

NO. 3013

AN ORDINANCE AMENDING TITLE 10 (VEHICLES AND TRAFFIC) OF THE LIVONIA CODE OF ORDINANCES, AS AMENDED.

THE CITY OF LIVONIA ORDAINS:

Section 1. Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

Title 10 VEHICLES AND TRAFFIC

| Chapters: | |
|-----------|---|
| 10.03 | General Provisions |
| 10.09 | Traffic Commission, Traffic Engineer and Traffic Division |
| 10.21 | Impounded Vehicles |
| 10.30 | Traffic-control Devices |
| 10.48 | Right of Way and Private Parking |
| 10.54 | Load Limits |
| 10.57 | Truck Routes |
| 10.60 | Fire Lanes |
| 10.63 | Snow Alert |
| 10.66 | Excessive Noise, Smoke or Sound |
| 10.75 | Helicopters |
| 10.78 | Snowmobiles |
| 10.81 | Motor-driven Cycles, Go-karts and Similar Vehicles |
| 10.87 | Non-motorized Wheel Devices |

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| 10.93 | School Crossing and Guards |
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CHAPTER 10.03. - GENERAL PROVISIONS

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| Sections: | |
| 10.03.010 | Title for citation. |
| 10.03.020 | Motor Carrier Safety Act adopted by reference. |
| 10.03.030 | Michigan Vehicle Code and Michigan Uniform Code for Cities, Townships and Villages, adopted by reference. |
| 10.03.035 | Enforcement of Title 10 upon public school property |
| 10.03.040 | Local authorities defined. |
| 10.03.050 | Penalties. |
| 10.03.060 | Michigan Vehicle Code and Michigan Uniform Code for Cities, Townships and Villages—Available at city clerk's office. |
| 10.03.070 | Prospective application only. |

Section 2. Section 010, of Chapter 03, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.03.010 - Title for citation. The ordinance codified in Title 10 may be known and cited as the "traffic ordinance."

Section 3. Section 020, of Chapter 03, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.03.020 - Michigan Motor Carrier Safety Act adopted by reference.
Public Act 181 of 1963, the Motor Carrier Safety Act, MCL 480.11 et seq, as amended, is hereby adopted by reference, together with all future amendments to the Michigan Motor Carrier Safety Act.

This article is to provide for the safe transportation of persons and property with the intent of following Motor Carrier Safety Act, and the policies and procedures of the United States Department of Transportation's Federal Highway Administration as they relate to Title 49 of the Code of Federal Regulations and the North American Standard Uniform out of service criteria and inspection procedures adopted by the state in the Motor Carrier Safety Act, as amended (MCL 480.11 et seq.), and to provide penalties for violations.

Section 4. Section 030, of Chapter 03, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.03.030 - Michigan Vehicle Code adopted by reference.

A. The Michigan Vehicle Code, 1949 PA 300, as amended, being MCL 257.1 to 257.923, as amended, is hereby adopted by reference, together with all future amendments to the Michigan Vehicle Code.

B. The Michigan 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 Public Act 306, as amended (MCL 24.201 et seq.), R 28.1001 et seq., of the Michigan Administrative Code is hereby adopted by reference together with all future amendments to the Michigan Uniform Traffic Code ("UTC") for Cities, Townships and Villages. The adoption by reference of the UTC does not simultaneously prohibit the existence, addition, and adoption of further ordinances or regulations, provided such ordinances or regulations do not conflict with state law.

Section 5. Section 035, of Chapter 03, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.03.035 – Enforcement of Title 10 upon public school property.

Upon adoption of a resolution from the board of education, school district or board of trustees of the community college district requesting the adoption of such ordinance and enforcement, the City of Livonia may enforce all provisions of City of the Livonia Traffic and Parking Ordinances and the Michigan Vehicle Code, 1949 PA 300, as amended, being MCL 257.1 *et. seq.*, together with all future amendments to the Michigan Vehicle Code, regarding the operation, parking without fees and the speed of motor vehicles upon school or college property. The enforcement and the imposition of penalties for the violation thereof shall be in the same manner as other ordinances contained herein. Individuals who are employed by Schoolcraft Community College as licensed private security officers in accordance with Public Act 330 of 1968 as amended, and Public Act 331 of 1966 as amended, are hereby authorized to enforce provisions of this chapter upon the property of Schoolcraft Community College.

Section 6. Section 040, of Chapter 03, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.03.040 - Local authorities defined.

All references in the Michigan Vehicle Code to "local authorities" shall mean the City of Livonia.

Section 7. Section 050, of Chapter 03, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.03.050 - Penalties.

The penalties set forth in the Michigan Vehicle Code are adopted by reference, provided, however, that the maximum penalty for any misdemeanor violation shall not exceed ninety-three (93) days' imprisonment, except in the event of a conviction arising out of this chapter's incorporation of Section 625(1)(C) of the Michigan Vehicle Code [MCL 257.625(1)(C)], in which case the punishment is the same as allowed by state law under Section 625(1)(C). The court may also impose any costs and fees permitted by law.

Any person who shall violate any provision of the 1963 Motor Carrier Safety Act, as amended, or shall fail to comply with any of the requirements thereof, shall be punished as prescribed in the Motor Carrier Safety Act, as amended (MCL 480.11 et seq.).

Section 8. Section 060, of Chapter 03, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.03.060 - Michigan Vehicle Code and Michigan Uniform Traffic Code—Available at city clerk's office.

A complete copy of the Michigan Vehicle Code and the Michigan Uniform Traffic Code for Cities, Townships and Villages shall be available for inspection and copying at the office of the city clerk during regular City Hall business hours. The city clerk may charge a reasonable rate for providing copies.

