

**ORDINANCE NO. 156**

**AN ORDINANCE TO ADOPT BY REFERENCE THE UNIFORM TRAFFIC CODE FOR CITIES, TOWNSHIPS AND VILLAGES AS HEREIN MODIFIED.**

**THE VILLAGE OF DECATUR, VAN BUREN COUNTY, MICHIGAN ORDAINS:**

**Section 1: 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 future amendments and revisions to the Uniform Traffic Code when they are promulgated and effective in this state, are hereby adopted by reference and as modified by this Ordinance.

**Section 2: References in Code.** References in the Uniform Traffic Code for Cities, Townships and Villages to a “governmental unit” shall mean the Village of Decatur, Van Buren County, Michigan.

**Section 3: Notice to be Published.** The Village Clerk of the Village of Decatur shall publish this Ordinance 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 office of the Clerk for inspection.

**Section 4: Additional Provision regarding limited parking on right-of-ways.** Said Uniform Traffic Code is hereby amended by adding thereto as Rule 810 the following provision concerning limited parking on right of ways in the Village of Decatur, Michigan:

No person shall stop, stand or park a motor vehicle or trailer on any part of the right-of-way for any public road, street, highway, public parking lot, alley or any place of public access maintained by the Village of Decatur, Michigan for vehicular use between the hours of 3:00 a.m. and 6:00 a.m. during the months of December, January, February and March of each year, except in such areas as may be specifically designated as overnight parking areas; and further except that portion of Phelps Street lying between Sherwood Street and St. Mary’s Street where parking shall be prohibited during the hours of 3:00 a.m. to 5:00 a.m. at all times. A person who violates this rule is responsible for a Civil Infraction and shall be subject to a Civil Fine and costs as hereinafter provided in Section 5 of this Ordinance. Each day that a violation continues shall be deemed a separate violation of this Ordinance.

**Section 5: Penalties.** Any person who violates a provision of the Uniform Traffic Code for Cities, Townships and Villages which is designated as a misdemeanor, shall be subject to a fine of not more than \$100.00 and costs of prosecution, or by imprisonment in the County Jail for a term not exceeding 90 days, or by both such fine and imprisonment in the discretion of the Court.

Any person who violates a provision of the Uniform Traffic Code for Cities, Townships and Villages which is designated as a Civil Infraction, or the provisions of Section 4 of this

Ordinance, shall be responsible for a Municipal Civil Infraction and subject to a Civil Fine not exceeding \$100.00 and costs, which may include all direct or indirect expenses to which the Village of Decatur has been put in connection with said violation. In no case, however, shall costs of less than \$9.00 or more than \$500.00 be ordered. Each day that a violation continues shall be deemed a separate violation.

**Section 6: Repeal Clause.** Ordinance No. 99 and all other Ordinances or parts thereof of the Village of Decatur, Michigan in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

**Section 7: Effective Date.** This Ordinance shall become effective the 1st day of January, 2003.

Adopted by the Village Council of the Village of Decatur, Michigan this 9th day of December, 2002.