

Chapter 33

TRAFFIC AND MOTOR VEHICLES*

* **Cross References:** Any ordinance prescribing traffic and parking restrictions pertaining to specific streets saved from repeal, § 1-6(9); police department, § 2-101 et seq.; mobile homes and recreational vehicles, Ch. 17; litter thrown by persons in vehicles, § 18-51; truck loads causing litter, § 18-52; unlawful noise from horns and signal devices, § 18-88; unlawful noise from engine exhausts, § 18-94; offenses, Ch. 19; throwing objects from vehicles, § 19-130; throwing objects towards vehicles, § 19-131; access and traffic at outdoor assemblies, § 20-29(10); signs, Ch. 26.

State Law References: Michigan vehicle code, MCL 257.1 et seq., MSA 9.1801 et seq.; regulation by local authorities, MCL 257.605, 257.606, 257.610, MSA 9.2305, 9.2306, 9.2310.

Art. I. In General, §§ 33-1--33-15

Art. II. Uniform Traffic Code, §§ 33-16--33-35

Art. III. Parking, Stopping and Standing, §§ 33-36--33-65

Div. 1. Parking in Business Districts, §§ 33-36--33-47

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ARTICLE I.

IN GENERAL

Sec. 33-1. Code, amendment and revisions adopted.

The Michigan Vehicle Code, 1949 PA 300, MCL 257.1 to 257.923, and all past and future amendments and revisions to the Michigan Vehicle Code when they are effective in this state are incorporated and adopted by reference. Nothing herein shall affect the previous adoption of the Uniform Traffic Code for Cities, Townships and Villages and traffic control orders issued thereunder.
(Ord. No. 594, § 1, 5-1-00; Ord. No. 649, § 1, 10-6-03)

Sec. 33-2. References in code.

References in the Michigan Vehicle Code to "local authorities" shall mean the city.
(Ord. No. 594, § 1, 5-1-00)

Sec. 33-3. Notice to be published.

The city clerk shall publish sections 33-1--33-4 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. No. 594, § 1, 5-1-00)

Sec. 33-4. Penalties.

The penalties provided by the Michigan Vehicle Code are 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 (93) days.
(Ord. No. 594, § 1, 5-1-00)

Secs. 33-5--33-15. Reserved.

ARTICLE II.

UNIFORM TRAFFIC CODE*

* **Editors Note:** Ord. No. 645, § 1, adopted Oct. 6, 2003, repealed article II, sections 33-16--33-18, 33-18.010--33-18.530, in its entirety. Ord. No. 646, § 1, adopted Oct. 6, 2003, added a new article II, sections 33-16--33-19 and Ord. No. 647, § 1, adopted Oct. 6, 2003, added new sections 33-20--33-20.160. Former article II pertained to similar material and derived from the Code of 1977, §§ 10.1, 10-2, 10.4, 10.22; Ord. No. 377, §§ 10-1, 10.4, adopted June 1, 1981; Ord. No. 401, § 1, adopted Jan. 4, 1983; Ord. No. 434, adopted June 3, 1985; Ord. No. 461, § 1, adopted Oct. 16, 1989; Ord. No. 484, § 1, adopted Sept. 3, 1991; Ord. No. 488, adopted Feb. 3, 1992; Ord. No. 489, § 1, adopted Feb. 18, 1992; Ord. No. 514, § 1, adopted Jan. 3, 1994; Ord. No. 519, § 1, adopted March 7, 1994; Ord. No. 548, § 1, adopted Nov. 20, 1995; Ord. No. 557, § 1, adopted July 15, 1996; Ord. No. 562, § 1, adopted April 7, 1997; Ord. No. 588, § 1, adopted Oct. 4, 1999; Ord. No. 589, § 1, adopted Oct. 4, 1999.

Sec. 33-16. 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 incorporated by reference.
(Ord. No. 646, § 1, 10-6-03)

Sec. 33-17. References in code.

References in the Uniform Traffic Code for Cities, Townships, and Villages to a "governmental unit" shall mean the City of Owosso.
(Ord. No. 646, § 1, 10-6-03)

Sec. 33-18. Penalties.

The penalties provided by the Uniform Traffic Code for Cities, Townships, and Villages are adopted by reference.

