

30.0600

**CLEAR VISION
TOWNSHIP OF GRAND HAVEN, MICHIGAN
ord. no. 449 eff. Apr. 27, 2008**

An Ordinance to provide clear vision requirements for the intersections formed in whole or in part by Private Streets, Public Streets, Driveways, and Sidewalks or Paths; and to provide penalties for the violation of these requirements.

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

30.0601

Sec. 1 TITLE

This Ordinance shall be known and referred to as the Grand Haven Charter Township Clear Vision Ordinance.

30.0602

Sec. 2 DEFINITIONS

In the enforcement and interpretation of this Ordinance, the following words, terms, or phrases are defined as stated below, unless specifically stated otherwise in context.

1. **DRIVEWAY** shall be defined as defined in the Township's Private Roads and Driveways Ordinance, as amended.
2. **SIDEWALK OR PATH** shall be defined as defined in the Township's Sidewalks and Paths Ordinance, as amended.
3. **STREET, PRIVATE** shall be defined as defined in the Township's Zoning Ordinance, as amended.
4. **STREET, PUBLIC** shall be defined as defined in the Township's Zoning Ordinance, as amended.
5. **TOWNSHIP** shall be defined as Grand Haven Charter Township, Ottawa County, Michigan.

30.0603

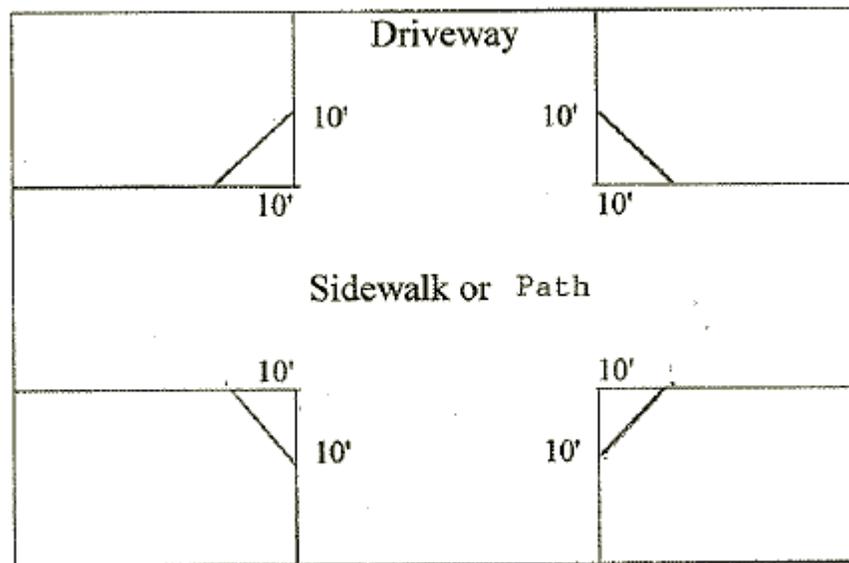
**Sec. 3 INTERSECTION OF DRIVEWAYS AND PRIVATE
STREETS WITH PUBLIC STREETS**

When a Driveway, Private Street or Public Street intersects a Public Street, the sight distances set forth in Detail No. 1 shall be satisfied. Those sight distances have been previously established by the Ottawa County Road Commission for the intersection of Public Streets, and they are incorporated into this Ordinance by the Township.

30.0604

Sec. 4 INTERSECTION OF DRIVEWAYS WITH SIDEWALKS OR PATHS

1. When a Driveway intersects with a Sidewalk or Path, no wall, shrubbery, sign or other vision obstruction (including elevated ground level) shall be erected or maintained at a height of two feet above the grade of the intersection of the Driveway with the Sidewalk or Path.
2. This prohibition in subsection 1 shall apply to each triangular area formed at the intersection of a Driveway with a Sidewalk or Path. A straight line shall be drawn between the traveled portion of a Driveway and the traveled portion of a Sidewalk or Path, at a distance of 10 feet from their point of intersection, to form each triangle.



3. A fence which does not obstruct more than 25 percent of the vertical plane of vision shall not be prohibited by this Section.
4. This Section shall only apply to intersections of Driveways with Sidewalks or Paths which are created after the effective date of this Ordinance.

30.0605

Sec. 5 EXCEPTIONS

The Township Board of Trustees shall have discretion to grant exceptions to the requirements of this Ordinance when the strict application of the literal terms of this Ordinance would impose an undue hardship, or when the strict application of the literal terms of this Ordinance would result in practical difficulties. However, it is the general purpose of this Ordinance to protect the public health, safety, and welfare, and it is therefore anticipated that such exceptions should be rarely granted.

30.0606 Sec. 6 SEVERABILITY AND CAPTIONS

This Ordinance and its various parts, sections, subsections, sentences, phrases, and clauses are severable. If any part, section, subsection, sentence, phrase, or clause is adjudged unconstitutional or invalid, the remainder of this Ordinance shall not be affected. The captions included at the beginning of each section are for convenience only and shall not be considered as part of this Ordinance.

30.0607 Sec. 7 ADMINISTRATIVE LIABILITY

No officer, agent, employee, or member of the Board shall be personally liable for any damage that may occur to any person as a result of any act, decision, or other consequence or occurrence arising out of the discharge of duties and responsibilities pursuant to this Ordinance.

