

## CODIFIED ORDINANCES OF CASEVILLE

### PART FOUR - TRAFFIC CODE

---

- Chap. 410. Uniform Traffic Code.
- Chap. 412. Michigan Vehicle Code.
- Chap. 420. Parking.
- Chap. 430. Motorcycles and Motor Driven Cycles.
- Chap. 431. Motorized Scooters.
- Chap. 440. Snowmobiles.
- Chap. 450. Off-Road Vehicles.
- Chap. 451. Operation of Golf Carts.
- Chap. 460. Street Obstructions and Special Uses.
- Chap. 470. Watercraft.



CODIFIED ORDINANCES OF CASEVILLE  
PART FOUR - TRAFFIC CODE

---

CHAPTER 410  
Uniform Traffic Code

410.01	Code and amendments adopted by reference.	410.03	Notice to be published.
410.02	References in Code.	410.04	Amendments. (Repealed)
		410.99	Penalty.

CROSS REFERENCES

Traffic rules and regulations generally - see M.C.L.A. Secs. 257.601 et seq., 257.634 et seq.  
Uniform Traffic Code - see M.C.L.A. Secs. 257.951 et seq.  
Michigan Vehicle Code - see TRAF. Ch. 412  
Open containers in motor vehicles - see GEN. OFF. 604.05  
Interference by motor vehicles - see GEN. OFF. 666.01(7)  
Peddling from motor vehicles - see B.R. & T. 856.08

---

**410.01 CODE AND AMENDMENTS ADOPTED 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, Act 306 of the Public Acts of 1969, being M.C.L.A. 24.201 to 24.328 and made effective October 20, 2002, and all future amendments and revisions to the Uniform Traffic Code when they are promulgated and effective in this state are incorporated and adopted by reference.  
(Ord. 404E. Passed 6-8-81; Ord. 2003-03. Passed 2-10-03.)

**410.02 REFERENCES IN CODE.**

References in the Uniform Traffic Code for Cities, Townships and Villages to "governmental unit" shall mean the City of Caseville.  
(Ord. 404E. Passed 6-8-81.)

**410.03 NOTICE TO BE PUBLISHED.**

The City Clerk shall publish this chapter in the manner required by law and shall publish, at the same time, a notice stating the purpose of the Uniform Traffic Code for Cities, Townships and Villages and the fact that a complete copy of the Code is available to the public at the City Office for inspection.  
(Ord. 404E. Passed 6-8-81; Ord. 2003-03. Passed 2-10-03.)

**410.04 AMENDMENTS (REPEALED).**

(Editor's Note: This section was repealed by Ordinance 2003-03, passed 2-10-03.)

**410.99 PENALTY.**

The penalties provided by the Uniform Traffic Code for Cities, Townships and Villages are adopted by reference.  
(Ord. 2003-03. Passed 2-10-03.)

**EDITOR'S NOTE: BECAUSE OF THE 2003 UPDATING AND REVISION OF THESE CODIFIED ORDINANCES, THE NEXT NUMBERED PAGE IS PAGE 17.**

2016 Replacement

CHAPTER 412  
Michigan Vehicle Code

412.01	Adoption by reference.	412.03	Publication of chapter and notice; file copies.
412.02	Local authorities defined.	412.99	Penalty.

CROSS REFERENCES

Traffic rules and regulations generally - see M.C.L.A. Secs. 257.601 et seq., 257.634 et seq.  
 Uniform Traffic Code - see M.C.L.A. Secs. 257.951 et seq.; TRAF Ch. 410  
 Michigan Vehicle Code - see TRAF. Ch. 412  
 Open containers in motor vehicles - see GEN. OFF. 604.05  
 Noise from motor vehicles - see GEN. OFF. 654.03(b)  
 Interference by motor vehicles - see GEN. OFF. 666.01(7)  
 Peddling from motor vehicles - see B.R. & T. 856.08

**412.01 ADOPTION BY REFERENCE.**

(a) The Michigan Vehicle Code, Act 300 of the Public Acts of 1949, being M.C.L.A. 257.1 et seq., as amended, is hereby adopted by reference.

(b) The City of Caseville hereby adopts Section 625(1)(c) of the Michigan Vehicle Code, 1949 PA 300, MCL 257.625 pursuant to Act No. 7 of Public Acts of 2012, Sec. (k). (Ord. 2000-3. Passed 3-20-00; Ord. 2003-12. Passed 9-8-03; Ord. 2012-03. Passed 5-14-12.)