(Ord. No. 646, § 1, 10-6-03)

Sec. 33-19. Notice to be published.

The city clerk 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.

(Ord. No. 646, § 1, 10-6-03)

Sec. 33-20. Amendments.

Sections 33-20.010 through 33-20.160 amend, delete or add sections and subsections to the Uniform Traffic Code for cities, townships, and villages, hereinafter referred to as the U.T.C.

(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.010. Unlawful use of license; violation punishable as misdemeanor.

(1) It is unlawful for any person to display or cause or permit to be displayed or to have in his or her possession any operator's or chauffeur's license knowing the same to be fictitious or to have been cancelled, revoked, suspended, or altered.

(2) The violation of this section is punishable as a misdemeanor.

(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.020. Sudden acceleration.

No person operating any motor vehicle shall suddenly accelerate such vehicle at a speed so as to cause any tire on the vehicle to spin against the surface of the street or throw rocks, dust, or debris to the rear of said vehicle.

(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.030. Windshields; obstructions; cleaning devices; wipers; additional equipment; violations as civil infractions.

No person shall drive any motor vehicle with the windows so damaged or with any sign, poster, or other nontransparent material upon the front windshield, sidewings, side or rear windows of such vehicle so as to obstruct the driver's clear view of the street, or any intersecting street, or with any dangling ornament or other suspended object, except as authorized by law, which in any way obstructs the vision of the driver of the vehicle. No person shall drive any motor vehicle without first removing, snow, ice, or frost from the front windshield, side or rear windows of such vehicle.

(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.040. Current regulations and traffic control orders.

All intersection stops and yield right-of-way requirements, regulations on stopping, standing or parking; one-way streets, roadways or alleys; crosswalks; restricted turns; through streets; play streets; angle parking; parking meter zones; all night parking restrictions; curb loading zones; speed limits and other traffic control orders or devices heretofore established hereunder shall remain effective until rescinded or modified as herein provided.

(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.050. Manual and specifications for traffic-control devices.

All traffic-control signs, signals and devices shall conform to the official Michigan manual of uniform traffic-control devices or shall be approved by the council. All signs and signals required by this code for a particular purpose shall, so far as practicable, be uniform as to type and location throughout this governmental unit. All traffic-control devices so erected and not inconsistent with the provisions of state law or this code shall be official traffic-control devices.

(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.060. Restriction of trucks and commercial vehicles upon use of streets.

(1) No person shall operate, or stop, stand, or park any truck or commercial vehicle with a gross weight in excess of five (5) tons or in excess of twenty-two (22) feet in length on any street in the city except on state trunklines or in the central business district, as defined by traffic control order, or on streets designated as truck routes by traffic control order and signs shall be erected on such streets so designating the same as truck routes.

(2) No provisions of this section shall prohibit:

(a) The operation of emergency vehicles upon any street in the city.

(b) The operation of trucks owned or operated by the city, public utilities, any contractor or material man while engaged in the repair, maintenance or construction of streets, street improvements or street utilities within reasonable vicinity of such repair, maintenance, or construction.

(c) The operation of a truck upon any officially established detour in any case where such truck could lawfully be operated upon the street for which such detour is established.

(d) Any truck which is taking departure from or proceeding to a destination on a prohibited street from operating on such prohibited streets as may be reasonably necessary in traveling to and from, as the case may be, the nearest street intersection on a street wherein such truck is permitted to operate.

(e) Any truck while engaged in one (1) or more local pickups or deliveries from using such prohibited streets as may be reasonably necessary in so doing, provided that such truck shall upon completion of the last pickup or delivery, return by the shortest route to the nearest street upon which it is permitted to operate.

(3) It shall be the duty of any person who shall be driving or in charge or control of any truck which may at that time be upon any street in the city upon which truck travel is limited or restricted, upon the demand of any police officer, to proceed to any public or private scale available for the purpose of weighing and determining whether the weight thereof is in excess of the weight limit permitted upon such street.

(4) A person who violates this section is responsible for a civil infraction.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.070. Operation in parks prohibited.

No motorcycles or all-terrain vehicles shall be operated within the city limits except upon public streets and public rights-of-way. No motorcycles or all-terrain vehicles shall be operated in any public parks owned by the city, whether such public park is located inside or outside the corporate limits.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.080. Parking in residential areas.

