIDE FOR REGULATION OF PARKING ON PUBLIC ROADS WITHIN ORLEANS TOWNSHIP

THE TOWNSHIP OF ORLEANS, IONIA COUNTY, MICHIGAN, ORDAINS:

Section 1. Purpose.

The purpose of this Ordinance is to protect the health, safety and general welfare of the residents of Orleans Township by prohibiting parking on certain roads within Orleans Township as regulated in Orleans Township Ordinance No. 25.

Section 2. Amendment of Section 5.

Section 5 of Orleans Township Traffic Control Ordinance is amended to read in its entirety as follows:

Section 5. Parking Prohibited.

(A) As provided in Section 2.53 of the Uniform Traffic Code for Cities, Townships, and Villages, as adopted by Orleans Township, the Township Supervisor or Fire Chief may designate portions of public roads or public road right-of-ways as "No Parking Zones" by issuing a Traffic Control Order. The Traffic Control Order shall be temporary, for a period of up to 90 days from the date issued. An order may be made permanent by the Township Board adopting, by resolution, the Traffic Control Order specifying the location and terms of the No Parking Zones and ordering the placement of No Parking signs. The Traffic Control Order shall be certified to the County Clerk and shall also be published in a newspaper circulating within Orleans Township. Any person who parks a vehicle in a this Ordinance.

- (B) Notwithstanding Subsection A, above, parking of motor vehicles in or on a public road or public road right-of-way is prohibited on the following roads:
 - (1) The following roads all located within Bricker Park subdivision, being Shady Lane, Lakeside, Belding Avenue, Neva, Bricker Avenue, Roosevelt, Orleans, Ionia, and Lucille Boulevard.
 - (2) The northerly side of Long Lake Road abutting the Michigan Department of Natural Resource's public access site, being a segment 238.4 feet in length, all in Section 3, Orleans Township, Ionia County, Michigan.
 - (3) The following streets located in Reimer Subdivision: Strong Street, Reimer Street, Elm Street, Crawford Street, McNutt Street and Lakeview Street.
 - (4) The following streets located in the Methodist Episcopal Campground Plat: The alley between Cottage Street and Lakeview Street which is between lots 11 and 12.

Section 3. Savings Clause.

Nothing in this Ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any Ordinance amended or repealed by this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. Severability.

This Ordinance and the various parts, sections, paragraphs, subsections, sentences, phrases and clauses thereof are severable. If any part, section, paragraph, subsection, sentence, phrase and clause is adjudged unconstitutional to invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Section 5. Effective Date.

This Ordinance shall take effec	t 30 days after publication	in a newspaper circulating
within the Township of Orleans, Ionia	a County, Michigan.	
Moved by Joel Noe Ordinance be adopted.	, seconded by _Herman Pet	cerson_, that the foregoing

Yeas: Frederick Chapman, Joyce E. Doty, Joel Noe, Herman Peterson and Jerry

Nays: None

Absent: None

ORDINANCE DECLARED ADOPTED.

Fred Chapman, Supervisor

Certification

I hereby certify that this Ordinance was ad special session held on <u>June 24</u> , 1997, a Standard on <u>June 28</u> , 1997.	dopted by the Orleans Township Board in and that it was published in Ionia Sentinel
---	---

::ODMA\PCDOCS\GRR\37909\1

Adopted: September 1, 1998 Effective: October 5, 1998

Orleans Township Ordinance No. 45

AN ORDINANCE TO AMEND ORDINANCE NO. 25, THE ORLEANS TOWNSHIP TRAFFIC CONTROL ORDINANCE, AS AMENDED BY ORDINANCE NOS. 26 AND 37, BY AMENDING SECTIONS 2, 3, 4, 5, 6, 7, 8 AND 9 AND ADDING A NEW SECTION 4 TO AUTHORIZE THE TOWNSHIP BOARD TO APPOINT A TRAFFIC ENGINEER; TO AUTHORIZE THE TRAFFIC ENGINEER TO ISSUE TRAFFIC CONTROL ORDERS; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

THE TOWNSHIP OF ORLEANS, COUNTY OF IONIA, MICHIGAN ORDAINS:

Section 1. Amendment of Section 2.

Section 2 of Ordinance No. 25, as amended, is amended in its entirety to read as follows:

Section 2. Purpose.

The purpose of this Ordinance is to protect the health, safety and general welfare of the residents of Orleans Township by providing for regulations pertaining to designating streets as "one-way" streets for vehicular traffic, parking on certain public roads, and regulating commercial truck traffic on certain roads. Primary considerations involved with the purpose of this Ordinance are: (a) the safety of the citizens by providing clear access along those narrow roads for emergency and non-emergency vehicles; (b) avoidance of unreasonable or unnecessary disturbance or reduction in property values due to truck noise, vibrations and/or air pollution; and (c) protection against the deterioration of those roads not designated for truck traffic.

Section 2. Amendment of Section 3.