**412.02 LOCAL AUTHORITIES DEFINED.**

References in the Michigan Vehicle Code to “local authorities” shall mean the City of Caseville.  
 (Ord. 2000-3. Passed 3-20-00.)

**412.03 PUBLICATION OF CHAPTER AND NOTICE; FILE COPIES.**

The City Clerk shall publish this chapter in the manner required by law and shall publish, at the same time, a notice stating the purpose of the Michigan Vehicle Code and the fact that a complete copy of the Code is available to the public at the office of the Clerk for inspection.

(Ord. 2000-3. Passed 3-20-00.)

**412.99 PENALTY.**

(a) The penalties provided by the Michigan Vehicle Code are hereby adopted by reference, provided, however, that the City may not enforce any provision of the Michigan Vehicle Code for which the maximum period of imprisonment is greater than ninety-three days.

(b) A person found guilty of violating Section 412.01(b) is guilty of a misdemeanor punishable by one or more of the following:

- (1) Community service for not more than 360 hours.
- (2) Imprisonment for not more than 180 days.
- (3) A fine of not less than \$200.00 or more than \$700.00.

(Ord. 2000-3. Passed 3-20-00; Ord. 2012-03. Passed 5-14-12.)

**EDITOR'S NOTE: BECAUSE OF THE 2000 UPDATING AND REVISION OF THESE CODIFIED ORDINANCES, THE NEXT NUMBERED PAGE IS PAGE 27.**

CHAPTER 420  
Parking

420.01	Overnight parking in winter prohibited.	420.06	Overnight parking of unauthorized vehicles in Village/Township parking lot prohibited.
420.02	Parking from 3:00 a.m. to 5:00 a.m. prohibited.	420.07	Parking after 11:00 p.m. on M-25 prohibited; exception.
420.03	Parking for handicapped persons.	420.08	Use of local roads by overweight vehicles.
420.04	Parking on private property.	420.09	Blocking road right-of-way.
420.05	Parking in violation of emergency order.	420.99	Penalty.

CROSS REFERENCES

Michigan Vehicle Code - see M.C.L.A. Secs. 257.1 et seq.; TRAF. Ch. 412

Traffic rules and regulations generally - see M.C.L.A. Secs. 257.601 et seq., 257.634 et seq.

Parking generally - see M.C.L.A. Secs. 257.672 et seq.

Uniform Traffic Code - see M.C.L.A. Secs. 257.951 et seq.; TRAF. Ch. 410

Parking lots - see P. & Z. 1278.02

Off-street parking - see P. & Z. Ch. 1280

Parking of recreational vehicles - see P. & Z. 1286.15

**420.01 OVERNIGHT PARKING IN WINTER PROHIBITED.**

No person shall park any vehicle on any public street in the Village during the months of December, January, February or March, between the hours of 2:30 a.m. and 6:00 a.m.

**420.02 PARKING FROM 3:00 A.M. to 5:00 A.M. PROHIBITED.**

No person shall park any vehicle on any public street in the Village from 3:00 a.m. to 5:00 a.m. on any day during any month of the year. The purpose of this prohibition is to facilitate street cleaning operations.



**420.03 PARKING FOR HANDICAPPED PERSONS.**

(a) As used in this section, "handicapper" means a person who has a physical characteristic categorized as a handicap, which handicap limits ambulation or necessitates the use of a wheelchair for mobility, or a person who is blind.

(b) Every vehicle parking in parking spaces designated for handicappers shall be equipped with special license plates or serially numbered registration displayed on the vehicle.

**420.04 PARKING ON PRIVATE PROPERTY.**

(a) No person shall park any motor vehicle on any private property without the express or implied consent, authorization or ratification of the owner, holder, occupant, lessee, agent or trustee of such property.

(b) Complaint for violation of subsection (a) hereof shall be made by the owner, holder, occupant, lessee, agent or trustee of the property.  
(Ord. 405B. Passed 10-14-85.)

**420.05 PARKING IN VIOLATION OF EMERGENCY ORDER.**

The President, and in his or her absence, the President Pro Tempore, and in their absence, the Chief of Police, are hereby authorized, at any time, due to circumstances that in their judgment warrant it, to declare an emergency, and, incident to such declaration, to prohibit all parking of motor vehicles on any and all public ways in the Village. Such officers shall make every reasonable effort to apprise the inhabitants of the Village, and any and all persons entering the Village, of the existence of such emergency, by means of radio, television or any other media or method deemed by them to be a reasonable mode of communication and likely to accomplish the intended purpose, but the failure of any person to receive actual notice of such declaration shall not excuse a violation of any provision of this section or be deemed to be a defense to a charge brought against any person for such a violation.