Section 9. Section 070, of Chapter 03, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.03.070 - Prospective application only.

Any and all proceedings commenced under Title 10 of this code, as amended, prior to the effective date of the ordinance codified in this section are hereby declared to be saved. The instant ordinance shall have a prospective application only.

CHAPTER 10.09. TRAFFIC COMMISSION, TRAFFIC ENGINEER AND TRAFFIC DIVISION.

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| Sections: | |
| 10.09.010 | Established—Membership and Organization of Traffic Commission |
| 10.09.020 | Powers and duties—Designated. |

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| 10.09.030 | Powers and duties—Conferred by regulations. |
| 10.09.040 | Office established—City engineer duties. |
| 10.09.050 | Traffic Division established in police department. |
| 10.09.060 | Police Chief powers of traffic division chief. |
| 10.09.080 | Approval of traffic rules and regulations. |

Section 10. Section 010, of Chapter 09, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.09.010 - Established—Membership and organization. There is established a traffic commission consisting of up to seven (7) regular members and four (4) non-voting ex officio members. The regular members shall be appointed by the mayor pursuant to Section 2, Chapter V of the City Charter and to hold office at the pleasure of the mayor. The non-voting ex officio members of the traffic commission shall be the city traffic engineer, the chief of police or the chief's representative, a member of the city council, and a representative of the Law Department. The chair of the commission shall be appointed by the mayor from the regular members and may be removed as chair by the mayor. The regular members of the commission shall receive such compensation as may be allowed by resolution of the city council. A majority of the regular members appointed to the commission shall constitute a quorum for the transaction of business. The commission may meet once each month. The chair of the commission may call a special meeting with the prior written approval of the mayor or the mayor's designee.

Section 11. Section 020, of Chapter 09, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.09.020 - Powers and duties—Designated. It shall be the duty of the traffic commission, and to this end it shall have the authority, within the limits of the funds at its disposal, to coordinate traffic activities, to carry on educational activities in traffic matters, to supervise the preparation and publication of traffic reports, to receive complaints having to do with traffic matters, and to recommend to the legislative body of this city and to the chief of police, the city traffic engineer, the chief of the traffic division and other city officials, ways and means for improving traffic conditions and the administration and enforcement of traffic regulations.

Section 12. Section 030, of Chapter 09, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.09.030 - Powers and duties—Conferred by regulations. The traffic commission shall have all the powers and duties conferred upon it by this Title 10 or any ordinance of the city.

Section 13. Section 040, of Chapter 09, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.09.040 - Office established—City engineer duties. The office of city traffic engineer is hereby established. The city engineer shall serve as city traffic engineer in addition to his other functions, and shall exercise the powers and duties with respect to traffic as provided in this title.

Section 14. Section 050, of Chapter 09, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.09.050 - Established in police department. There is established in the police department of this city a traffic division to be under the control of a police officer appointed by and directly responsible to the chief of police.

Section 15. Section 060, of Chapter 09, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.09.060 - Police chief powers. In the absence from the city, or disability, of the chief of police, or upon written authorization of the chief of police, the chief of the traffic division is authorized to exercise any of the abovementioned powers and authority, and promulgate such temporary rules as may be necessary.

10.09.080 - Approval of traffic rules and regulations.

The traffic commission shall approve all traffic rules and regulations authorized by this chapter that will be in effect for more than ninety (90) days; provided, however, that the city council may direct the traffic commission to approve proposed traffic rules and regulations, or the council may revise any rules or regulations already approved by the commission.

CHAPTER 10.21. - IMPOUNDED VEHICLES

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| Sections: | |
| 10.21.240 | Impounded vehicle—Redemption conditions and costs. |
| 10.21.260 | Impounded vehicle—Records and account of fees required. |

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| 10.21.270 | Compliance required—Violations deemed civil infractions when. |
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Section 16. Section 240, of Chapter 21, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.21.240 - Impounded vehicle—Redemption conditions and costs.

- A. Before the owner or person in charge of such impounded vehicle is permitted to remove the same from the custody of the police department, he or she shall furnish evidence of his or her identity and ownership, he or she shall sign a receipt, and he or she shall pay a fee to cover costs of removal, in amounts not to exceed the following:
 - 1. Ninety-five dollars (\$95.00) for towing cars and small trucks from surface locations;
One hundred fifteen dollars (\$115.00) for towing cars and small trucks from freeways;
 - 3. One hundred forty-five dollars (\$145.00) per hour (one-hour minimum) for towing medium trucks;
 - 4. Two hundred dollars (\$200.00) per hour (one-hour minimum) for towing large trucks (including semi-tractors and trailers, cement trucks, etc.).
- B. In addition to the foregoing, amounts not to exceed the following may also be charged:
 - 1. A storage fee of not to exceed twenty dollars (\$20.00) for each day or fraction of a day said vehicle is stored in the vehicle pound after noon on the day following the day the vehicle is impounded;
A fee not to exceed five dollars (\$5.00) for removal of a license plate;
 - 3. A fee for extra labor (if required) not to exceed sixty-five dollars (\$65.00) per hour.
- C. No person or entity shall be contracted or authorized to tow or store impounded vehicles whose charges for any of the foregoing services exceed the rates set forth in subsections A and B of this section.

Section 17. Section 260, of Chapter 21, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.21.260 - Impounded vehicle—Records and account of fees required.

It shall be the duty of the chief of the police department to account for all fees collected and to pay the same to the treasurer. He shall also keep a record of the names of all owners of vehicles impounded, the numbers of their state license tags, and the nature and circumstances of each violation and the disposition of each case.

Section 18. Section 270, of Chapter 21, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.21.270 - Compliance required.