No parking shall be permitted on any portion of any residential lot extending between the residential structure and the street except upon a driveway area presently existing to the side of the home. No concrete, black top, gravel or hardsurface materials for parking purposes shall be placed in the front yard area of any residential lot; provided, however, a special permit for such parking may be granted under the provisions of section 38-380 of the Code of Ordinances.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.090. Parking prohibited in specified places.

(1) A vehicle shall not be parked, except if necessary to avoid conflict with other traffic or in compliance with the law or the directions of a police officer or traffic-control device, in any of the following places:

- (a) Within two hundred (200) feet of an accident at which a police officer is in attendance;
- (b) In a parking lot of a private business establishment without patronizing the establishment or drive a motor vehicle repeatedly in and out of said lot without patronizing said establishment, except with the express permission of the owner of said premises or his or her authorized representative.

(2) A person who violates this section is responsible for a civil infraction.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.100. Blocking, obstructing, impeding, or otherwise interfering with traffic prohibited; violation as civil infraction.

(1) A person without authority shall not block, obstruct, impede, or otherwise interfere with the normal flow of vehicular or pedestrian traffic on a public street or highway by means of a barricade, object,

device, or with his or her person. This section does not apply to persons who maintain, rearrange, or construct public utilities in, or adjacent to, a street or highway.

(2) It shall be unlawful for any person to drive or park a motor vehicle upon the city streets, alleys, or any other place open to the general public, including those areas designated for the parking of motor vehicles, in a manner that impedes or obstructs the free and orderly flow of vehicular or pedestrian traffic thereon.

(3) It shall be unlawful for any person to drive a motor vehicle in and out of the premises of a drive-in establishment repeatedly and without patronizing the establishment, or to park on such premises without utilizing the services offered.

(4) Leading or following other vehicles in a circular or continuous pattern on the public streets or within the public parking lots of the city, during periods of congested traffic, shall be deemed to be impeding the free and orderly flow of traffic.

(5) A person who violates the section is responsible for a civil infraction.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.110. Snowmobiles; operation on designated public and private property.

A snowmobile shall be operated within corporate limits of this governmental unit only on public property and private property open to the public which has been so designated by the governing body of this governmental unit, or on property owned or under the control of the owner of the snowmobile.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.120. Snowmobiles; operation between midnight and 6:00 a.m.

A person shall not operate a snowmobile within one hundred (100) feet of a dwelling between 12:00 midnight and 6:00 a.m. at a speed greater than the minimum required to maintain forward movement of the snowmobile.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.130. Snowmobile; lights.

A snowmobile shall be equipped with one (1) headlight and one (1) taillight. The lights shall be lighted when the snowmobile is being operated between the hours from one-half (1/2) hour after sunset to one-half (1/2) hour before sunrise.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.140. Snowmobile; muffler.

(1) A snowmobile shall be equipped with a muffler in good working order and from which noise emission at fifty (50) feet at right angles from the vehicle path under full throttle does not exceed eighty-six (86) dba decibels on the "a" scale, on a sound meter that has characteristics defined by American standards association S1.4 of 1966 entitled "General Purpose Sound Meter."

(2) This section does not apply to a snowmobile that is being used in an organized race on a course which is used solely for racing.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.150. Snowmobiles; operation on roadway prohibited; exceptions.