Upon the declaration of such an emergency, and upon notification of such declaration having been given, as aforesaid, no person shall park a motor vehicle upon any street, highway, alley or any other public way in the Village in violation of the order of any of such officers issued pursuant to this section.

**420.06 OVERNIGHT PARKING OF UNAUTHORIZED MOTOR VEHICLES IN VILLAGE/TOWNSHIP PARKING LOT PROHIBITED.**

No person shall park any unauthorized motor vehicle overnight in the Village/Township parking lot.

(Motion of Council. Passed 8-12-96.)

**420.07 PARKING AFTER 11:00 P.M. ON M-25 PROHIBITED;  
EXCEPTION.**

No person shall park any motor vehicle on the west side of M-25, from Elm Street to the Harbor entrance, or on the east side of M-25, from Oak Street to Elm Street, after 11:00 p.m., except that parking shall be permitted in front of any open business. (Motion of Council. Passed 6-12-00.)

**420.08 USE OF LOCAL ROADS BY OVERWEIGHT VEHICLES.**

No semi-tractors and/or tractor-trailers shall be allowed to park on residential streets in the Village, except for the purpose of loading or unloading. Any person or persons found violating this section shall be guilty of a civil infraction. (Ord. 2001-06. Passed 7-9-01.)

**420.09 BLOCKING ROAD RIGHT-OF-WAY.**

No person shall block or obstruct any area within road right-of-ways in the Village without approval of the Street Administrator. (Ord. 2009-03. Passed 5-11-09.)

**420.99 PENALTY.**

Whoever violates any of the provision of this chapter is responsible for a civil infraction and shall be fined not more than one hundred dollars (\$100.00).



**CHAPTER 430**  
Motorcycles and Motor Driven Cycles

430.01	Definitions.	430.08	Carrying packages and bundles.
430.02	Operators and passengers.	430.09	Lights.
430.03	Maximum number of persons on motor driven cycles.	430.10	Attaching to other vehicles.
430.04	Riding on right side of roadway.	430.11	Speed.
430.05	Riding abreast.	430.12	Safety helmets.
430.06	Mufflers; unnecessary revving or accelerating.	430.13	Unauthorized use on private and public property.
430.07	Mirrors.	430.14	Conflict of laws.
		430.99	Penalty.

**CROSS REFERENCES**

Michigan Vehicle Code - see M.C.L.A. Secs. 257.1 et seq.; TRAF. Ch. 412.

Traffic rules and regulations generally - see M.C.L.A. Secs. 257.601 et seq., 257.634 et seq.

Uniform Traffic Code - see M.C.L.A. Secs. 257.951 et seq.; TRAF. Ch. 410

Motorcycle license endorsement - see TRAF. 410.04 (UTC Sec. 5.15f)

Motorized scooters - see TRAF. Ch. 431

Snowmobiles - see TRAF. Ch. 440

Off-road vehicles - see TRAF. Ch. 450

Golf carts - see TRAF. Ch. 451

**430.01 DEFINITIONS.**

As used in this section:

- (a) "Motorcycle" means every motor vehicle having a saddle or seat for the use of a rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor, or a motor driven sled run by track or wheel.
- (b) "Motor driven cycle" means every motorcycle, including every motor scooter, with a motor not to exceed five maximum horsepower, and every bicycle with a motor attached.  
(Ord. 120. Passed 7-29-68.)

**430.02 OPERATORS AND PASSENGERS.**

A person operating or riding as a passenger on a motorcycle or a motor driven cycle shall not ride other than upon or astride a permanent and regular seat attached thereto.

(Ord. 120. Passed 7-29-68.)

**430.03 MAXIMUM NUMBER OF PERSONS ON MOTOR DRIVEN CYCLES.**

No motor driven cycle shall be used to carry more than two persons at any one time.

(Ord. 120. Passed 7-29-68.)

**430.04 RIDING ON RIGHT SIDE OF ROADWAY.**

Every person operating a motorcycle or motor driven cycle upon a roadway shall ride as near to the right side of the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

(Ord. 120. Passed 7-29-68.)

**430.05 RIDING ABREAST.**

Persons riding motorcycles or motor driven cycles upon a roadway shall not ride more than two abreast.

(Ord. 120. Passed 7-29-68.)

**430.06 MUFFLERS; UNNECESSARY REVVING OR ACCELERATING.**

Every motorcycle or motor driven cycle shall at all times be equipped with a muffler in good working order with baffles intact, and in constant operation to prevent excessive or unusual noise and annoying smoke, and no person shall use a muffler cutout, bypass or similar device upon a motorcycle or motor driven cycle on a highway. Excessive noise shall include specifically, in addition to the above, the unnecessary revving or accelerating of the motorcycle or motor driven cycle.