It is unlawful and constitutes a misdemeanor for any person to violate or fail to comply with any of the provisions of this title or any regulations or order of the traffic commission or the chief of police, adopted or issued in pursuance hereof, unless such violation or failure is by statute of the state declared to be a felony; provided further, however, that any violation of this title declared by Act No. 510 of the Public Acts of 1978, as amended, to be a civil infraction is hereby declared to be a civil infraction in this title.

CHAPTER 10.30. - CUSTOM STREET SIGNS

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| Section: | |
| 10.30.175 | Custom street signs |

Section 19. Section 175, of Chapter 30, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.30.175 - Custom street signs.

Custom street signs requested by an Association, including but not limited to a homeowners association, condominium association or business association, to identify the streets within the area shall be uniform as to design and materials throughout the area, and shall be subject to all of the following:

- A. All such signs shall be generally similar in style and character to the street signs installed at the entrance to residential subdivisions by the Plymouth Road Development Authority, and subject to design approval, rejection, or modification by the City Council.
- B. All signs to be installed shall meet the guidelines set forth in the Michigan Manual on Uniform Traffic Control Devices (MMUTCD) with respect to size, font and reflectivity.
- C. All installation, maintenance and replacement of the signs shall be performed by the city and all costs associated with same shall be the responsibility of the association.
- D. The association shall obtain any necessary approvals from the County of Wayne for any signs to be placed along County major roads and/or state trunklines.

CHAPTER 10.48. - RIGHT OF WAY AND PRIVATE PARKING

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| Sections: | |
| 10.48.180 | Parking on Right of Way |

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| 10.48.190 | Private property—Parking prohibited without consent—Complaints— Towing fees limited, subject to hearings—Booting, stickering prohibited. |
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Section 20. Section 180, of Chapter 48, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.48.180 - Parking on Right of Way.

It shall be unlawful for any person to park any motor vehicle in a front or side yard on any part of a residential property that is not described in an approved site plan as a driveway or approved parking area. The intent of this section is to prevent the parking of motor vehicles on unapproved areas of a residential lot as well as in areas between a sidewalk and the street.

It shall be the responsibility of both the owner of any residential property and the person in control of such property to maintain the property free of the parking of motor vehicles in violation of this section. It shall also be the responsibility of the owner of any motor vehicle to keep such motor vehicle from being parked on any residential property in violation of this section.

Any person in violation of any provision of this chapter shall be deemed to have committed a civil infraction and shall be ordered to pay a civil fine of one hundred dollars (\$100.00), plus costs which fine shall be reduced to fifty dollars (\$50.00) if it is paid within two (2) business days from issuance of the ticket.

Section 21. Section 190, of Chapter 48, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.48.190 - Private property—Parking prohibited without consent—Complaints—
Towing fees limited, subject to hearings—Booting, stickering prohibited.

- A. It is unlawful for any person to park any motor vehicle on any private property without the express or implied consent, authorization or approval of the owner, holder, occupant, lessee, agent or trustee of such property. Complaint for the violation of this section shall be made by the owner, holder, occupant, lessee, agent or trustee of said property, and the police department of the city shall enforce this section.
- B. No person may charge a fee in excess of the limitations imposed by Section 10.21.240 of this Code of Ordinances for the removal of any vehicle towed in or from the city in consequence of its having been parked on private property without permission as set forth in subsection A of this section. A violation of this subsection shall be deemed to be a misdemeanor.
- C. Any person whose vehicle has been towed in consequence of an alleged violation of subsection A of this section may petition the 16th District Court for a reduction or refund of any fee collected in connection with such tow on the grounds that: (a) the petitioner did not, in fact, violate subsection A of this section, or (b) if petitioner did commit such a violation, the facts surrounding the violation mitigated the violation itself. The petitioner must provide notice of such appeal to the recipient of such fee in accordance with the provisions of the Michigan Court Rules governing notice to defendants of the commencement of a civil action, and upon the provision of such

notice, proceedings shall be had pursuant to the provisions of MCL Sections 257.252d, 257.252e and 257.252f, governing appeals of tow fees imposed by police agencies. The Court may, on finding conditions set forth in subdivision (a) or (b) of this subsection, order the recipient of the tow fee to refund all or a portion of such fee.

- D. No person may, in the city, place a mechanical device commonly known as a "boot" on, or otherwise disable movement of, any vehicle, nor may any person place a sign, poster, nontransparent material, window application, reflective film, or nonreflective film upon or in the front windshield, the side windows immediately adjacent to the driver or front passenger, or the sidewings adjacent to and forward to the driver or front passenger, in consequence of the vehicle having been parked in violation of subsection A of this section. A violation of this subsection shall be deemed to be a misdemeanor.

CHAPTER 10.54. - LOAD LIMITS

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| Section: | |
| 10.54.260 | Special permit for unusual vehicle or load. |

10.54.260 - Special permit for unusual vehicle or load.

- A. In the hauling of extraordinarily heavy loads of building or construction materials, or of equipment which does not permit a division thereof, which are to be hauled to projects located on streets other than those hereinabove designated, a special permit may be obtained from the director of public works or his authorized agent. The fee for such permit shall be one hundred dollars (\$100.00). As a condition of issuing such permit, the director of public works or his authorized agent may demand a surety bond in such amount as he may deem necessary, conditioned upon saving the city harmless from any and all damage and injury to its streets and road surfaces, curbs, gutters, sidewalks, trees and other street installations by reason of said permittee hauling loads on streets not designated as truck routes.
- B. The permittee shall notify the director of public works or his authorized agent at least twenty-four (24) hours before such extraordinarily heavy load is hauled in order that an inspector may be present to determine if any damage is done and the extent thereof.
- C. All of the permits hereinabove authorized shall be revocable forthwith by the director of public works or his authorized agent if, in his discretion, such loads cannot be safely moved on streets without causing substantial damage to any part of the city streets or street intersections.
- D. In all cases of special permits hereinabove authorized to be issued by the director of public works or his authorized agent, such permit, when issued, shall not supersede or affect in any way the provisions of any other city ordinance dealing with moving of buildings or with moving of excavating and grading equipment.
- E. The special permit hereinabove authorized will permit the applicant to operate or move a vehicle or combination of vehicles of a size or weight or load exceeding the

maximum specified in this title, or otherwise operate such vehicle or load in a manner not in conformity with the provisions of this title.

