

ORDINANCE # 73

An Ordinance to govern the operation, parking and speed of motor vehicles upon the property of Mason Consolidated Schools, Monroe County, Michigan, as requested by Resolution of the Board of Education of said school district.

Pursuant to the Provisions of Act 175 of the Public Acts of 1958, as amended, and Act 246 of the Public Acts of 1945, as amended, the Township Board of the Township of Erie, County of Monroe, State of Michigan, ordains:

SECTION 1. APPLICATION

This ordinance shall apply to all of the property of Mason Consolidated Schools, Monroe County, Michigan, situated within the Township of Erie.

SECTION 2. DEFINITION

"Motor Vehicle" means every vehicle which is self-propelled.

SECTION 3. SPEED OF MOTOR VEHICLES

No person shall operate any motor vehicle on any roadway, drive or in any parking area on any property of Mason Consolidated Schools, at a speed in excess of 15 miles per hour.

SECTION 4. STOP STREETS

a.) All roadways and drives on any property of Mason Consolidated Schools are designated "Stop Streets" at the several points where the same intersect with any public highway.

b.) Other roadways or drives on any property of Mason Consolidated Schools may be designated "Stop Streets", by resolution of the Board of Education of said school district.

c.) Every driver of a vehicle approaching a "Stop" sign at a designated "Stop Street" shall bring the vehicle to a complete stop at the point nearest the intersecting highway, roadway or drive where the driver has a view of approaching traffic on such intersection highway, roadway, or drive before entering the intersection, and shall proceed into the intersection only when such movement can be made in safety and without interfering with other traffic.

SECTION 5. YIELD RIGHT-OF-WAY INTERSECTIONS

a.) "Yield-Right-Of-Way" intersections on any property of Mason Consolidated Schools may be so designated by Resolution of the Board of Education of said school district and shall be so posted.

b.) Where signs bearing the message "Yield" or "Yield Right-Of-Way" are erected upon the approach to an intersection, a driver approaching such sign shall slow to a reasonable speed for existing conditions of traffic and visibility, yielding the right-of-way to all traffic on the intersecting roadway or drive which is so close as to constitute an immediate hazard.

SECTION 6. PEDESTRIAN CROSSWALKS

a.) Pedestrian crosswalks may be designated at any points on the property of Mason Consolidated Schools by Resolution of the Board of Education of said school district, and said crosswalks shall be designated by painted lines upon the surface of the roadway or drive and/or "stop" signs.

b.) The driver of every motor vehicle approaching a marked pedestrian crosswalk shall come to a full and complete stop before crossing said cross walk and shall yield right-of-way to any pedestrian within said cross walk.

SECTION 7. PARKING OF MOTOR VEHICLES

- a.) No motor vehicles shall be parked at any place on the property of the Mason Consolidated Schools except in parking areas posted for such use.
- b.) No motor vehicles shall park more than twenty-four (24) hours continuously within any parking area.
- c.) No motor vehicles exceeding one-ton rated capacity shall park within any parking area, except when used as a legal means of transportation to and from regular school functions.
- d.) Motor vehicles operated by students shall be parked only within parking areas posted for such use.
- e.) No motor vehicles shall be parked within an area designated "Loading and unloading only".

SECTION 8. RECKLESS DRIVING

No person shall drive any vehicle on any roadway or drive or in any parking area in a careless and heedless manner, or without due caution and circumspection, or at a speed or in a manner so as to endanger or to be likely to endanger any person or property.

SECTION 9. PROHIBITED OPERATION

No motor vehicle shall be operated on any property of Mason Consolidated Schools except upon a roadway, drive or parking area with a gravel or hard surface, except at the direction of a police officer.

SECTION 10. PROHIBITED VEHICLES

No motorcycle, motor bike, motor scooter, go-cart, snowmobile, or similar motor vehicle, whether or not licensed for travel upon public highways, shall be operated on any property of Mason Consolidated Schools, except when used as a legal means of transportation to and from regular school functions.

SECTION 11. PENALTY

Any person violating any of the foregoing sections shall be

ERIE TOWNSHIP ORDINANCE NO. 73-A

An Ordinance made pursuant to the mandates of Public Act No. 510 of the Public Acts of 1978, to amend Township Ordinance No. 73, so as to revise Section 11 entitled PENALTY to provide for procedures to process civil infractions and to eliminate processing criminal misdemeanors for violations therein.

THE TOWNSHIP BOARD OF THE TOWNSHIP OF ERIE, COUNTY OF MONROE, STATE OF MICHIGAN, ORDAINS:

Section 1

Ordinance No. 73 of the Erie Township Compiled Ordinance

General Code is amended by revising Section 11 to read as follows:

Section 11 - PENALTY

The provisions of this Ordinance correspond substantially to acts or omissions each of which constitutes a civil infraction under the terms of Public Act No. 300 of the Public Acts of 1949, as amended, including Public Act No. 510 of the Public Acts of 1978, and therefore shall be processed as a civil infraction under the procedures set forth in said Public Act No. 300 of the Public Acts of 1949, as amended, including Public Act No. 510 of the Public Acts of 1978. Violation of any provision of this Ordinance is a civil infraction and is not a crime and shall not be punishable by imprisonment or a penal fine. A civil infraction shall not be considered a lesser included offense of any criminal offense. If a person is determined to be responsible or responsible "with explanation" for a civil infraction under this Ordinance, the Judge, referee or District Court magistrate shall deal with the person under the procedures set forth in said Public Act No. 300 of the Public Acts of 1969, as amended, including Public Act No. 510 of the Public Acts of 1978, and may order such person to pay a civil fine of not more than \$100.00 along with costs not in excess of \$100.00 which may include all expenses, direct and indirect, which the Township has sustained in connection with the civil infraction. In addition to any civil fine and costs ordered, the Judge, referee, or District Court magistrate may order the person to attend and complete a program of treatment, education, or rehabilitation. If a person fails to comply with an order issued pursuant to this Section, within the time prescribed by the Court, the drivers license of that person may be suspended or that person might be found in civil contempt, until full compliance with that order occurs.

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Section 2

This Ordinance shall take effect thirty days after it has been published in a newspaper of general circulation in the Township of Erie, on the 16th day of August, 1980. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

I, Margaret M. Dusseau, Clerk of the Township of Erie, do hereby certify that the above Ordinance is approved and adopted by the Township Board of the Township of Erie, at the regular meeting thereof, held on the 8th day of July, 1980, the vote thereon being as follows:

In Favor of the Ordinance	<u>5</u>
Against the Ordinance	<u>0</u>

THE TOWNSHIP BOARD OF THE
TOWNSHIP OF ERIE IN THE
COUNTY OF MONROE, MICHIGAN

By: Margaret M. Dusseau
Margaret M. Dusseau,
Township Clerk

ATTEST:

William D. Frey
William D. Frey,
Township Supervisor