(Ord. 120. Passed 7-29-68.)

**430.07 MIRRORS.**

No person shall drive a motorcycle or motor driven cycle on a highway, unless such vehicle is equipped with a mirror so located as to reflect to the driver a view of the highway to the rear of such vehicle.

(Ord. 120. Passed 7-29-68.)

430.08 CARRYING PACKAGES AND BUNDLES.

No person operating a motorcycle or motor driven cycle shall carry any package, bundle or article which prevents the driver from keeping both hands upon the handle bars of such vehicle.

(Ord. 120. Passed 7-29-68.)

430.09 LIGHTS.

Every motorcycle and motor driven cycle shall have a properly functioning headlight and rear self-illuminating light.

(Ord. 120. Passed 7-29-68.)

430.10 ATTACHING TO OTHER VEHICLES.

No person riding upon a motorcycle or motor driven cycle shall attach the same or himself or herself to any other vehicle upon a roadway.

(Ord. 120. Passed 7-29-68.)

430.11 SPEED.

Unless another speed is expressly provided in a designated area, the uniform maximum speed limit for motorcycles and motor driven cycles throughout the Village shall be twenty-five miles per hour.

(Ord. 120. Passed 7-29-68.)

430.12 SAFETY HELMETS.

No person shall operate, drive or ride upon a motorcycle or motor driven cycle unless he or she is properly wearing a safety helmet.

(Ord. 120. Passed 7-29-68.)

430.13 UNAUTHORIZED USE ON PRIVATE AND PUBLIC PROPERTY.

No motorcycle or motor driven cycle shall be parked, left or abandoned on, or be driven or operated on and over, private property without the consent or permission of the owner or occupant of such property. No such vehicle shall be parked, left or abandoned on, or be driven or operated on, over or across, any playground, park, walkway, sidewalk or other public property, except that such vehicle may be operated or driven on a public road which exists for the purpose of carrying vehicles.

(Ord. 120. Passed 7-29-68; Ord. 405. Passed 4-13-70.)

430.14 CONFLICT OF LAWS.

In the event of a conflict between any of the provisions of this chapter and a provision of the Uniform Traffic Code for Cities, Townships and Villages, as adopted and amended in Chapter 410, the provision of the Uniform Traffic Code for Cities, Townships and Villages shall control.

430.99 PENALTY.

Whoever violates or fails to comply with any of the provisions of this chapter is responsible for a civil infraction and shall be fined not more than one hundred dollars (\$100.00).

CHAPTER 431  
Motorized Scooters

- |                            |                                    |
|----------------------------|------------------------------------|
| 431.01 Definition.         | 431.03 Municipal civil infraction. |
| 431.02 Prohibited conduct. | 431.04 Increased civil fines.      |

**CROSS REFERENCES**

Motorcycles - see TRAF. Ch. 430  
Snowmobiles - see TRAF. Ch. 440  
Off-road vehicles - see TRAF. Ch. 450  
Golf carts - see TRAF. Ch. 451  
Streets - see S.U. & P.S. - Ch. 1022

**431.01 DEFINITION.**

A motor scooter shall be defined as a two-wheeled motorized, self-propelled scooter not required to be registered, licensed or titled and that does fit the criteria of a moped or motorcycle.

(Ord. 2002-05. Passed 7-8-02; Ord. 2010-02. Passed 8-9-10.)

**431.02 PROHIBITED CONDUCT.**

(a) No person shall operate a motor scooter within the City of Caseville limits on any public roadway, street and/or alley in an unsafe manner. Sidewalk use is prohibited as well as use on Main Street (M-25).

(b) It is required that all operators under nineteen (19) years of age shall use a helmet approved by DOT (Department of Transportation).

(Ord. 2002-05. Passed 7-8-02; Ord. 2010-02. Passed 8-9-10.)

**431.03 MUNICIPAL CIVIL INFRACTION.**

A person who violates this chapter is responsible for a municipal civil infraction subject to payment of a civil fine of not less than twenty-five dollars (\$25.00), reimbursement to the City for charges assessed for the expense of the abatement, plus costs and other sanctions for each infraction. Repeat offenses under this chapter shall be subject to increased fines as provided by Section 431.04 of this chapter.

(Ord. 2002-05. Passed 7-8-02; Ord. 2010-02. Passed 8-9-10.)