- F. The application for any special permit shall be on a written form prescribed by the director of public works or his authorized agent, and shall specifically describe the vehicle or vehicles and load or loads to be operated or moved and the particular highways upon which particular permit to operate is requested. Copies of all permits issued shall be filed with the chief of police as soon as possible.
- G. The permit shall specify the trip or trips and the date or dates for which it is to be used, and it may restrict the conditions of operation of such vehicle or vehicles when necessary to insure against undue damage to the road foundations, surfaces, structures or installations.
- H. It shall be lawful to transport telephone, telegraph and electric poles of greater length than that authorized in this chapter over the streets of the city in the construction, maintenance or repair of telephone, telegraph and electric lines, provided a permit is first secured from the director of public works or his authorized agent.
- I. It shall be lawful to transport concrete pipe of a greater width than that authorized in this ordinance over the streets of the city, provided a permit for each project is first secured from the director of public works or his authorized agent.
- J. Every such permit shall be carried in the vehicle or combination of vehicles to which it refers, and shall be open to inspection by any enforcement officer of the city, and no person shall violate any of the terms and conditions of such special permit.

CHAPTER 10.57. - TRUCK ROUTES

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| Section: | |
| 10.57.030 | Truck routes—Designated—Signs required. |

10.57.030 - Truck routes—Designated—Signs required.

- A. The following streets, roads, highways and thoroughfares within the city are herewith designated "truck routes."
 - Amrhein Road from Eckles Road to Levan Road
 - Ann Arbor Road
 - Ashurst from Schoolcraft Road south 400 feet
 - Autry Avenue from Stark Road west 830 feet
 - Brookfield Avenue from Capitol Avenue south 800 feet
 - Capitol Avenue from Farmington Road east to Hubbard Road
 - Commerce Street from Levan Road to Market Street
 - Currie Court from Amrhein Road north 370 feet
 - Eckles Road from Plymouth to Schoolcraft Road
 - Eight Mile Road
 - Fairlane Avenue from Industrial Road south 1000 feet
 - Farmington Road
 - Five Mile Road

Glendale from Farmington Road east 2800 feet
 Glendale Avenue from Stark Road to Fairlane Avenue
 Glendale Avenue from Wayne Road west 660 feet
 Globe Road from Plymouth Road to Amrhein Road
 Grand River
 Haggerty Road from Six Mile Road to Eight Mile Road
 Hubbard Road from Plymouth Road north 2400 feet
 Industrial Road from Farmington Road east 1300 feet
 Industrial Road from Levan Road to Stark Road
 Industrial Road from Merriman Road to Middlebelt Road
 Industrial Road from Newburgh Road east and south 950 feet
 Inkster Road from Joy to Seven Mile Road
 Joy Road from Farmington to Inkster Road
 Joy Road from Wayne Road to westerly city limits
 Levan Road from Plymouth to Schoolcraft Road
 Market Street from Plymouth Road to Commerce Street
 Mayfield Avenue from Capitol Avenue to Plymouth Road
 Merriman Road
 Middlebelt Road
 Newburgh Road from Joy to Eight Mile Road
 Plymouth Road
 Schoolcraft Road
 Sears Avenue from Plymouth Road north 2000 feet
 Seven Mile Road
 Six Mile Road
 Stamford Avenue from Schoolcraft Road south 350 feet
 Stark Road from Plymouth to Schoolcraft Road
 Veronica Drive from Levan Road east 1400 feet
 Wadsworth Avenue from Sears Avenue east 800 feet
 Wayne Road from Joy Road to Plymouth Road
 Wayne Road from Schoolcraft Road south 2300 feet
 Westmore Avenue from Industrial Road to Glendale Avenue

B. The streets, roads, highways and thoroughfares designated above as truck routes shall be posted in a conspicuous place upon or at the entrance of same or any part thereof affected, with a suitable sign indicating the words "truck route."

CHAPTER 10.60. - FIRE LANES

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| Sections: | |
| 10.60.010 | Title for citation. |
| 10.60.020 | Purpose of provisions. |
| 10.60.030 | Establishment authorized when—Locations designated—Fire chief responsibility. |
| 10.60.040 | Signs—Form, contents and posting requirements. |

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| 10.60.050 | Parking in fire lanes—Fire chief permission required. |
| 10.60.060 | Guidelines for building department—Access to new construction. |
| 10.60.070 | Parking in fire lanes—Traffic citation issued when. |
| 10.60.080 | Removal of vehicles or obstructions from fire lanes. |

10.60.010 - Title for citation.

The ordinance codified in this chapter shall be known and cited as the "fire lanes ordinance."

10.60.020 - Purpose of provisions.

This chapter is designed, through the use of controlled fire lanes, to establish the standard of care necessary to protect both people and property within the city in case of fire or similar emergency in any of the establishments defined in Section 10.60.030.

10.60.030 - Establishment authorized when—Locations designated—Fire chief responsibility.

