

**TOWNSHIP OF ERIE WATERCRAFT  
AND MARINE SAFETY ORDINANCE**

TOWNSHIP OF ERIE

COUNTY OF MONROE, STATE OF MICHIGAN

ERIE TOWNSHIP ORDINANCE NO. 114

An Ordinance enacted pursuant to MCL 42.15, 42.23 and 41.181 to adopt by reference the Marine Safety Act, the Personal Watercraft Act and the Watercraft Transfer and Certificate of Title Act and to adopt by reference certain state laws; and to repeal all ordinances or parts of ordinances in conflict herewith.

TOWNSHIP OF ERIE  
MONROE COUNTY, MICHIGAN

ORDAINS:

SECTION I

TITLE

This Ordinance and the provisions of the Marine Safety Act, Personal Watercraft Act and Watercraft Transfer and Certificate of Title Act and state laws adopted by reference herein shall be collectively known and may be cited as the "Township of Erie Watercraft and Marine Safety Ordinance".

SECTION II

**ADOPTION OF MARINE SAFETY ACT BY REFERENCE**

The Marine Safety Act as codified as Part 801 of the Natural Resources and Environmental Protection Act being MCL 324.80101 *et seq.* is hereby adopted by reference. All references in said Marine Safety Act to a "political subdivision" shall mean the Township of Erie.

SECTION III

**ADOPTION OF THE PERSONAL WATERCRAFT ACT BY REFERENCE**

The Personal Watercraft Act as codified as Part 802 of the Natural Resources and Environmental Protection Act being MCL 324.80201 *et seq.* is hereby adopted by reference. All references in said Personal Watercraft Act to a "political subdivision" shall mean the Township of Erie.

#### **SECTION IV**

##### **ADOPTION OF THE PERSONAL WATERCRAFT ACT BY REFERENCE**

The Watercraft Transfer and Certificate of Title Act as codified as Part 803 of the Natural Resources and Environmental Protection Act being MCL 324.80301 *et seq.* is hereby adopted by reference. All references in said Personal Watercraft Act to a "political subdivision" shall mean the Township of Erie.

#### **SECTION V**

##### **PENALTIES**

The penalties provided by the Marine Safety Act, Personal Watercraft Act and the Watercraft Transfer and Certificate of Title Act 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 Marine Safety Act, Personal Watercraft Act or the Watercraft Transfer and Certificate of Title Act 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 upon 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.

This Ordinance shall become effective 30 days after it, or a summary of it, has been published in a newspaper of general circulation in the Township of Erie.

I, Amy Whipple Township Clerk of the Township of Erie, do hereby certify that this Ordinance was adopted by the Township Board of the Township of Erie, Monroe County, Michigan, at a regular meeting of the Township Board held at the Erie Township Hall, Erie, Michigan, on the 12<sup>th</sup> day of April, 2005.

Amy B. Whipple  
Erie Township Clerk

ATTEST:

Paul W. Nikels  
Erie Township Supervisor

Amy Whipple, Township Clerk of the Township of Erie, do hereby certify that a summary of this Ordinance was published in Monroe Evening News, Monroe County, Michigan, within 30 days of adoption of the Ordinance, on the 26<sup>th</sup> day of April, 2005.

Amy B. Whipple  
Erie Township Clerk

ATTEST:

Paul W. Nikels  
Erie Township Supervisor

Adoption Date: 4-12-05

Publication Date: 4-26-05

Effective Date: 5-26-05