- (1) A person shall not operate a snowmobile on any roadway within the corporate limits of this governmental unit, with the following exceptions:
- (a) The chief of police or an individual designated by the chief of police is hereby authorized to permit the operation of a snowmobile on a roadway when, because of snow or other extreme roadway conditions, conventional motor vehicles cannot be used for necessary transportation.
 - (b) A snowmobile may be operated on a roadway when necessary to cross the roadway or to cross a bridge or culvert. The snowmobile shall be brought to a complete stop before entering onto the roadway, and the operator shall yield the right-of-way to a vehicle approaching on the roadway.
 - (c) A snowmobile may be operated on a roadway only for a distance of not more than five hundred (500) feet while traveling to an area approved for snowmobile use or between two (2) approved areas.
- (2) A person shall not operate a snowmobile in any of the following locations:
- (a) In a forest nursery or a planting area or, if vegetation might be damaged, on public lands which are posted or which are reasonably identifiable as an area of forest reproduction or as a natural dedicated area in Michigan's lower peninsula.
 - (b) On the frozen surface of public waters within one hundred (100) feet of a person, including a skater, who is not in or on a snowmobile, or within one hundred (100) feet of a fishing shanty or shelter, except at the minimum speed required to maintain forward movement of the snowmobile, or in an area that has been cleared of snow for skating purposes, unless the area is necessary for access to the public water.
 - (c) In an area in which public hunting is permitted during the season open to the taking of deer with firearms from 7:00 a.m. to 11:00 a.m. and from 2:00 p.m. to 5:00 p.m., except during an emergency; for law enforcement purposes; to go to and from a permanent residence or a hunting camp otherwise inaccessible by a conventional wheeled vehicle; for the conduct of necessary work functions involving land and timber survey, communication and transmission line patrol, and timber harvest operations; or on the person's own property, property under the person's control, or property on which the person is an invited guest.
 - (d) On or across a cemetery or burial ground.
 - (e) Within one hundred (100) feet of a slide, ski, or skating area. A snowmobile may enter such an area for the purpose of servicing the area or for medical emergencies.

(f) On a railroad or railroad right-of-way, except when the railroad, a public utility, or a law enforcement employee is performing an official duty.

(3) A person shall not transport a bow or a firearm on a snowmobile unless the bow is unstrung or the firearm is securely encased or equipped with, and made inoperative by, a manufactured, key-locked, trigger-housing mechanism.
(Ord. No. 647, § 1, 10-6-03)

Sec. 33-20.160. Riding on sidewalks.

(1) No person shall ride a bicycle or skateboard upon any sidewalk within a business district or in a school zone or on any other sidewalk or highway when official traffic devices or signs are posted prohibiting the riding of bicycles or skateboards thereon. When any person is riding a bicycle or skateboard upon a sidewalk, such person shall yield the right-of-way to any pedestrian, and if necessary, the person riding such bicycle or skateboard shall dismount and vacate the sidewalk in order to prevent a collision, and any person riding a bicycle or skateboard upon the sidewalk must have the bicycle or skateboard under control at all times.

(2) It shall be unlawful for any person riding a bicycle or skateboard on the sidewalk to attempt to pass another rider or person going in the same direction on the sidewalk without giving an alarm by audible signals a reasonable distance before overtaking and/or passing such pedestrian and until it becomes evident that the person so warned is aware of the approach of such person riding the bicycle or skateboard.

(3) A person who violates this section is responsible for a civil infraction.
(Ord. No. 647, § 1, 10-6-03)

Secs. 33-21--33-35. Reserved.

ARTICLE III.

**PARKING, STOPPING
AND STANDING***

* **Editors Note:** Ord. No. 480, § 1, adopted Mar. 18, 1991, amended this article in its entirety by adding new provisions to read as set out in Div. 1, §§ 33-36--33-47 and by renumbering former §§ 33-46--33-51 of Div. 2 as §§ 33-48--33-53.

Cross References: Overnight parking of recreational vehicles in public places, § 17-18; emergency parking of recreational vehicles, § 17-19; parking at outdoor assemblies, a 20-29(11); P-1 vehicular parking districts, § 83-331 et seq.; off-street parking requirements, § 38-380.

State Law References: Authority to regulate parking, stopping and standing, MCL 257.606(1)(a), MSA 9.2306(1)(a).

DIVISION 1.

**PARKING IN
BUSINESS DISTRICTS**

Sec. 33-36. Purpose.

It is the purpose of this division to regulate and restrict the parking of vehicles within the downtown business district and the westtown business district of the city. The provisions of this division shall be applicable to all streets, alleys, parking lots and other public places.

(Ord. No. 480, § 1, 3-18-91)

Sec. 33-37. Definitions.

(a) Unless the context specifically indicates otherwise, the meanings of terms used in this division shall be as follows:

Business districts means and includes the downtown business district and the westtown business district.

Downtown business district means and includes all that area bounded on the north by Williams Street, on the east by Park Street, and on the west and south by the Shiawassee River, including both sides of all streets referenced as boundary streets within this definition.

Parking means and includes parking, stopping and standing as those terms are defined in the Uniform Traffic Code.

