

RESOLUTION #091101

TRAFFIC AND MOTOR VEHICLES TOWNSHIP OF TYRONE, LIVINGSTON COUNTY MICHIGAN

Ordinance No. 45. Effective Dec. 1, 2009

An ordinance regulating the operation of motor vehicles and common carriers within Tyrone Township, Livingston County, Michigan.

SECTION 1 PURPOSE.

1. Purpose.

This ordinance is to promote the safety, health, and welfare of its citizens by enforcing the traffic laws in Tyrone Township through the Livingston County Sheriff's department or any future law enforcement agent designated by Tyrone Township.

SECTION 2 APPLICABILITY.

2. Applicability.

This ordinance applies to all motor vehicle and motor carrier traffic using the public and private thoroughfares within Tyrone Township.

SECTION 3 SEVERABILITY.

3. Severability.

Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

SECTION 4 REPEALER

4. All ordinances in conflict are repealed only to the extent necessary to give this ordinance full force and effect.

SECTION 5 MICHIGAN MOTOR VEHICLE CODE

5. Michigan Motor Vehicle Code

- a. *Code and amendment and revisions adopted.* The Michigan Vehicle Code, 1949 PA 300, MCL 257.1 to 257.923, and all amendments and revisions to the Michigan Vehicle Code when they are effective in this state are hereby incorporated and adopted by reference.
- b. *References in code.* References in the Michigan Vehicle Code to "local authorities" shall mean the Livingston County Sheriff's Department or Tyrone Township's designated law enforcement agency that shall enforce this ordinance within Tyrone Township.
- c. *Penalties.* The penalties provided by the Michigan Vehicle Code are adopted by reference, provided, however, that the township may not enforce any provision of the Michigan Vehicle Code for which the maximum period of punishment is greater than 93 days.

SECTION 6 MICHIGAN MOTOR CARRIER SAFETY CODE

6. Motor Carrier Safety Code

- a. *Code and amendment and revisions adopted.* The State of Michigan Motor Carrier Safety Act of 1963, in accordance with Act No. 181 of the Public Acts of Michigan of 1963, as amended (MCL 480.11 et seq.), is hereby adopted by reference.
- b. *Enforcement.* The Livingston County Sheriff's department or Tyrone Township's designated law enforcement agency shall enforce the provisions of the Motor Carrier Safety Act within Tyrone Township.

- c. *Penalties.* Penalties provide by the Michigan Motor Safety Act are hereby adopted by reference, provided, however that the township may not enforce any provision of the Michigan Motor Carrier Safety Act for which the maximum period of punishment is greater than 93 days.

SECTION 7 UNIFORM TRAFFIC CODE FOR CITIES, TOWNSHIPS, AND VILLAGES.

- 7. Uniform Traffic Code for Cities, Townships, and Villages.
 - a. *Code and amendments and revisions adopted.* 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 PA 306, MCL 24.201 to 24.328 and made effective October 30, 2002, and all amendments and revisions to the Uniform Traffic Code when they are promulgated and effective in this state are incorporated and adopted by reference.
 - b. *Enforcement.* References in the Uniform Traffic Code for Cities, Townships, and Villages to a "governmental unit" shall mean the Livingston County Sheriff's Department or Tyrone Township's designated law enforcement agency.
 - c. *Penalties.* The penalties provided by the Uniform Traffic Code for Cities, Townships, and Villages are adopted by reference provided, however that the township may not enforce any provision of the Uniform Traffic Code for Cities, Townships, and Village for which the maximum period of punishment is greater than 93 days.

SECTION 8 NOTICE PUBLISHED AND EFFECTIVE DATE.

- 8. Notice Published and Effective Date.
 - a. *Notice published.* The township clerk shall publish this ordinance in the manner required by law and shall publish, at the same time, a notice stating the purpose of the Michigan Vehicle Code, the Motor Carrier Safety Code, and the Uniform Traffic Code for Cities, Townships, and Villages and the fact that complete copies of the codes are available to the public at the office of the clerk for inspection.
 - b. *Effective Date.* The provisions of this ordinance are ordered to take effect after publication.

RESOLVED BY: Trustee Peitz

SUPPORTED BY: Clerk Kremer

VOTE: Hasbrouck, yes; Anderson, yes; Schmidt, yes; Kremer, yes; Kurtz, yes; Miles, yes; Peitz, yes.

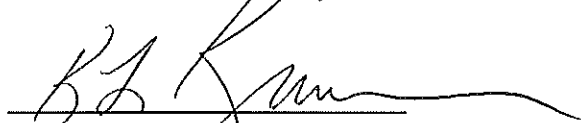
Adoption Date: November 3, 2009

Publication Date: November 8, 2009

Effective Date: December 1, 2009

CERTIFICATION OF THE CLERK

I, Keith L. Kremer, do hereby swear this to be a true copy of the Traffic and Motor Vehicles Ordinance as adopted by the Tyrone Township Board at a regular meeting held November 3, 2009, to which I add my signature and seal this 4th day of November, 2009.



Keith L. Kremer
Tyrone Township Clerk