- A. The fire chief shall be responsible for establishing fire lanes on private or public property within the city. The following criteria shall be used in determining the necessity of such fire lanes.
1. Fire lanes shall be established, as deemed necessary, at the following locations. This list shall not be deemed to be exclusive, but only as a guide as to type of the establishment where necessary:
 - a. Schools, colleges, and public facilities;
 - b. Auditoriums;
 - c. Churches;
 - d. Hospitals, convalescent homes, nursing homes, etc.;
 - e. Hotels, motels, boardinghouses, etc.;
 - f. Manufacturing sites and commercial sites;
 - g. Multiple residential dwellings;
 - h. Shopping centers;
 - i. Office buildings;
 2. The necessity of access into the above enumerated areas from public thoroughfares;
 3. The necessity of traffic lanes free from parked vehicles both to and around the above enumerated establishments capable of handling city fire vehicles.
- B. This determination shall be made whenever the fire chief deems such lanes necessary for the safety of occupants and property of the above enumerated establishments or when, after petition by a private land owner or his authorized representative to have said fire lanes established on his or her property, the department may declare fire lanes thereon in accordance with the above criteria.
- C. This chapter shall apply to all such existing facilities within the city. For fire lanes at new construction sites or modification of existing structures, this chapter shall also apply and be administered by the fire department through the site plan review process. It shall be the duty of the fire chief to notify the land owner of any such property whereon fire lanes are established, by mailing notice of same to the address

of the owner as set forth in the records of the city assessor. The fire prevention bureau shall keep an accurate up-to-date record of all fire lanes established within the city.

10.60.040 - Signs—Form, contents and posting requirements.

- A. All fire lanes shall be conspicuously posted with uniform fire lane signs in keeping with the standard established in the Michigan Manual of Uniform Traffic Control Devices as revised and as prescribed by the fire chief, and erected no further than one hundred (100) feet apart in all areas designated as fire lanes. The provision, erection and maintenance of the signs shall be the responsibility of the property owner. Any owner who, upon notification that a fire lane has been established on his property and within thirty (30) days thereof, fails to erect uniform fire lane signs shall be in violation of this chapter and subject to penalty as provided by ordinance. Further, when said signs are not erected within thirty (30) days of notification, the city council may direct such signs to be erected and the cost thereof assessed against the property on the next general assessment roll of the city.
- B. All fire lane signs shall be at least twelve (12) inches by eighteen (18) inches in size, constructed of eighteen-gauge steel or aluminum with red lettering on a white background. The lettering shall be at minimum three (3) inches in height, and shall read "Fire Lane, No Parking."
- C. The signs may be affixed to a portion of the building or on a freestanding post. They shall be no lower than seven (7) feet nor higher than nine (9) feet above the designated fire lane.
- D. All fire lane signs shall be placed at a right angle (ninety degrees) to the fire lane so they may be readily observed by vehicular traffic.

Section 22. Section 050, of Chapter 60, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.60.050 - Parking in fire lanes—Fire chief permission required.

The fire chief may grant permission for parking of certain vehicles, objects or trailers in designated fire lanes for limited periods where such parking will not interfere with the usage of the fire lane by emergency vehicles. Whenever such permission is granted, a record of same shall be kept by the fire department. In conjunction with such permission, the department shall furnish a sign to be posted conspicuously on the vehicle, object or trailer stating that permission to so park has been granted and the duration that it may remain so parked.

Section 23. Section 060, of Chapter 60, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.60.060 - Guidelines for building department—Access to new construction.

- A. It shall be the duty of the fire chief to establish guidelines for use by the department of inspection in determining the need for fire lanes on all new construction sites and at modification of existing structures. These guidelines shall include those criteria found in Section 10.60.030, and shall further include minimum dimensions for said

fire lanes so as to provide adequate maneuverability for city fire vehicles during the construction phases of the project.

- B. Access roads to fire hydrants shall be constructed and maintained during construction. Such access roads shall be a minimum fifteen (15) feet wide, with no turning radius less than forty-five (45) feet. At least fifty percent (50%) of the perimeter of the building shall be accessible within twenty-five (25) feet of the building for fire emergencies.
- C. The fire department shall make a final check of all plans for such buildings or alterations upon submission of same by the department of inspection. The fire department shall either approve or reject such plans within twenty (20) days of such submission and, if rejected, shall state the reasons for same. After the necessary changes have been made, the plans may be resubmitted for approval.

Section 24. Section 070, of Chapter 60, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.60.070 - Parking in fire lanes—Traffic citation issued when.

Whenever any motor vehicle without driver, or any trailer is found parked or stopped in violation of any restrictions imposed by this chapter, the police officer or fire officer, as designated by the fire chief, finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its owner and shall conspicuously affix to such vehicle a traffic citation in writing.

Section 25. Section 080, of Chapter 60, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.60.080 - Removal of vehicles or obstructions from fire lanes.

If any vehicle, trailer or other obstruction is so located within a fire lane at any time the fire department is responding to an alarm for any reason which necessitates use of such fire lane, then the same shall be moved or caused to be moved by the police department or the fire department in accordance with the provisions of this Title. Fire lanes shall remain clear of obstructions at all times, except as set forth above.

CHAPTER 10.63. - SNOW ALERT

| Sections: | |
|-----------|---|
| 10.63.010 | Title for citation. |
| 10.63.020 | Purpose of provisions. |
| 10.63.030 | Definitions. |
| 10.63.040 | Snow alert—Declaration authorized when. |
| 10.63.050 | Snow alert—Notice of declaration and termination. |
| 10.63.060 | Time limit for removal of parked vehicles—Impoundment conditions. |

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| 10.63.070 | Violation—Presumption that owner parked vehicle. |
| 10.63.080 | Other parking restrictions remain in force. |
| 10.63.090 | Violation deemed civil infraction—Penalty. |

10.63.010 - Title for citation.