Parking lot means an area of land, whether or not improved, controlled by the city and available for use by the general public for the purpose of parking vehicles.

Westtown business district means and includes all that area bounded on the north by a line one hundred ninety-eight (198) feet north of the north line of Main Street, on the east by Cedar Street, on the west by State Street and on the south by a line one hundred thirty-two (132) feet south of the south line of Main Street, including both sides of all streets referenced as boundary streets within this definition.

(b) Unless the context specifically indicates otherwise, terms other than those defined in section 33-37(a) shall have the meanings ascribed to them in the Uniform Traffic Code.

(Ord. No. 480, § 1, 3-18-91)

Sec. 33-38. Parking in designated space.

Vehicles parked in the business districts defined in this division shall park within spaces designated for that purpose.

(Ord. No. 480, § 1, 3-18-91)

Sec. 33-39. Parking time limits.

Unless otherwise regulated or restricted by traffic-control orders approved pursuant to the provision of section 33-43, it shall be unlawful and a violation of this division to:

- (1) Park or stop one's vehicle in any parking space in the business district between the hours of 3:00 a.m. and 6:00 a.m.;
- (2) Park or stop one's vehicle in any parking space in the business districts for a period of time in

excess of two (2) hours Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m.
(Ord. No. 480, § 1, 3-18-91; Ord. No. 485, § 1, 9-16-91)

Sec. 33-40. Parking meters.

The chief of police is authorized to install and maintain parking meters adjacent to spaces designated as parking meter spaces in traffic-control orders approved pursuant to the provisions of section 33-43. Each parking meter shall be installed and set to display a signal showing legal parking upon deposit therein of the proper coin or coins of the United States and upon putting the meter in operation, as indicated by instructions on the meter, and for a period of time conforming to the limit of parking time which has been or may be established for the space for which the parking meter is installed, such signal to remain in evidence until expiration of the parking period so designated, at which time a raising of the signal or some other mechanical operation shall indicate expiration of the parking period.
(Ord. No. 480, § 1, 3-18-91)

Sec. 33-41. Parking meter fees.

The city council shall from time to time by resolution establish the fees to be charged for parking in a parking meter space.
(Ord. No. 480, § 1, 3-18-91)

Sec. 33-42. Leased parking spaces.

(a) The city council may designate by traffic-control order approved pursuant to section 33-43 those spaces within city parking lots which may be leased for periods of time not exceeding one (1) year for private and exclusive use by the persons to whom the spaces are leased.

(b) The chief of police shall promulgate rules and regulations governing the leasing of spaces in city parking lots, including the fees to be charged for such lease, which rules and regulations shall be approved by resolution by the city council.

(c) The chief of police shall have the authority to impound and tow any vehicle which has been parked in any parking space leased to another person.
(Ord. No. 480, § 1, 3-18-91)

Sec. 33-43. Traffic-control orders.

(a) Regulations and restrictions related to parking, including areas where parking is permitted or prohibited, the length of time which vehicles may park, hours when parking is permitted or prohibited, areas where parking meters shall be installed, spaces which are available for lease and the like, shall be established by adoption of traffic-control orders. Such traffic-control orders shall be promulgated and adopted in the same manner as is provided for the promulgation and adoption of traffic-control orders pursuant to the Uniform Traffic Code.

(b) Traffic-control orders regulating or restricting parking in the business districts as defined in this division which were in effect on the effective date of this division shall remain in effect until they are amended,

repealed or superseded by subsequent traffic-control orders.
(Ord. No. 480, § 1, 3-18-91)

Sec. 33-44. Signs.

Notwithstanding anything contained in this division to the contrary, the provisions of this division shall not be enforced with regard to any streets, alleys or parking lots located within the business districts as defined for which there is not first posted an appropriate sign or signs giving notice of the applicable parking regulations and restrictions.

(Ord. No. 480, § 1, 3-18-91)

Sec. 33-45. Violations designated.

