

HAZARDOUS MATERIALS ORDINANCE

City of Mackinac Island, Michigan

Ord. No. 509 Eff. July 14, 2015

An ordinance to regulate the transportation, storage and use of certain hazardous materials within the limits of the City of Mackinac Island.

THE CITY OF MACKINAC ISLAND ORDAINS:

Sec. 1.

It shall be unlawful for any person, corporation or other entity to transport, store or use any hazardous materials within the limits of the City of Mackinac Island, including dock areas extending into Lake Huron, unless in compliance with the requirements set forth herein.

Sec. 2. DEFINITIONS

"Hazardous Material" means explosives, pyrotechnics, flammable gas, flammable compressed gas, non-flammable compressed gas, flammable liquid, combustible liquid, oxidizing material, poisonous gas, poisonous liquid, irritating material, etiologic material, radioactive material, corrosive material, liquified natural gas (LNG) or liquified petroleum gas (LPG), excepting from this definition the following: (a) Containers of flammable compressed gas in cylinders of 20 pounds or less provided there are not more than four (4) such cylinders being transported, used or stored in any given location; (b) gasoline containers of six (6) gallons or less provided there are not more than four (4) such containers being transported, used or stored in any given location; (c) fuel oil, diesel fuel or kerosene in containers of fifty (50) gallons or less, provided there are not more than two (2) such containers being transported, used or stored in any given location, and (d) acetelene in containers of sixty (60) pounds or less, provided there are not more than two (2) such containers being transported, used or stored in any given location.

Sec. 3. TRANSPORTATION, STORAGE AND USE

No hazardous material shall be transported, stored, used or connected to distribution systems for use within the City of Mackinac Island except by persons certified to do so by the Michigan Propane Gas Association pursuant to the following standards:

- A. **Transportation.** No hazardous material shall be transported within the City of Mackinac Island except by vehicles complying with all requirements of the Michigan Fire Prevention Code, being Public Act 207 of 1941, MCL 29.1 et seq or by horse drawn vehicle that is inspected and certified by a representative of the City of Mackinac Island certified as a fire inspector by the State Fire Marshall. Rules of operation during transportation of hazardous materials are:

- (1) The driver of the horse drawn vehicle shall maintain physical control of the horses at all times that the hazardous material is on the vehicle or being loaded or unloaded therefrom.

(2) A certified person shall accompany the hazardous materials at all times.

- B. **Connections.** All connections of any hazardous material to a distribution system shall be performed by an individual certified by the Michigan Propane Gas Association.
- C. **Storage and Use.** Hazardous materials shall not be manufactured, kept, sold, handled or disposed of in a manner, or by a method, that violates the provisions of the Michigan Fire Prevention Code, being Public Act 207 of 1941, MCL 29.1 et seq.

Sec. 4. PENALTY

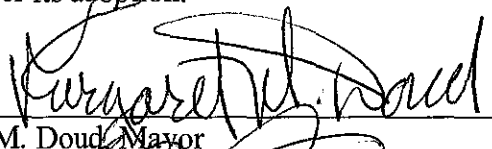
Anyone in violation of this ordinance shall be subject to a penalty of not more than ninety (90) days in jail and/or a fine of not more than \$500.00.

Sec. 5. EFFECTIVE DATE

This ordinance shall become effective twenty one (21) days after its adoption.

Date:

June 24, 2015


Margaret M. Doud, Mayor


Linda Price, Clerk

Adopted:

June 24, 2015

Effective:

July 14, 2015