The ordinance codified in this chapter shall be known and cited as the "snow alert ordinance."

10.63.020 - Purpose of provisions.

The purpose of this chapter is to expedite the prompt removal of all parked and stalled vehicles and trailers from city streets, during periods of heavy snowfall, when such trailers and vehicles impede snow-removal operations and cause serious traffic congestion; and to authorize the mayor or mayor pro tem to declare a snow alert during such periods in the interest of preserving and protecting the public health, safety and welfare; and to authorize the Livonia Police Department or the Director of Inspection ("Director") or the Director's designees to enforce provisions of this chapter.

10.63.030 - Definitions.

The following words and phrases, when used in this chapter shall, for the purpose of this chapter, have the following meanings:

- A. "City" means the city of Livonia, Wayne County, Michigan.
- B. "Motor vehicle" means every self-propelled conveyance used, or capable of being used, as a means of transportation on land.
- C. "Park," "parked" or "parking" means the standing of a vehicle, whether occupied or not, other than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers or when stopped temporarily for making necessary repairs.
- D. "Person" means every natural person, firm, copartnership, association or corporation and their respective agents.
- E. "Street," "road" or "avenue" means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to use by the public for purposes of vehicular travel.
- F. "Trailer" means every vehicle with or without motive power, other than a pole-trailer, designed for carrying property or persons and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

10.63.040 - Snow alert—Declaration authorized when.

Whenever snow has accumulated or there is a possibility that snow will accumulate to such a depth that snow removal operations will be required on city streets, the mayor, or in the absence of the mayor, the mayor pro tem, may declare a snow alert and until such snow alert is terminated it shall be unlawful for the owner or operator of any motor vehicle or trailer to park such motor vehicle or trailer upon any street, road or avenue within the city, as hereinafter provided.

10.63.050 - Snow alert—Notice of declaration and termination.

Upon declaring a snow alert, the mayor, or in the absence of the mayor, the mayor pro tem, shall forthwith cause appropriate notice of such alert to be publicly announced by means of broadcasts or telecasts from radio or television stations which have a normal operating range covering the city, and he may cause such declaration to be further announced in newspapers of general circulation when feasible; and he may use any other means at his disposal to publicly announce such snow alert. Whenever the mayor, or in the absence of the mayor, the mayor pro tem, finds that the conditions which gave rise to a snow alert no longer exist, it shall be terminated by notice given substantially in the same manner it was declared; provided, however, that any street which has become clear of snow and ice from curb to curb for the length thereof lying between two (2) successive street intersections shall be automatically excluded from the parking restriction.

10.63.060 - Time limit for removal of parked vehicles or trailers—Impoundment conditions.

Within six (6) hours after notice of a snow alert has been given, any motor vehicle or trailer parked on any street, road or avenue within the city shall be removed. Any vehicle or trailer parked on any street, road or avenue in violation of the provisions of this section may be ticketed and/or removed and impounded by order of the police department or the Director or the Director's designees. The owner shall be required to pay towing, impounding and storage costs prior to the return of the vehicle or trailer in addition to any fines and costs which may be assessed for the violation of this chapter.

10.63.070 - Violation—Presumption that owner parked vehicle or trailer.

In any proceeding for a violation of this chapter, proof that the motor vehicle or trailer described in the complaint was parked in violation of such chapter, together with proof that the defendant named in the complaint was at the time of such violation the registered owner of said motor vehicle or trailer; shall constitute a presumption that the registered owner of such vehicle or trailer was the person who parked such vehicle or trailer at the point where, and for the time during which, such violation occurred.

10.63.080 - Other parking restrictions remain in force.

Nothing contained in this chapter shall be construed to permit parking at any time or place where it is prohibited by any other provision of law.

10.63.090 - Violation deemed civil infraction—Penalty.

Any person in violation of any provision of this chapter shall be deemed to have committed a civil infraction and shall be ordered to pay a civil fine of one hundred dollars (\$100.00), plus costs which fine shall be reduced to fifty dollars (\$50.00) if it is paid within two (2) business days from issuance of the ticket.

CHAPTER 10.66. - EXCESSIVE NOISE, SMOKE OR SOUND

| | |
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| Sections: | |
| 10.66.300 | Excessive noise or smoke prohibited. |

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| 10.66.330 | Sound-amplifying devices prohibited—Exceptions. |
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10.66.300 - Excessive noise or smoke prohibited.

No person in charge or control of any vehicle shall make with such vehicle, or any device connected therewith, any noise so excessive as to annoy the public, or unnecessarily race his motor while running idle, or open the muffler on any vehicle, or permit such vehicle or any device thereon to emit any unnecessary quantity of smoke, obnoxious gases, or vapor.

Section 26. Section 300, of Chapter 66, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.66.330 - Sound-amplifying devices prohibited—Exceptions.