It is a violation of this division for any person to:

- (1) Cause, allow, permit or suffer any vehicle registered in the name of such person or operated by such person to be parked overtime or beyond the period of legal parking time established for any parking space;
- (2) Cause, allow, permit or suffer any vehicle registered in the name of such person or operated by such person to be parked overtime or beyond the period of legal parking time established for any parking meter space;
- (3) Deposit or cause to be deposited in a parking meter a coin for the purpose of increasing or extending the parking time of any vehicle beyond the legal maximum parking time which has been established for the parking space adjacent to which the parking meter is placed;
- (4) Permit a vehicle to remain or be placed in any parking space adjacent to any parking meter while the parking meter is displaying a signal indicating violation;
- (5) Deposit or cause to be deposited in any parking meter any slug, device or substitute for a coin of the United States;
- (6) Deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this chapter;
- (7) Cause, allow, permit or suffer any vehicle registered in the name of such person or operated by such person to be parked in any parking space leased to another person;
- (8) Move a vehicle from one (1) parking space to any other parking space solely for the purpose of evading time limitations on parking. There shall be a rebuttable presumption that any person employed or working in the business districts as defined who moves a vehicle from one (1) parking space to another and then returns directly or indirectly to work has moved such vehicle for the purpose of evading time limitations on parking.

(Ord. No. 480, § 1, 3-18-91)

Sec. 33-46. Exception for commercial vehicles and trailers.

The provisions of this division shall not apply to commercial vehicles or trailers parked while actually making deliveries or while engaged in and necessary to other types of commercial activity occurring within the business districts defined in this division.
(Ord. No. 480, § 1, 3-18-91)

Sec. 33-47. Penalties for violations.

Penalties for violations of the provisions of this division relating to parking of vehicles shall be those as are listed in section 33-53. All other violations shall be subject to the penalties permitted pursuant to the provisions of section 1-8 of this Code.
(Ord. No. 480, § 1, 3-18-91)

DIVISION 2.

PARKING VIOLATIONS BUREAU*

* **State Law References:** Authority to establish a parking violations bureau, MCL 600.8395, MSA 27A.8395.

Sec. 33-48. Bureau established.

A parking violations bureau is hereby established within the city for the purpose of handling alleged parking violations. The parking violations bureau shall be under the supervision and control of the police chief.
(Code 1977, § 10.71; Ord. No. 480, § 1, 3-18-91)

Sec. 33-49. Location.

The city manager shall, subject to the approval of the council, establish a convenient location for the parking violations bureau, appoint qualified city employees to administer the bureau, and adopt rules and regulations for the operation thereof.
(Code 1977, § 10.72; Ord. No. 480, § 1, 3-18-91)

Sec. 33-50. Disposition of violations.

Violations not scheduled in section 33-53 shall not be disposed of by the parking violations bureau. The fact that a particular violation is scheduled shall not entitle the alleged violator to disposition of the violation at the bureau, and in any case, the person in charge of the bureau may refuse to dispose of such violation, in which case any person having knowledge of the facts may make a sworn complaint before any court having jurisdiction of the offense as provided by law.
(Code 1977, § 10.73; Ord. No. 480, § 1, 3-18-91)

Sec. 33-51. Procedure.

No violation may be settled at the parking violations bureau except at the specific request of the alleged

violator. No penalty for any violation shall be accepted from any person who denies having committed the offense and in no case shall the person who is in charge of the bureau determine, or attempt to determine, the truth or falsity of any fact or matter relating to such alleged violation. No person shall be required to dispose of a parking violation at the parking violations bureau and all persons shall be entitled to have any such violation processed before a court having jurisdiction thereof if they so desire. The unwillingness of any person to dispose of any violation at the parking violations bureau shall not prejudice him or her or in any way diminish the rights, privileges and protection accorded to him or her by law.
 (Code 1977, § 10.74; Ord. No. 480, § 1, 3-18-91)

Sec. 33-52. Violation ticket.

The issuance of a traffic ticket or notice of violation by a police officer of the city shall be deemed an allegation of a parking violation. Such traffic ticket or notice of violation shall indicate the length of time in which the person to whom the same was issued must respond before the parking violations bureau. It shall also indicate the address of the bureau, the hours during which the bureau is open, the amount of the penalty scheduled for the offense for which the ticket was issued and advise that a warrant for the arrest of the person to whom the ticket was issued will be sought if such person fails to respond within the time limited.
 (Code 1977, § 10.75; Ord. No. 480, § 1, 3-18-91)

Sec. 33-53. Schedule of fines.