Section 3 of Ordinance No. 25, as amended, is amended in its entirety to read as follows:

Section 3. Definitions.

The following words and terms are defined for purposes of their use in this Ordinance. Any word or term not defined in this Ordinance shall be accordance with its common or standard definition:

- (A) Commercial truck means any motor vehicle having a weight of 26,000 pounds GVW or more including the load carried, also including but not limited to, any vehicle carrying hazardous materials or solid waste. Commercial trucks shall not include vehicles carrying or designated to carry passengers, all governmentally owned or lease vehicles, public utility vehicles, motor homes or recreational vehicles, or vehicles used exclusively to transport personal possessions or family members for nonbusiness purposes.
- (B) Motor Vehicle means any vehicles designated or intended to be self-propelled, including trailers and other towed implements or accessories, including but not limited to, cars, trucks, vans, mopeds, motorcycles, buses, trailers, wagons, campers and other utility vehicles.
- (C) No Truck Road means that segment of a public road marked with signs saying "No Truck," "Truck Traffic Prohibited," or of a similar message.
- (D) *Traffic Engineer* means the individual designated by the Township Board to issue traffic control orders, as hereinafter defined, under this Ordinance, as amended, and the Uniform Traffic Code, as hereinafter defined.
- (E) Traffic Control Order means an order issued by the Traffic Engineer as authorized in this Ordinance and the Uniform Traffic Code.
- (F) Uniform Traffic Code means the Uniform Traffic Code for Cities and Villages, Act No. 62 of the Public Acts of 1956, as amended, as adopted by the Township Board in Ordinance No. 27, adopted May 14, 1996.

in the same

Section 4. Amendment of Section 4.

Section 4 of Ordinance No. 25, entitled "No Parking Areas", is renumbered as Section

Section 5. Addition of Section 4.

5.

A new Section 4, entitled "Traffic Control Engineer; Orders Issued", is added to read in its entirety as follows:

Section 4. Traffic Control Engineer: Orders Issued.

The Township Board may adopt a resolution designating an individual to serve as the Township's Traffic Control Engineer for purposes of the Uniform Traffic Code, this Ordinance, and other ordinances relating to traffic or traffic safety. The Traffic Control Engineer is authorized to issue Traffic Control Orders pursuant to the Uniform Traffic Code and this Ordinance. Traffic Control Orders issued by the Traffic Control Engineer shall be effective for a period not to exceed ninety (90) days, unless the Township Board adopts a resolution approving the Traffic Control Order. Upon adoption of such a resolution, the Traffic Control Order shall be permanent unless modified or rescinded by the Township Board.

Section 5. Amendment of Section 5.

Section 5 of Ordinance No. 25, entitled "Parking Prohibited", is renumbered as Section 6.

Section 6. Amendment of Section 6.

Section 6 of Ordinance No. 25, as amended, entitled "Restrictions on Commercial Trucks", is renumbered as Section 7.

Section 7. Amendment of Section 7.

Section 7 of Ordinance No. 25, as amended, entitled "Exceptions to Commercial Truck Traffic", is renumbered as Section 8.

Section 8. Amendment of Section 8.

Section 8 of Ordinance No. 25, as amended, entitled "No Truck Roads", is renumbered as Section 9.

Section 9. Amendment of Section 9.

Section 9 of Ordinance No. 25, as amended, entitled "Penalties", is renumbered as Section 10.

Section 10. Severability. The provisions of this Ordinance are hereby declared to be severable and should any provision, section or part thereof be declared invalid or unconstitutional by any court of competent jurisdiction, such decision shall only affect the particular provision, section or part thereof involved in such decision and shall not affect or invalidate the remainder of such Ordinance, which shall continue in full force and effect.

Section 11. Repeal. All ordinances or parts thereof which are in conflict in whole or in part with any of the provisions of this Ordinance as of the effective date of this Ordinance are hereby repealed to the extent of such conflict.

Section 12. Effective date. This Ordinance takes effect 30 days after publication in a newspaper circulating within the Township of Orleans, Ionia County, Michigan.

Moved by Jerry Gallagher , seconded by Herman Peterson , that the foregoing Ordinance be adopted.

Yeas: Frederick Chapman, Joyce E. Doty, Joel D. Noe, Herman Peterson and Jerry Gallagher.

Nays: None

Absent: None

ORDINANCE DECLARED ADOPTED.

Fred Chapman, Supervisor

Joyce Doty, Clerk

CERTIFICATION

regular session held on Se	is Ordinance was adopted by the Orleans Township Board in eptember 1 , 1998, and that it was published in on September 5 , 1998.
::ODMA\PCDOCS\GRR\181822\1	Joyce Doty Onty

TOWNSHIP OF Ochonic

COUNTY OF TODIA, STATE OF MICHIGAN

TOWNSHIP ORDINANCE NO.

