

# DEXTER TOWNSHIP ORDINANCE NUMBER 15

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## UNIFORM TRAFFIC CODE

ADOPTED: JULY 1, 1986

EFFECTIVE: AUGUST 8, 1986

AN ORDINANCE TO ADOPT BY REFERENCE THE UNIFORM TRAFFIC CODE FOR MICHIGAN CITIES, TOWNSHIPS AND VILLAGES; AND TO ADD CERTAIN SECTIONS PERTAINING TO THE FOLLOWING: THE AUTHORITY TO IMPOUND VEHICLES LEFT UNATTENDED IN A PUBLIC PARK PAST THE CLOSING HOUR OF THE PARK; TO ADD THE VIOLATION OF DRIVING, STOPPING, STANDING, OR PARKING VEHICLES OFF THE ROADWAY IN A PUBLIC PARK; TO ADD THE VIOLATION OF DRIVING, STOPPING, STANDING, OR PARKING VEHICLES PAST THE CLOSING HOUR IN ANY PUBLIC PARK; TO ADD SECTIONS PERTAINING TO THE PROSECUTION OF CIVIL INFRACTIONS; TO ADD SECTIONS PERTAINING TO SAFETY BELT REQUIREMENTS; TO ADD SECTIONS PERTAINING TO CHILD RESTRAINT REQUIREMENTS.

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THE TOWNSHIP OF DEXTER ORDAINS:

### SECTION I

1. CODE ADOPTED. The Uniform Traffic Code for cities, townships and villages promulgated by the Commissioner of State Police on February 14, 1958 and published in Supplement No. 13, and as amended both on February 14, 1961 and published in Supplement No. 25, and on February 26, 1968 and published in Supplement No. 54, to the 1954 Michigan Administrative code, in accordance with Public Act 62 of 1956, State of Michigan, is hereby adopted by reference as in this ordinance modified.

### SECTION II

1. REFERENCES IN CODE. References in the Uniform Traffic Code of Michigan cities, townships, and villages to "governmental unit" shall mean the Township of Dexter.

### SECTION III

1. ADDITIONS TO UNIFORM CODE. The following sections are hereby added to the Uniform Traffic Code previously adopted herein by reference:
  - A. Section 2.5(i). Authority to impound vehicles. A member of the police department may remove a vehicle from a street or highway to the nearest garage or other place of safety, or to a garage designated or maintained by the police department or otherwise maintained by this governmental unit, under the circumstances hereinafter enumerated. The necessary costs for the removal shall become a lien on the vehicle and the person into whose custody the vehicle is given may hold it until the expenses involved have been paid.
    - 1) When a vehicle is left unattended without a permit in any public park past the closing hour of said park.

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- B. Section 5.100. The driver of a vehicle shall not drive off the roadway in a public park, except into a designated parking place. The driver of a vehicle shall not drive off the roadway in a public park, except into a designated parking area.
- C. Section 8.10(s). Stopping, standing, and parking, prohibited parking, prohibited place and manner. No person shall stop, stand, or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic-control device, in any of the following places:
  - (s) On or along the roadway in a public park, or off the surfaced area of a designated parking lot.
  - (t) Past the posted or closing hour in any public park.

### **SECTION IV**

- 1. SAFETY BELT REQUIREMENTS. Each driver and front seat passenger of a motor vehicle operated on a street or highway in this Township shall wear a properly adjusted and fastened safety belt, except that a child less than four years of age shall be protected as provided in Section 5 herein. Each driver of a motor vehicle transporting a child four years of age or more but less than 16 years of age in the front seat of a motor vehicle shall secure the child in a properly adjusted and fastened safety belt.

### **SECTION V**

- 1. CHILD RESTRAINTS. Except as otherwise provided, each driver transporting a child in a motor vehicle shall properly secure each child in a child restraint system as follows:
  - A. Any child less than one (1) year of age in a child restraint system which meets the standards prescribed in the Code of Federal Regulations at 49C.F.R.571.213.
  - B. Any child being one (1) year of age or more but less than four (4) years of age, when transported in the front seat, in a child restraint system which meets the standards prescribed in the Code of Federal Regulations at 49C.F.R.571.213
  - C. Any child one (1) year of age or more but less than four (4) years of age, when transported in the rear seat, in a child restraint system which meets the standards prescribed in the Code of Federal Regulations at 49C.F.R.571.213
  - D. This section does not apply to a non-resident driver transporting a child in this State or to any child being nursed.

### **SECTION VI**

- 1. ENFORCEMENT. Enforcement of sections 4 and 5 shall be accomplished only as a secondary action when a driver of a motor vehicle has been detained for suspected violation of another section of the motor vehicle code.

### **SECTION VI**

- 1. A person who violates sections 4 and 5 is responsible for a civil infraction.

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### **SECTION VII**

1. **NOTICE TO BE PUBLISHED.** The Township Clerk shall publish this Ordinance in the manner required by law and shall at the same time publish a supplementary Notice setting forth the purpose of the said Uniform Traffic Code and of the fact that complete copies of the code are available at the office of Clerk for inspection by and distribution to the public at all times.

### **SECTION IX**

1. **CONFLICTING ORDINANCE REPEALED.** All ordinance or parts of ordinances in conflict herewith are hereby repealed.

### **SECTION X**

1. **PENALTY.**
  - A. Any provision of this Ordinance, Ordinance No. 15 of the Township of Dexter which describes an act or omission which constitutes a civil infraction under the terms and provisions of the Michigan Vehicle Code, being act No. 300 of the Public Act of 1949, as amended by Public Act 510 of 1978, shall be processed as a civil infraction and any person found to have committed a civil infraction may be ordered to pay a civil fine of not more than One Hundred (\$100) Dollars and costs in accordance with Section 907 of the Michigan Vehicle Code.
  - B. A violation of any other provision of this Ordinance not constituting a civil infraction, herein provided, shall be punishable by a fine of not more than One Hundred (\$100) Dollars or imprisonment of not more than ninety (90) days, or by both such fine and imprisonment.

### **SECTION XI**

1. **SEVERABILITY.** If any portion of this Ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining portions of the Ordinance.

### **SECTION XII**

1. **EFFECTIVE DATE.** This Ordinance shall take effect and be in full force thirty (30) days after adoption.

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Township Clerk