30.0608 Sec. 8 VIOLATIONS

Any person, firm, or corporation which violates the provisions of this Ordinance shall be responsible for a municipal civil infraction. The penalty for a violation of this Ordinance shall be a civil fine of not less than fifty dollars (\$50.00), plus costs and other sanctions. Increased civil fines may be imposed for repeat violations of this Ordinance. A "repeat violation" of this Ordinance is a second or subsequent violation of this Ordinance within six (6) months of a prior violation of this Ordinance. The penalty for a violation of this Ordinance which is a first repeat violation shall be a civil fine of not less than two hundred fifty dollars (\$250.00), plus costs and other sanctions. The penalty for a violation of this Ordinance which is a second or subsequent repeat violation shall be a civil fine of not less than five hundred dollars (\$500.00), plus costs and other sanctions. The Township Supervisor, Township Superintendent, any law enforcement officer of the Township or the Ottawa County Sheriff's Department or the Michigan State Police, and the Township Attorney are authorized to issue municipal civil infraction citations for violations of this Ordinance.

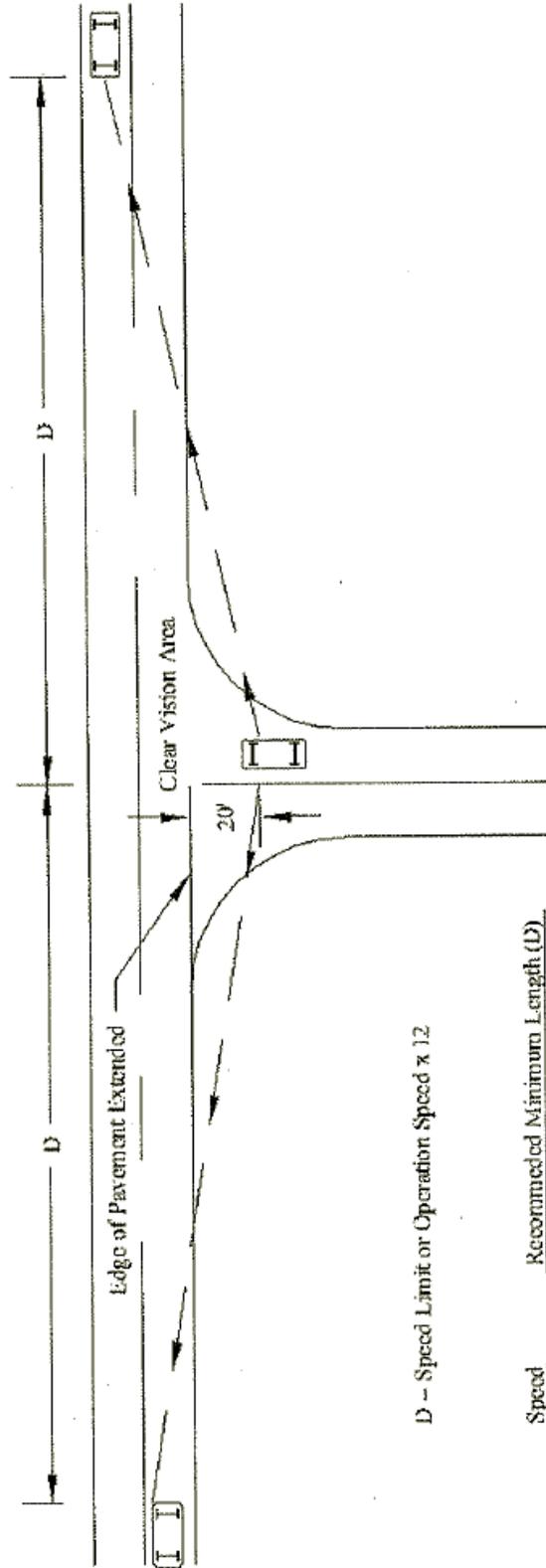
30.0609 Sec. 9 REPEAL

All ordinances or parts of ordinances which are in conflict in whole or in part with any of the provisions of this Ordinance as of the date of this Ordinance are repealed to the extent of such conflict.

30.0610 Sec. 10 EFFECTIVE DATE

This Ordinance was approved and adopted by the Township Board on March 24, 2008, after its introduction and first reading on March 10, 2008, and after its publication in the manner provided by Public Act 359 of 1947, as amended. This Ordinance shall take effect on April 27, 2008, which date is thirty (30) or more days after publication of a Notice of Adoption in a newspaper of general circulation in the Charter Township of Grand Haven.

RECOMMENDED MINIMUM DRIVEWAY AND INTERSECTION SITE DISTANCE



D = Speed Limit or Operation Speed x 12

Speed	Recommended Minimum Length (D)
30 Mph	360'
35 Mph	420'
40 Mph	480'
45 Mph	540'
50 Mph	600'
55 Mph	660'
60 Mph	720'

Detail No. 1

OTTAWA COUNTY ROAD COMMISSION	SHEET NO. 9	REV. NO.	DATE: 11-15-01	REF: OAKBROOK HIGHLAND DRIVEWAY AND INTERSECTION SITE DISTANCE
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