**431.04 INCREASED CIVIL FINES.**

(a) Increased civil fines may be imposed for repeated violations by a person of any requirement or provision of this chapter. As used in this chapter, "repeat offense" means a second (or any subsequent) municipal civil infraction violation of the same



requirement or provision committed by a person within any 18-month period and for which the person admits responsibility or is determined to be responsible.

(b) The fine for a repeat offense shall be as follows: the fine for any offense which is a first repeat offense or any subsequent repeat offense shall be no less than twenty-five dollars (\$25.00) plus reimbursement to the City for charges assessed for the expense of the abatement, plus costs and other sanctions for each infraction. (Ord. 2002-05. Passed 7-8-02; Ord. 2010-02. Passed 8-9-10.)

CHAPTER 440  
Snowmobiles

440.01	Definitions.	440.07	Emergencies.
440.02	Prohibited operation.	440.08	Traffic regulations.
440.03	Permitted operation.	440.09	Authority of Council to restrict operation.
440.04	Equipment required.	440.10	Conflict of laws.
440.05	Unattended vehicles.	440.99	Penalty.
440.06	Registration and operator requirements.		

CROSS REFERENCES

Michigan Vehicle Code - see M.C.L.A. Secs. 257.1 et seq.; TRAF. Ch. 412  
 Traffic rules and regulations generally - see M.C.L.A. Secs. 257.601 et seq., 257.634 et seq.  
 Uniform Traffic Code - see M.C.L.A. Secs. 257.951 et seq.; TRAF. Ch. 410  
 Motorized scooters - see TRAF. Ch. 431  
 Off-road vehicles - see TRAF. Ch. 450  
 Golf carts - see TRAF. Ch. 451

**440.01 DEFINITIONS.**

As used in this chapter:

- (a) "Highway" or "street" means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.
- (b) "Operate" means to ride in or on and to control the operation of a snowmobile.
- (c) "Operator" means any person who operates or is in actual physical control of a snowmobile.
- (d) "Owner" means any person, other than a lienholder, having title to a snowmobile and entitled to the use or possession thereof.
- (e) "Person" means any individual, partnership, corporation, the State and any of its agencies or subdivisions, and any body of persons whether incorporated or not.

- (f) "Roadway" means that portion of a highway improved, designated or ordinarily used for vehicular travel. If a highway includes two or more separate roadways, the term roadway refers to any such roadway separately, but not to all such roadways collectively.
- (g) "Snowmobile" means any motorized vehicle designed for travel primarily on snow or ice and steered by wheels, skis or runners.  
(Ord. 407A. Passed 12-21-72.)

#### **440.02 PROHIBITED OPERATION.**

No person shall operate a snowmobile under the following circumstances within the Village:

- (a) On private property without express permission to do so from the owner or occupant of such property;
- (b) On public property without express provision or permission to do so by the proper public authority;
- (c) While under the influence of intoxicating liquor or narcotic drugs, barbitol or any derivative of barbitol;
- (d) In a manner so as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of other persons;
- (e) In a careless, reckless or negligent manner so as to endanger the safety of any person or the property of any other person;
- (f) During the hours from one-half hour after sunset to one-half hour before sunrise without displaying a lighted headlight and a lighted tail light; or
- (g) Without having such snowmobile registration as is required by State statute, except that this provision shall not apply to the operation of a snowmobile on private property by the owner of such private property or a member of his or her immediate family.  
(Ord. 407A. Passed 12-21-72.)

#### **440.03 PERMITTED OPERATION.**

(a) Between the hours of 7:00 a.m. and 11:00 p.m. snowmobiles may be operated within the Village limits at a speed not to exceed twenty miles per hour.

(b) Between the hours of 11:00 p.m. and 7:00 a.m. of the following day, snowmobiles may be driven on Village streets only to reach areas beyond the Village limits and then only at a speed not to exceed fifteen miles per hour leaving and returning. The route shall be the most direct route from the operator's residence.

(c) Snowmobiles shall be operated at the extreme right of the roadway, but shall not be operated on pedestrian sidewalks.

(d) A snowmobile may be operated on the roadway or shoulder when necessary to cross the Pigeon River Bridge, if the snowmobile is brought to a complete stop before entering the bridge in order to yield the right of way to highway moving vehicles.

(e) Snowmobile operators shall at all times yield the right of way to pedestrians and vehicular traffic.

(f) Snowmobiles may be operated upon a public highway or street when a duly constituted law enforcement officer of the Village has authorized such operation because of an emergency and because conventional motor vehicles cannot be used for transportation due to snow or other extreme highway conditions.

