

ORDINANCE 12 OF 2004 SNOW REMOVAL ORDINANCE

Section 1.

In accordance MCL 257.677a of the Michigan Motor Vehicle Code, a person shall not remove or cause to be removed, snow, ice or slush onto or across a roadway in a manner which obstructs the safety vision of the driver of motor vehicle; or deposit, or cause to be deposited snow, ice or slush on any roadway or highway.

Section 2.

In accordance with this Ordinance no person shall park or abandon any vehicle or other objects or occupy the right-of-way of a public street in any manner which interferes with snow removal or maintenance or which encumbers, obstructs or endangers the use of a public highway, street or alley.

Section 3.

From December 1st through March 30th of each year, no person shall park or abandon any vehicle, trailer or object, or occupy the street rights-of-way between the hours of 2 a.m. and 6a.m.

Section 4.

No person shall deposit on any public highway, street or alley, sidewalk, or right-of-way thereof, snow or ice which has been removed from private driveways or private property. No person shall place or plow snow toward an intersection thereby causing obstruction of sight for vehicular traffic at the intersection.

Section 5.

No person shall place or deposit on to any public sidewalk, street, alley or right-of-way, snow or ice which has been removed from private driveways or property that will impede pedestrian or vehicle movement.

Section 6.

No person shall place or deposit at any intersection snow, ice or slush which has been removed from private driveways or property that will block or obstruct vision at any intersection of vehicle traffic.

Section 7. Violations and Penalties.

Any person who violates any provision of this Ordinance shall be responsible for a municipal civil infraction as defined in Public Act 12 of 1994, amending Public Act 236 of 1961, being Sections 600.101-600.9939 of Michigan Compiled Laws, and shall be subject to a fine of not more than Five Hundred and 00/100 (\$500.00) Dollars. Each day this Ordinance is violated shall be considered a separate new violation.

Following the issuance of a municipal civil infraction citation, if a person fails to remove the vehicle, trailer, or object after being directed to do so by a police officer, the officer may have such vehicle removed and impounded at the owner's expense.

Section 8 - Enforcement Officials.

Any Police Officer of the Village of Suttons Bay or Leelanau County Sheriff's Department are hereby designated as the authorized officials to issue municipal civil infraction citations.

Section 9. Separate Enforcement Action.

In addition to enforcing this Ordinance through the use of a municipal civil infraction proceeding, the Village may have any vehicle parked within the street or alley right-of-way removed and impounded at the owner's expense. The Village may initiate proceedings in the Circuit Court to abate or eliminate the nuisance or any other violation of this Ordinance.

Section 10. Validity.

If any section, provision or clause of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not effect any remaining portions or application of this Ordinance which can be given effect without the invalid portion or application.

Section 11. Effective Date.

This Ordinance shall become effective twenty (20) days after enactment.

VILLAGE OF SUTTONS BAY

By: _____
Larry Mawby, Village President

By: _____
Dorothy Petroskey, Village Clerk

Date of Approval: _____

Date of Publication: _____

Effective Date: _____