No person shall use any sound-amplifying device, recorded music, or radio in or from any vehicle on any street for the purpose of attracting the attention of persons to the sound ensuing therefrom, excepting in vehicles and by devices officially used by governmental units in the functions of such units. Provided, however, that upon receiving a written application, the city council shall grant permission to use amplifying devices in, on or from vehicles where such application complies with the following standards and conditions:

- A. That the wattage utilized and resultant volume in decibels of the amplifying equipment to be used will be so restricted that the sound emanating from such vehicle shall not be in excess of fifteen (15) watts of power in the last stage of amplification;
- B. That the only sounds will be that of music or human speech;
- C. That the hours of operation are minimal and do not unreasonably affect the peace and tranquility of residential and commercial areas; however, in no event shall the operation exceed four (4) hours on any day, except on Sundays and legal holidays, when no such operations shall be authorized whatsoever. The permitted four (4) hours shall be between the hours of eleven-thirty a.m. and one-thirty p.m. and between the hours of four-thirty p.m. and six-thirty p.m.;
- D. That the applicant shall submit a map evidencing the route such sound vehicle shall be operated, and that such operation will not be within one hundred (100) yards of any hospital, school, church or courthouse;
- E. That the applicant shall submit a script or list of musical selections that will be employed in the use of such equipment, and that the content of the script or musical selections are not profane, lewd, indecent and slanderous and shall be of some redeeming social value;
- F. That the council may, in consideration for the granting of such permission, set such reasonable conditions as are in the best interests of the general public of the city and insure the public's rights of peace, tranquility and privacy.

CHAPTER 10.75. - HELICOPTERS

| Sections: | |
|-----------|--|
| 10.75.010 | Title for citation. |
| 10.75.020 | Definitions. |
| 10.75.030 | Takeoff and landing restrictions. |
| 10.75.040 | Licensing requirements for helicopter operators. |
| 10.75.050 | Air traffic rules to be obeyed. |
| 10.75.060 | Emergency conditions. |
| 10.75.070 | Operating helicopter recklessly or under influence of alcohol or drugs prohibited. |

10.75.010 - Title for citation.

The ordinance codified in this chapter shall be known and cited as the "Helicopter Ordinance."

10.75.020 - Definitions.

The following words and phrases, when used in this chapter, shall, for the purpose of this chapter, have the following meanings:

- A. "City" means the city of Livonia, Wayne County, Michigan.
- B. "Helicopter" means a vehicle where support in the air is derived from the vertical component of the force produced by airfoils mechanically rotated about an approximately vertical axis.
- C. "Land" means the act of descending from the air to the land or any portion thereof or to alight upon any elevation, building or platform in a vehicle defined above as a helicopter.
- D. "Person" means every natural person, firm, copartnership, association or corporation and their legal successors.
- E. "Takeoff" means the act of ascending from the land or any portion thereof or from any elevation, building or platform in a vehicle defined above as a helicopter.

10.75.030 - Takeoff and landing restrictions.

It is unlawful for any person to takeoff or land a helicopter within the city limits whether from, onto or upon private or public property, unless prior permission is obtained from the chief of police, except if such takeoff or landing is made from a helicopter landing pad which meets state guidelines, provisions of the city building code, and has prior approval as a landing area by the bureau of inspection.

Section 27. Section 040, of Chapter 75, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.75.040 - Licensing requirements for helicopter operators.

- A. No person shall operate any helicopter within the limits of the city unless there is outstanding for such helicopter a valid airworthiness certificate issued by the Federal Aviation Administration of the United States of America.
- B. No person shall operate any helicopter within the limits of the city unless there is outstanding, for the person flying such helicopter, a valid airman's certificate issued by the Federal Aviation Administration of the United States of America.

Section 28. Section 050, of Chapter 75, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.75.050 - Air traffic rules to be obeyed.

No person shall operate any helicopter within the limits of the city except in strict compliance and in accordance with the safety regulations, manuals and directives prescribed by the Federal Aviation Administration and the Civil Aeronautics Board.

10.75.060 - Emergency conditions.

No provision of this chapter shall be construed to make illegal any course of conduct by a pilot or other person, either on the ground or in the air, which is calculated to meet emergency conditions and best cope with an imminent danger that threatens life or property, either on the ground or in the air, when such emergency has arisen as a result of the operation of said helicopter.

10.75.070 - Operating helicopter recklessly or under influence of alcohol or drugs prohibited.

It is unlawful for any person to operate a helicopter within the limits of the city while under the influence of intoxicating liquor, narcotics or other habit-forming or dangerous drugs, or to operate said helicopter in a careless or reckless manner so as to endanger life or property of another. Violation of the standards for safe operation of helicopters prescribed by federal or state statutes or regulations shall be deemed careless or reckless operation of said craft within the meaning of this section.

CHAPTER 10.78. - SNOWMOBILES

| Sections: | |
|-----------|---|
| 10.78.010 | Title for citation. |
| 10.78.020 | Definitions. |
| 10.78.030 | Operation permitted where—Restrictions. |
| 10.78.040 | Equipment required. |
| 10.78.050 | Acts constituting unlawful operation. |

10.78.010 - Title for citation.

The ordinance codified in this chapter shall be known and cited as "the snowmobile ordinance."

10.78.020 - Definitions.

For the purposes of this chapter the following terms, phrases, words and their derivations shall have the meaning given therein:

- A. "City" means the city of Livonia.
- B. "Highway or street" means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.
- C. "Operate" means to ride in or on and to control the operation of a snowmobile.
- D. "Operator" means any person who operates or is in actual physical control of a snowmobile.
- E. "Person" means an individual, partnership, corporation and anybody of persons whether incorporated or not.
- F. "Roadway" means that portion of a highway improved, designated, or ordinarily used for vehicular travel. If a highway includes two (2) or more separate roadways, the term "roadway" refers to any such roadway separately, but not to all such roadways collectively.
- G. "Snowmobile" means any motor-driven vehicle designed for travel primarily on snow or ice of a type which utilizes sled-type runners or skis, or an endless-belt tread, or any combination of these or other similar means of contact with the surface upon which it is operated. It is not a vehicle which must be registered under Act No. 300 of the Public Acts of 1949, as amended, being Sections 257.1 to 257.923 of the Compiled Laws of 1948.

10.78.030 - Operation permitted where—Restrictions.