(Ord. 407A. Passed 12-21-72.)

#### 440.04 EQUIPMENT REQUIRED.

All snowmobiles operated within the Village shall have the following equipment:

(a) Mufflers which are properly attached and which reduce the noise of operation of the vehicle to the minimum noise necessary for operating the vehicle, and no person shall use a muffler cut-out, by-pass or similar device on such vehicle;

(b) Adequate brakes in good working condition and at least one headlight and one tail light; and

(c) A safety or so-called "dead-man" throttle in operating condition. A safety or dead-man throttle is defined as a device which causes the motor to be disengaged from the driving track when pressure is removed from the accelerator or throttle.

(Ord. 407A. Passed 12-21-72.)

#### 440.05 UNATTENDED VEHICLES.

No owner or operator of a snowmobile shall leave or allow a snowmobile to be or remain unattended on public property while the motor is running or with the keys for starting the vehicle left in the ignition.

(Ord. 407A. Passed 12-21-72.)

#### 440.06 REGISTRATION AND OPERATOR REQUIREMENTS.

Snowmobiles must be registered and operators must be licensed in conformity with current State law.

(Ord. 407A. Passed 12-21-72.)

#### 440.07 EMERGENCIES.

In the event of an emergency, the Township Fire Department, the Police Department, doctors and any other persons engaged in emergency tasks shall be exempt from the provisions of this chapter while proceeding to and coming from such emergency.

(Ord. 407A. Passed 12-21-72.)

#### 440.08 TRAFFIC REGULATIONS.

Each person operating a snowmobile shall strictly observe all traffic signs and

signals and all other traffic rules and regulations applicable thereto and shall obey the orders and directions of any police officer of the Village authorized to direct or regulate the traffic.

(Ord. 407A. Passed 12-21-72.)

440.09            AUTHORITY OF COUNCIL TO RESTRICT OPERATION.

Council may, by resolution, prohibit the operation of snowmobiles within the right of way of public roads or streets or on other Village property when, in its opinion, the public safety and welfare require it.

(Ord. 407A. Passed 12-21-72.)

440.10            CONFLICT OF LAWS.

In the event of a conflict between any of the provisions of this chapter and a provision of the Uniform Traffic Code for Cities, Townships and Villages, the provision of the Uniform Traffic Code for Cities, Townships and Villages shall control.

440.99            PENALTY.

Whoever violates or fails to comply with any of the provisions of this chapter is responsible for a civil infraction and shall be fined not more than one hundred dollars (\$100.00).

CHAPTER 450  
Off-Road Vehicles

450.01	Definitions.	450.03	Permitted operation.
450.02	Michigan Motor Vehicle Code.	450.99	Penalty.

CROSS REFERENCES

Michigan Vehicle Code - see M.C.L.A. Secs. 257.1 et seq.; TRAF. Ch. 412

Traffic rules and regulations generally - see M.C.L.A. Secs. 257.601 et seq., 257.634 et seq.

Uniform Traffic Code - see M.C.L.A. Secs. 257.951 et seq.; TRAF. Ch. 410

Motorcycles - see TRAF. Ch. 430

Motorized scooters - see TRAF. Ch. 431

Snowmobiles - see TRAF. Ch. 440

Golf carts - see TRAF. Ch. 451

**450.01 DEFINITIONS.**

As used in this chapter:

“Off-road vehicle (ORV)” means a motor-driven, off-road recreation vehicle capable of cross-country travel without benefit of a road or trail, on or immediately over land, snow, ice, marsh, swampland, or other natural terrain. ORV includes, but is not limited to, a multitrack or multi-wheel drive vehicle, an ATV, a three-wheel, or four-wheel vehicle, an amphibious machine, a ground effect air cushion vehicle, or other means of transportation deriving motive power from a source other than muscle or wind. ORV does not include a registered snowmobile, a farm vehicle being used for farming, a vehicle used for military, fire, emergency, or law enforcement purposes, a vehicle owned and operated by a utility company or an oil or gas company when performing maintenance on its facilities or on property over which it has an easement, a construction or logging vehicle used in performance of its common function, or a registered aircraft.  
(Ord. 2013-05. Passed 12-9-13.)

**450.02 MICHIGAN MOTOR VEHICLE CODE.**

Off-road vehicles shall also comply with all applicable laws under the Michigan Motor Vehicle Code.  
(Ord. 2013-05. Passed 12-9-13.)