The following fines shall be paid to the parking violations bureau. An additional penalty may be assigned if it is necessary to issue a warrant for the alleged violator's arrest.

Violation No.	If Paid Within 72 Hrs.	If Paid After 72 Hrs.
(1) Expired parking meter	\$ 1.00	\$ 3.00
(2) Parking over legal limit in areas other than business districts defined in section 33-37	3.00	3.00
(3) Parking over legal limit in business districts defined in section 33-37, third and subsequent violations in each calendar year	5.00	10.00
(4) Moving to evade time limitations	5.00	10.00
(5) Parking in prohibited zone	10.00	15.00
(6) Parking in loading zone	3.00	5.00
(7) Parking on sidewalk or crosswalk	10.00	15.00
(8) Parking at yellow curb	3.00	5.00
(9) Overtime parking in 3:00 a.m. to 6:00 a.m. zone	3.00	5.00
(10) Parking within fifteen feet of fire hydrant	10.00	15.00
(11) Parking in handicapped zone	50.00	100.00
(12) Double parking	10.00	15.00

(13) Parked facing wrong way	10.00	15.00
(14) Blocking driveway	10.00	15.00
(15) Across parking line	3.00	5.00
(16) Blocking alley	10.00	15.00
(17) Blocking traffic	10.00	15.00
(18) Parking over twelve (12) inches from curb	10.00	15.00
(19) Abandoned car	10.00	15.00
(20) Parking of a truck or commercial vehicle with a gross weight in excess of five (5) tons or in excess of twenty-two (22) feet in length in violation of the provisions of section 5.61 of the Uniform Traffic Code	25.00	50.00
(21) Other parking violation	10.00	20.00
(22) Fifth violation of any above violation within a thirty-day period	100.00	100.00

(Code 1977, § 10.76; Ord. No. 354, § 1, 11-5-79; Ord. No. 429, § 1, 10-15-84; Ord. No. 438, § 1, 11-18-86; Ord. No. 462, § 1, 10-16-89; Ord. No. 480, § 1, 3-18-91; Ord. No. 518, § 1, 2-22-94; Ord. No. 648, § 1, 10-6-03)

Secs. 33-54--33-65. Reserved.

ARTICLE IV.

BICYCLES*

* **State Law References:** Authority to regulate bicycles, MCL 257.606(1)(i), MSA 9.2306(1)(i).

DIVISION 1.

GENERALLY

Sec. 33-66. Parental responsibility.

No parent or guardian shall authorize or knowingly permit his or her child, or ward, to violate any of the provisions of this article and Uniform Traffic Code bicycle provisions.

(Code 1977, § 10.32)

Secs. 33-67--33-80. Reserved.

DIVISION 2.

LICENSE

Sec. 33-81. Required.

No person shall ride or propel a bicycle upon any street, sidewalk or alley unless such bicycle has been licensed and a license plate is attached thereto, as provided herein; except that no license shall be required for a bicycle, the wheels of which are less than twenty (20) inches in diameter.
(Code 1977, § 10.23)

Sec. 33-82. Application.

Applications for a bicycle license shall be made upon a form provided by the city and shall be made at the police department and a license fee as prescribed by resolution of the council shall accompany each application for a license, and such application shall contain the name of the manufacturer of the bicycle, its number, style and general description.
(Code 1977, § 10.24)

Sec. 33-83. Issuance.

The police chief, upon receiving a proper application therefor, is authorized to issue a bicycle license, and such license and registration shall be effective so long as such bicycle continues to belong to the same owner. The police chief shall not issue a license for any bicycle when he or she knows or has reasonable grounds to believe that the applicant is not the owner or entitled to possession of such bicycle.
(Code 1977, § 10.25)

Sec. 33-84. Record.

The police chief shall keep a record of the number of each bicycle license, the date it is issued, the name of the person to whom it is issued, and the number of the frame of the bicycle for which it is issued.
(Code 1977, § 10.26)

Sec. 33-85. License plate.

The police chief upon issuing a bicycle license shall also issue a suitable license plate bearing the license number assigned to the bicycle, and the name of the city for which it is issued.
(Code 1977, § 10.27)

Sec. 33-86. Transfer, loss.

