

20.1100

**REGULATIONS OF VEHICLES ON SCHOOL PROPERTY
TOWNSHIP OF GRAND HAVEN, MICHIGAN
ord. no. 361 eff. Sept. 25, 2002**

An Ordinance to regulate the operation, parking without fees, and speed of motor vehicles upon the property of the Grand Haven Public Schools located within Grand Haven Charter Township, Ottawa County, Michigan, to provide penalties for violations, and to set forth the effective date of this Ordinance.

THE TOWNSHIP OF GRAND HAVEN, OTTAWA COUNTY, MICHIGAN,
ORDAINS:

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Sec. 1 PURPOSE AND INTENT

Public Act 175 of 1958, as amended, authorizes municipalities to adopt ordinances governing the operation, parking without fees, and the speed of motor vehicles upon properties of boards of education or school districts lying within such municipalities upon the request of the boards of education or school districts. The Board of Education of the Grand Haven Public Schools ("School District") adopted a resolution on June 3, 2002 requesting the Township to adopt an ordinance governing the operation, parking without fees (i.e., without fees payable to the Township), and the speed of motor vehicles upon the property of the School District lying within the municipal boundaries of the Township.

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Sec. 2 OPERATION OF VEHICLES

1. No person shall operate a motor vehicle over or upon property owned by the School District within the municipal boundaries of the Township except: (i) upon areas designed, constructed and maintained by the School District as streets, drives, roadways, or parking areas; or (ii) unless such motor vehicle has been duly authorized by the School District to enter upon the land.
2. No person shall operate a motor vehicle over or upon property owned by the School District within the municipal boundaries of the Township in any manner that, or during times when, such operation is prohibited by the School District as indicated in signs posted by the School District. This shall include (but not be limited to) following the indicated direction of vehicular traffic, such as one-way streets.
3. No person shall operate any motor vehicle upon any property owned by the School District within the municipal boundaries of the Township unless such person: (i) is licensed as an operator or chauffeur as required by Michigan Vehicle Code, Act 300, Public Acts of 1949, as amended; (ii) has a state issued instruction permit and is accompanied by a licensed operator or chauffeur who is actually occupying a seat beside the driver; or (iii) is

enrolled in a drivers training program sponsored by the School District and is accompanied by the program instructor who is actually occupying a seat beside the driver. No person shall fail to have his/her license or permit in his/her immediate possession when driving a motor vehicle on property owned by the School District within the municipal boundaries of the Township. Such license or permit shall be submitted for examination upon request by any law enforcement official.

4. No person shall operate, nor shall any owner knowingly permit any person to operate, upon property owned by the School District within the municipal boundaries of the Township any vehicle of a type required to be registered under the Michigan Vehicle Code, Act 300, Public Acts of 1949, as amended, which is not registered or for which a certificate of title has not been applied for or for which the appropriate fee has not been paid when and as required by the Michigan Vehicle Code (cited above), except as provided under Section 217 of the Michigan Vehicle Code, as amended. The certificate of registration shall at all times be carried in the vehicle to which it refers or shall be carried by the person driving or in control of such vehicle. The certificate shall be submitted for examination upon request by any law enforcement official.
5. No person shall operate, nor shall an owner knowingly permit to be operated, a motor vehicle upon property owned by the School District within the municipal boundaries of the Township without having his/her motor vehicle equipped with a valid registration plate issued for the vehicle by the Michigan Secretary of State for the current registration year, as provided in the Michigan Vehicle Code, Act 300, Public Acts of 1949, as amended. No person shall operate a motor vehicle upon property owned by the School District within the municipal boundaries of the Township displaying a registration plate other than the registration plate issued for the vehicle by the Michigan Secretary of State, except as provided under the Michigan Vehicle Code for non-residents or by assignment provided under Section 224(3) of the Michigan Vehicle Code, as amended.
6. No owner or operator of a motor vehicle who operates or permits its operation upon property owned by the School District within the municipal boundaries of the Township shall fail to produce, upon the request of any law enforcement official, evidence that the vehicle is an insured motor vehicle under chapter 31 of the Insurance Code of 1956, Act. No 218 of the Public Acts of 1956, being sections 500.3101 to 500.3179 of the Michigan Compiled Laws, as amended. No owner or operator of a motor vehicle shall fail to have motor vehicle insurance for the vehicle as required under chapter 31 of Act No. 218 of the Public Acts of 1956, as amended.