**450.03 PERMITTED OPERATION.**

Off-road vehicles may be operated as follows:

- (a) All operators must wear a helmet approved by the Michigan DOT.
- (b) All operators must possess a valid Michigan driver's license.
- (c) Must be driven 20 m.p.h. or less; travel to and from town; driven in single file with the flow of traffic on the far right of the road in a manner which does not interfere with traffic; yield right-of-way to all pedestrians and vehicles; during the hours from 7:00 a.m. to 11:00 p.m. only; and crossing M25 only at a 45-degree angle.  
(Ord. 2013-05. Passed 12-9-13.)

**450.99 PENALTY.**

(a) Municipal civil infraction. Whoever violates or fails to comply with any of the provisions of this chapter is responsible for a municipal civil infraction and shall be subject to payment of a civil fine of no less than one hundred dollars (\$100.00). Repeat offenses under this chapter shall be subject to increased fines as provided below.

(b) Increased civil fines. Increased civil fines may be imposed for repeated violations by a person of any requirement or provision of this chapter. As used in this chapter, a repeat offense means a second (or any subsequent) municipal civil infraction violation of the same requirement or provision committed by a person within any 18-month period and for which the person admits responsibility or is determined to be responsible. The increased fine for a repeat offense shall be as follows:

- (1) The fine for any offense which is a first repeat offense shall be no less than two hundred fifty dollars (\$250.00).
- (2) The fine for any offense which is a second repeat offense or any subsequent repeat offense shall be no less than five hundred dollars (\$500.00).

(Ord. 2013-05. Passed 12-9-13.)

CHAPTER 451  
Operation of Golf Carts

451.01 Operation of golf carts on City streets.      451.99 Penalty.

CROSS REFERENCES

Michigan Vehicle Code - see M.C.L.A. Secs. 257.1 et seq.; TRAF. Ch. 412  
 Traffic rules and regulations generally - see M.C.L.A. Secs. 257.601 et seq., 257.634 et seq.  
 Uniform Traffic Code - see M.C.L.A. Secs. 257.951 et seq.; TRAF. Ch. 410  
 Motorcycles - see TRAF. Ch. 430  
 Motorized scooters - see TRAF. Ch. 431  
 Snowmobiles - see TRAF. Ch. 440  
 Off-road vehicles - see TRAF. Ch. 450

**451.01 OPERATION OF GOLF CARTS ON CITY STREETS.**

A person may operate a golf cart on City streets, subject to the following restrictions:

- (a) As used in this chapter, “golf cart” means a vehicle designed for transportation while playing the game of golf. A golf cart is not required to meet the vehicle safety requirements of a low-speed vehicle for approval under this chapter.
- (b) A person shall not operate a golf cart unless he or she is at least 16 years old and licensed to operate a motor vehicle and has in their immediate possession a valid driver’s license.
- (c) The operator of a golf cart shall comply with the signal requirements of M.C.L.A. 257.648 that apply to the operation of a vehicle.
- (d) A person operating a golf cart upon a roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.
- (e) Where a usable and designated path for golf carts is provided adjacent to a highway or street, a person operating a golf cart shall be required to use that path.



- (f) A person operating a golf cart shall not pass between lines of traffic, but may pass on the left of traffic moving in his or her direction in the case of a two-way street or on the left or right of traffic in an unoccupied lane, in the case of a one-way street.
- (g) A golf cart shall not be operated on a sidewalk constructed for the use of pedestrians.
- (h) A golf cart shall be operated at a speed not to exceed 15 miles per hour and shall not be operated on a highway or street with a speed limit of more than 30 miles per hours except to cross that highway or street.
- (I) A golf cart shall not be operated on City streets during the time period from one-half hour before sunset to one-half hour after sunrise.
- (j) The operator of a golf cart shall obey all sections pertaining to traffic in the Michigan Vehicle Code and the Uniform Traffic Code.
- (k) A person operating a golf cart or who is a passenger in a golf cart is not required to wear a crash helmet.
- (l) This chapter does not apply to a police officer in the performance of his or her official duties.
- (m) A golf cart operated on a City street under this chapter is not required to be registered under the Michigan Vehicle Code for purpose of Section 3101 of the Insurance Code of 1956, 1956 PA 218, M.C.L.A. 500.3101.
- (n) A golf cart shall not be used to carry more persons at one time than the number for which it is designed and equipped.
- (o) Golf carts shall not be operated on a road or street in a negligent manner, endangering any person or property, or obstructing, hindering, or impeding the lawful course of travel of any motor vehicle or the lawful use by any pedestrian of public streets, sidewalks, paths, trails, walkways or parks. In no event shall a person operate a golf cart at a rate of speed greater than is reasonable and proper, or in a careless manner, having due regard for conditions then existing.  
(Unno. Ord. Passed 8-6-18.)