Adopted: May 20,08

Effective: June 29 08

Oclones Township TRAFFIC CODE ORDINANCE

An Ordinance enacted pursuant to MCL 257.951-257.\$55 and MCL 41,181 to adopt by reference the Uniform Traffic Code for Michigan Cities, Townships and Villages as promugated by the Director of the Michigan Department of State Police pursuant to the Administrative Procedures Act of 1969, 1969 Public Act 306, as amended (MCL 24.201 et seq) and made effective October 30, 2002, and to adopt by reference certain state laws; and to repeal all ordinances or parts of ordinances in conflict herewith.

TOWNSHIP OF Ocleans

JOSÍA COUNTY, MICHIGAN

ORDAINS:

SECTION I

TITLE

This Ordinance and the provisions of the Unitorm Traffic Code and state laws adopted by reference herein shall be collectively known and may be cited as the Ocleans Township Traffic Code Ordinance".

SECTION II

ADOPTION OF UNIFORM TRAFFIC CODE BY REFERENCE

The Uniform Traffic Code for Cities, Townships, and Villages as promulgated by the Director of the Michigan Department of State Police pursuant to the Administrative Procedures Act of 1969, 1969 Public Act 306, as amended (MCL 24.201 et seq) and made effective October 30, 2002 is hereby adopted by reference. All references in said Uniform Traffic Code to a "governmental unit" shall mean the Township of Schools

SECTION III

ADOPTION OF PROVISIONS OF MICHIGAN VEHICLE CODE BY REFERENCE

The following provisions of the Michigan Vehicle Code, 1949 Public Act 300, as amended (MCL 257.1 et seq.) are hereby adopted by reference:

- A. Chapter I (Words and Phrases Defined): MCL 257.1-257.82
- B. Chapter II (Administration, Registration): MCL 2\$7.225, 257.228, 257.243, 257.244, 257.255, 257.256.

- C. Chapter III (Operator's and Chauffeur's License): MCL 257.310e, 257.311, 257.312a, 257.324, 257.325, 257.326, 257.328.
- D. Chapter VI (Obedience to and Effect of Traffic Laws): MCL 257.601-257.601b, 257.602-257.606, 257.611-257.616, 257.617a-257.622, 257.624a-257.624b, 257.625 (except felony provisions), 257.625a, 257.625m, 257.626b, 257.626b, 257.627-257.627b, 257.629b, 257.531-257.632, 257.634-257.645, 257.647-257.655, 257.656-257.662, 257.667-257.675d, 257.676-257.682b, 257.683-257.710e, 257.716-257.724.
- E. Chapter VIII (License Offenses): MCL 257.904-257.904a, 257.904e, 257.905.

SECTION IV

ADOPTION OF OTHER STATE LAWS BY REFERENCE

The following provisions of state law are hereby adopted by reference;

- A. Section 3102 of the Michigan Insurance Code of 1956, 1956 Public Act 218, as amended, pertaining to required insurance (MCL 500.3102)
- B. Subchapter 6 of Part 811 of the Natural Resources and Environmental Protection Act, 1994 Public Act 451, as amended, pertaining to off-road vehicles (MCL 324.81101-324.81147).
- C. Part 821 of the Natural Resources and Environmental Protection Act, 1994 Public Act 451, as amended, pertaining to snowmobiles (MCL 324.82101-324.82158).
- D. Section 703 of the Michigan Liquor Control Act, 1998 Public Act 58, as amended, pertaining to minors and alcoholic liquor (MCL 436 1703).

SECTION V

PENALTIES

The penalties provided by the Uniform Traffic Code and the provisions of the state laws hereinabove adopted by reference are hereby adopted as the penalties for violations of the corresponding provisions of this Ordinance.

SECTION VI

SEVERABILITY

If a court of competent jurisdiction declares any provision of this Ordinance or the Uniform Truffic Code or a statutory provision adopted by reference herein to be unenforceable, in whole or in part, such declaration shall only affect the provision held to be unenforceable and shall not affect any other part or provision; provided that if a court of competent jurisdiction declares a penalty provision to exceed the authority of the Township, the penalty shall be construed as the maximum penalty that is determined by the court to be within the authority of the Township to impose.

SECTION VII

REPEAL OF CONFLICTING PROVISIONS AND EFFECTIVE DATE

This ordinance shall take effect 30 days after publication as required by law. All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this ordinance are hereby repealed; provided that any violation charged before the effective date of this Ordinance under an Ordinance provision repealed by this Ordinance shall continue under the Ordinance provision then in effect.

Moved by board member 1108, seconded by board member
h. Patrick the foregoing Ordinance be adopted.
Yeas: All
Nays: Nane
Absent: Novo
ORDINANCE DECLARED ADOPTED.
Lucinda Chipman Township Supervisor
Ellie Groom, Township Clerk
CERTIFICATION
I hereby certify that the foregoing ordinance was adopted by the Township Board in the Township of Orleans in a regular session held on 1000 20
Ellie Groom, Township Clera
요