Upon change of ownership, a license plate issued under the provisions of this division may be transferred to and issued in the name of a new owner upon the payment of a fee as prescribed by resolution of the council to the police chief. A plate shall not be transferred from one bicycle to another, and no person shall attach to any bicycle a plate not issued for the use thereon. Upon the loss of any such plate, and upon application and satisfactory evidence of such loss, a new plate shall be issued by the police chief, upon payment of a further fee as provided by resolution of the council. In case any such plate is mutilated or defaced, a replacement may be made, provided such mutilated or defaced plate is presented to the police chief and upon the payment of a fee as prescribed by resolution of the council.

(Code 1977, § 10.28)

Sec. 33-87. Attachment of plate.

All license plates issued under the provisions of this division shall be firmly attached to the rear mud guard or frame of the bicycle for which it is issued, in such a position as to be plainly visible from the rear.
(Code 1977, § 10.29)

Sec. 33-88. Removing plate.

No person shall remove a license plate from a bicycle for which it is issued except when the bicycle is dismantled or when it is no longer operated in this city.
(Code 1977, § 10.30)

Secs. 33-89--33-105. Reserved.

ARTICLE V.

RAILROADS

Sec. 33-106. Unguarded crossings.

It shall be unlawful for any railroad company and for any officer, agent or employee thereof in charge of any train to propel or permit to be propelled any cars in advance of any locomotive engine over or across any street in the city where there is not stationed a crossing watchman or where such crossing is not equipped with automatic signals, unless a member of the train crew shall be posted at the crossing in advance of the train or cars to warn persons desiring to cross the railroad.
(Code 1977, § 10.53)

State Law References: Street crossings, MCL 469.1 et seq., MSA 22.761 et seq.

Sec. 33-107. Speed of trains.

It shall be unlawful for any engineer, fireman, conductor, officer, agent or servant of any railroad company or for any other person to operate any locomotive, car or train of cars, or any combination thereof, at a rate of speed exceeding forty (40) miles per hour within the city.
(Code 1977, § 10.54)

Sec. 33-108. Blowing of whistles.

No person shall blow, or cause to be blown, a bell, siren or other warning device of any locomotive within the limits of the city for the purpose of signaling to make up trains, or in any other cases than those which the laws of the state prescribe and designate as requiring the use of such whistle.
(Code 1977, § 10.55)

Secs. 33-109--33-125. Reserved.

ARTICLE VI.

SCHOOL GROUNDS*

* **State Law References:** Operation of motor vehicles on school district property in municipalities, MCL 257.961, MSA 9.2660.

Sec. 33-126. Operation of certain vehicles prohibited.

Motorized recreational vehicles, including, but not limited to motorcycles (except for reasonable transportation purposes to and from school grounds), mini-bikes, snowmobiles and motorscooters, shall not be operated upon any public school grounds of the city public schools in a recreational manner at any time. (Code 1977, § 10.61)

Sec. 33-127. Notices.

Notices large enough for a reasonably observant person to be able to read shall be posted in prominent locations upon all school grounds, forbidding any activity coming under the provisions of this article. Such notices to substantially read:

"No motorcycles, snowmobiles, mini-bikes and other recreational vehicles on school grounds.
(Owosso City Code 33-126)"
(Code 1977, § 10.62)

Secs. 33-128--33-149. Reserved.

ARTICLE VII.

MOTOR CARRIER SAFETY

Sec. 33-150. Short title.

This article shall be known and may be cited as the "Motor Carrier Safety Act."
(Ord. No. 565, § 1, 10-20-97)

Sec. 33-151. Adoption of state law.

MCL sections 480.11 et seq., (Motor Carrier Safety Act of 1963, as amended) and any rules promulgated pursuant thereto, are hereby adopted and incorporated herein by reference.
(Ord. No. 565, § 1, 10-20-97)

Sec. 33-152. Severability.

The provisions of this article are hereby declared to be severable. If any clause, sentence, paragraph, section, or subsection is declared void or inoperable for any reason by any court of competent jurisdiction, it shall not affect any other part or portion thereof other than the part declared void or inoperable.
(Ord. No. 565, § 1, 10-20-97)

Sec. 33-153. Conflicting ordinances repealed.

Any ordinance or part of an ordinance in conflict herewith is hereby repealed.
(Ord. No. 565, § 1, 10-20-97)