#### **451.99 PENALTY.**

Violation of any provisions of this section shall be penalized as a civil infraction and subject to a fine of not more than five hundred dollars (\$500.00).  
(Unno. Ord. Passed 8-6-18.)

CHAPTER 460  
Street Obstructions and Special Uses

460.01 Parades and assemblages.                    460.99 Penalty.  
460.02 Skateboarding.

CROSS REFERENCES

Michigan Vehicle Code - see M.C.L.A. Secs. 257.1 et seq.;  
TRAF. Ch. 412  
Traffic rules and regulations generally - see M.C.L.A.  
Secs. 257.601 et seq., 257.634 et seq.  
Uniform Traffic Code - see M.C.L.A. Secs. 257.951 et  
seq.; TRAF. Ch. 410

**460.01 PARADES AND ASSEMBLAGES.**

(a) Permit Required. No person shall form, conduct, promote or organize any parade, public demonstration and/or public assembly on the highways, streets, alleys or other public grounds of the City, without first obtaining a permit therefor.

(b) Permit Application; Fee. Any person desiring such a permit shall make application therefor to the Police Department, which application shall be in writing and shall be signed by the person responsible therefor. Such application shall give the name and permanent address of the organization desiring the permit; the name, address and telephone number of the three highest officials in the organization; and the purpose of the permittee in parading, demonstrating and/or assembling.

**460.02 SKATEBOARDING.**

(a) No person shall operate a skateboard on Main Street (M-25) or any sidewalk along it. Skateboarding on Caseville Road and Michigan Street (Kinde Road) east of Main Street is also prohibited. No person shall operate in an unsafe or hazardous manner likely to cause harm to himself or herself or bystanders, or damage to the real or personal property of another. Skateboarders shall not interfere with traffic, or operate down the center of any street within the city.

(b) If an individual violates subsection (a) hereof, the Police Department may impound the skateboard for not more than thirty days in lieu of instituting a civil infraction action. In the case of a temporary impounding of the skateboard of a minor pursuant to this section, written notice, within a reasonable period of time of the impoundment, shall be given to the minor's parent or legal guardian in person, or by first class mail.

(Ord. 2015-04. Passed 7-13-15.)

**460.99 PENALTY.**

Whoever violates any of the provisions of this chapter is responsible for a civil infraction and shall be fined not more than one hundred dollars (\$100.00).

CHAPTER 470  
Watercraft

- 470.01 Speed limits on Pigeon River.            470.99 Penalty.  
470.02 Docking privileges on Pigeon  
River.

CROSS REFERENCES

- Municipal navigational facilities - see M.C.L.A. Secs. 281.541  
et seq.  
Marine Safety Act - see M.C.L.A. Secs. 281.1002 et seq.  
Harbor Master - see ADM. Ch. 248  
Dockage rental in Residence Districts - see GEN. OFF. 662.04  
Creating wakes as disorderly act - see GEN. OFF. 666.01(25)  
Village Harbor - see S.U. & P.S. Ch. 1062

470.01            SPEED LIMITS ON PIGEON RIVER.

(a) No operator of a vessel on the waters of the Pigeon River shall exceed a slow-no wake speed within the following area of such River: From a line extending from the Huron Yacht Club, in an area commonly referred to as the Tires, extending out and along a northerly direction 100 yards beyond the breakwall, Section 35, Town 18 north, Range 10 east, in the Village.

(b) The boundaries of the area described in subsection (a) hereof shall be marked with signs and with buoys. All buoys must be placed as provided in a permit issued by the Michigan Department of Natural Resources and be in conformity with the State Uniform Waterway Marking System.  
(Res. 96-13. Passed 2-12-96.)

470.02            DOCKING PRIVILEGES ON PIGEON RIVER.

(a) Council hereby extends docking privileges for the Huron County Sheriff's Department and for Michigan Department of Natural Resources (MDNR) water patrol boats on Village-controlled property, west of the access for handicapped persons, on the Pigeon River.

470.99 TRAFFIC CODE 44

(b) Council hereby grants permission to the Huron County Sheriff's Department and the MDNR to install a dock at the location specified in subsection (a) hereof.

(c) The MDNR shall be notified in writing of this section, with a copy of this section included.

(Res. 96-81. Passed 8-1-96.)

470.99 PENALTY.

Whoever violates any of the provisions of this chapter is responsible for a civil infraction and shall be fined not more than one hundred dollars (\$100.00).