7. No person shall operate any motor vehicle upon property owned by the School District within the municipal boundaries of the Township, including (but not limited to) any area designated for the parking of vehicles, in a careless, reckless or negligent manner or in any other manner likely to endanger any person or property.
8. No person shall operate upon the property of the School District within the Township a motorized recreational vehicle, including (but not limited to), motorcycles, mini-bikes, snowmobiles, and motor scooters, for recreational purposes. For purposes of this subsection, the use of such motorized vehicles solely for the purpose of transporting persons to and from school grounds shall not be deemed to be recreational use. Notices large enough for a reasonably observant person to be able to read shall be posted by the School District in prominent locations upon such school grounds forbidding such recreational operation. Such notices shall read: "The recreational use of motorcycles, snowmobiles, mini-bikes and other recreational vehicles is prohibited on school grounds."

20.1103 Sec. 3 PARKING WITHOUT FEES

1. The School District, having jurisdiction over its property located in the Township, shall designate parking areas for its various properties located within the Township and shall cause lines or marks to be painted on the surface of such parking areas and/or signs posted to designate the spaces to be used for vehicular parking. The School District may designate separate parking areas for staff, students, and visitors. The School District may require parking permits for designated parking areas. No person shall park any vehicle except in a location designated as a parking area. No person shall park any vehicle across any lines or marks, or park any vehicle in such a way that the vehicle is not located within the area designated by such lines or markings unless the vehicle is too large to be confined in one space.
2. No person shall park, stand, or stop a motor vehicle on any property owned by the School District within the Township where lines, signs, or any other similar markings prohibit parking, standing or stopping. This shall include, but not be limited to, parking a motor vehicle in an otherwise permitted parking area during any time period when parking is specifically prohibited as indicated by signs posted by the School District, and specifically including fire lanes and the blocked use of fire hydrants.
3. No person shall park a motor vehicle on any property owned by the School District within the Township in a parking space clearly identified by an official sign as being reserved for use by handicappers, unless the vehicle displays a handicapper registration plate or sticker issued pursuant to Act 300 of the Public Acts of 1949, as amended, and unless the person is either a

handicapper, as described in Section 19a of Public Act 300 of 1949, as amended, or is parking the vehicle for the benefit of a handicapper.

4. While parking shall be without fees payable to the Township, no person who is required by the School District to purchase or otherwise secure a parking permit shall park upon the property of the School District within the Township without a valid permit being displayed on the vehicle in the manner required by the School District.

20.1104 Sec. 4 SPEED LIMITS

Any person operating a motor vehicle on School District property within the Township shall operate the vehicle at a careful, prudent speed, not greater than nor less than is reasonable and proper, having due regard for the traffic (both vehicular and pedestrian), the surface, and the width of the traffic lane in which the vehicle is traveling and of any other natural conditions then existing. In no event shall such person operate a motor vehicle on School District property at a speed greater than that which will permit the person to bring the vehicle to a stop within an assured clear distance. In no event shall the speed of any vehicle operated on School District property exceed 15 m.p.h. or such other speed as may be posted by the School District.

20.1105 Sec. 5 ADOPTION OF UNIFORM TRAFFIC BY REFERENCE

Pursuant to Act 62 of the Public Acts of 1956 (being MCL 257.951 *et seq*), as amended, the Uniform Traffic Code promulgated by the Director of the Michigan State Police is hereby adopted by reference for enforcement on all School District property to its full extent and not inconsistent with Sections 1 thru 4, both inclusive, above.

20.1106 Sec. 6 PENALTIES AND ENFORCEMENT

All violations of this ordinance are declared to be municipal civil infractions, as provided for in Grand Haven Township Municipal Civil Infraction Ordinance. In addition to issuing municipal civil infraction citations, any deputy sheriff of the Ottawa County Sheriff's Department, or any Michigan State Police officer, shall have the authority to remove and tow away, or have removed and towed away by a commercial towing service, any vehicle parked in violation of this ordinance where such parked vehicle (a) constitutes a traffic hazard, (b) blocks the use of a fire hydrant, (c) obstructs or may obstruct the movement of any emergency vehicle, (d) is parked in a designated fire lane. Cars so towed away for illegal parking shall be stored in a safe place. Cars towed away for illegal parking shall be restored to the owner or operator of such car upon payment of any fine imposed pursuant to this Ordinance and the reasonable towing and storage charges.

20.1107 Sec. 7 REPEAL

All resolutions, ordinances, orders or parts thereof in conflict in whole or in part with any of the provisions of this Ordinance, to the extent of such conflict, are hereby repealed.

20.1108 Sec. 8 SEVERABILITY

This Ordinance and the various sections, subsections, sentences, phrases, and clauses are declared to be severable. If any section, subsection, sentence, phrase or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be effected.

20.1109 Sec. 9 EFFECTIVE DATE

This Ordinance was approved and adopted by the Township Board of Grand Haven Charter Township, Ottawa County, Michigan, on August 26, 2002, 2002, after introduction and a first reading on August 12, 2002, and publication after first reading as required by Act 359 of the Michigan Public Acts of 1947, as amended. This Ordinance shall be effective on September 25, 2002.