

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF SYLVAN LAKE
ORDINANCE NO. 331

AN ORDINANCE TO AMEND THE CITY OF SYLVAN LAKE CODE OF ORDINANCES, AT CHAPTER 66, "TRAFFIC AND VEHICLES," ARTICLE I, "IN GENERAL," TO ADD SECTION 66-4, "MANNER OF PARKING," TO PROVIDE FOR THE PROHIBITION OF PARKING A VEHICLE ON THE SIDE OF A RIGHT OF WAY FACING THE FLOW OF TRAFFIC.

THE CITY OF SYLVAN LAKE ORDAINS:

PART I. That Chapter 66, "Traffic and Vehicles," Article I, "In General," is hereby amended to add Section 66-4 "Manner of Parking," to add the following provisions:

Sec. 66-1. - Motor vehicle lines at service stations limited.

No owner, operator or employee of any gasoline service station shall allow or permit motor vehicles to form a line into such gasoline service station that extends onto any public street or highway.

Sec. 66-2. - Parking in residential areas.

- (a) The council is authorized to designate by resolution areas of the city in which parking is restricted to residents of the area and their guests and to adopt regulations for the administration of each designated residential parking area.
- (b) The city council may by such resolution establish fees for a residential parking permit and a visitor's parking permit and shall establish the guidelines for the issuance of such permits.
- (c) The parking prohibitions and/or restrictions as established by the city council shall be posted on signs in the residential parking area so as to give notice thereof to the general public.
- (d) No person shall:
 - (1) Park a vehicle in a residential parking area without a residential parking permit during the designated hours.
 - (2) Allow another person to use a residential parking permit.
 - (3) Falsify information to obtain such permits.
 - (4) Fail to surrender such permit to a police officer on his demand, if such permits are used in violation of this section.
 - (5) Otherwise violate the regulations governing the issuance of such permits.

- (e) A person who violates this section is responsible for a civil infraction payable to the city as follows:
 - (1) A first offense, a fine of \$25.00.
 - (2) The second offense within a one-year period, a fine of \$50.00.
 - (3) The third and/or subsequent offense within a one-year period, a fine of \$100.00.
- (f) Vehicles that are parked in violation of this section shall be subject to removal, towing and/or storage in addition to the fines set forth in subsection (e) of this section, and the responsible party shall pay all the costs related to such removal, towing and/or storage before the vehicle is released.

Sec. 66-3. - Prohibited parking on streets between the hours of 2:00 a.m. and 6:00 a.m.

No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with the law, on any street in the city between the hours of 2:00 a.m. and 6:00 a.m.

Sec. 66-4. – Manner of Parking.

- (a) It shall be unlawful for any person to park a vehicle on a public street (improved portion of the right of way), or on an area adjacent to a public street, in such a manner as to have such vehicle facing the flow of traffic in the lane of traffic nearest to the area at which such vehicle is parked.
- (b) A person who violates this section is responsible for a civil infraction payable to the city as follows:
 - 1) Violation existing for up to 1 day, a fine of \$25.00
 - 2) Violation existing for 1-4 days, a fine of \$50.00/day for each day after day 1.
 - 3) Violation existing for over 4 days, a fine of \$250.00 and removal of vehicle
- (c) At no time may a trailer, recreational vehicle or other items be parked or stored in the improved or unimproved portion of the right of way.
- (d) Vehicles that are parked in violation of this section shall be subject to removal, towing and/or storage in addition to the fines set forth in subsection (b) of this section, and the responsible party shall pay all the costs related to such removal, towing and/or storage before the vehicle is released.

Sec. 66-5–66-30. – Reserved

PART II.

Severability. Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART III.

Savings Clause. The amendment of the Sylvan Lake Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Sylvan Lake Code of Ordinances set forth in this Ordinance.

PART IV.

Repealer. All other Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

This Ordinance is declared to have been enacted by the City Council of the City of Sylvan Lake at its meeting duly called and held on the 12th day of July, 2017, and shall be given publication in accordance with applicable law.

Ayes: Dzenko, Lorenz, Meskin, Zubrzycki
Nays: None
Abstentions: None
Absent: Endres

Adopted: 07/12/17
Published: 07/19/17
Effective: 07/29/17
Posted: 07/13/17

Locations: City Hall, Police Department, Community Center, Ferndale Park

I, Dennise Dryden, City Clerk for the City of Sylvan Lake, Michigan, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the City Council of the City of Sylvan Lake at a Regular City Council Meeting, held on July 12, 2017, the original of which is on file in my office.

I have hereunto affixed my official signature this 13th day of July, 2017.

Dennise Dryden, City Clerk
City of Sylvan Lake