No person shall operate a snowmobile on any roadway within the city or on any property owned by the city unless an area and/or trail has been so designated for such operation, with the following exceptions:

- A. Snowmobiles properly registered under state law may cross public highways, except limited-access highways and freeways as defined in Act No. 300 of the Public Acts of 1949, as amended, if such crossing can be made in safety and it does not interfere with the free movement of vehicular traffic approaching from any direction on such highway. The snowmobile operator shall yield the right-of-way to all vehicular traffic upon any highway.
- B. Snowmobiles may be operated within the city on any street and highway within the city during a period of emergency, when so declared by the police department, when travel by conventional automotive equipment is not possible.
- C. Snowmobiles may be operated on the highways within the restrictions set forth herein for the purposes of crossing bridges and culverts.
- D. Snowmobiles may be operated on county highways within the city not having ten (10) or more feet of traversable right-of-way outside the traveled portion of the roadway as far off the roadway as possible.

- E. Snowmobiles may be operated on a street or highway within the city for a special snowmobile event of limited duration which is conducted according to a prearranged schedule under permit granted by the city council.
- F. Whenever it is impractical to gain immediate access to an area adjacent to a public highway where a snowmobile is to be operated, the vehicle may be operated adjacent and parallel to the highway for the purpose of gaining access to the area of operation. This subsection shall apply to the operation of a snowmobile from the point where the vehicle is unloaded from a motorized conveyance to and from the area where the snowmobile is to be operated when loading and unloading cannot be effected in the immediate vicinity of the area of operation without causing a hazard to vehicular traffic approaching from either direction on the highway. Loading or unloading must be accomplished with due regard to safety at the nearest possible point to the area of operation.

10.78.040 - Equipment required.

No snowmobile shall be operated in this city unless it has at least one (1) stop light, and adequate brakes capable of producing deceleration at fourteen (14) feet a second on level ground at a speed of twenty (20) miles an hour.

10.78.050 - Acts constituting unlawful operation.

No person shall operate a snowmobile within the city:

- A. At a rate of speed greater than is reasonable and proper having due regard for the conditions then existing;
- B. While under the influence of intoxicating liquor or narcotic and dangerous substances as defined in Section 9.30.030 of this code;
- C. During the hours from one-half (½) hour after sunset to one-half (½) hour before sunrise without displaying a lighted headlight, a lighted taillight and a stop light;
- D. In any nursery, planting area or natural area of forest reproduction, and when growing stock may be damaged;
- E. Unless it is equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke;
- F. While transporting thereon a bow or a firearm unless the same is securely encased.

CHAPTER 10.81. MOTOR-DRIVEN CYCLES, GO-KARTS AND SIMILAR VEHICLES, UNLAWFUL OPERATION

| Sections: | |
|-----------|---|
| 10.81.120 | Motor-driven cycles, minibikes, special-purpose motor vehicles and go-karts—Acts constituting unlawful operation. |
| 10.81.130 | Exceptions to chapter applicability. |
| 10.81.140 | Vehicle impoundment authorized when—Redemption requirements. |

Section 29. Section 120, of Chapter 81, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.81.120 - Motor-driven cycles, minibikes, special-purpose motor vehicles and go-karts—Acts constituting unlawful operation.

- A. No person shall operate a motor-driven cycle, minibike, special-purpose motor vehicle or go-kart:
 - 1. Upon any public sidewalk, walkway, parkway, public park, recreational area, school or college grounds, highway or street, or upon any other publicly owned property except upon paths or trails designated for the operation of such vehicles by the city council during times permitted for such use of such trails;
Upon any unimproved or vacant private property except upon permission of the property owner, or person or persons in lawful possession thereof;
 - 3. Upon any other private property between the hours of eight p.m. and ten a.m., inclusive;
 - 4. Upon any public property, as provided herein, unless such vehicle shall be equipped pursuant to the Michigan Motor Vehicle Code, Public Act 300 of 1949, as amended;
 - 5. With any passenger, except when such vehicle is equipped with a seat, saddle or sidecar which will safely accommodate a passenger.
- B. Provided, however, that this provision shall not apply to publicly owned and operated vehicles which are being operated in the performance of a governmental or public function.

Section 30. Section 130, of Chapter 81, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.81.130 - Exceptions to chapter applicability.

- A. Any or all provisions of this chapter may be waived by the mayor or mayor pro tem of this city in the event of an emergency or natural disaster.
- B. Motorcycles, motor-driven cycles, minibikes, special-purpose motor vehicles or go-karts may be operated upon unimproved or vacant private property of ten (10) acres or more in size between the hours of ten a.m. and eight p.m., inclusive, if the property owner, or person or persons in lawful possession thereof, have consented to such operation; provided, however, that such vehicles shall not be operated within two hundred (200) feet of the property line of any occupied residential property.
- C. Motor-driven cycles, minibikes, special-purpose motor vehicles or go-karts may be operated on private property of more than five (5) acres but less than ten (10) acres in size between the hours of ten a.m. and eight p.m. if the property owner, or person or persons in lawful possession, have consented to such operation.

10.81.140 - Vehicle impoundment authorized when—Redemption requirements.

- A. Violation of this chapter is declared to be a nuisance, and may be abated by a police officer by impoundment of the vehicle involved by removal to the motor vehicle pound to be returned as hereinafter provided.
- B. Before the owner or person in charge of such vehicle shall be permitted to remove the same from the custody of the police department, he shall furnish evidence of his

identity and ownership, he shall sign a receipt, and he shall pay a fee of ten dollars (\$10.00) to cover the cost of removal, if any, plus the cost of storage for not exceeding twenty-four (24) hours; and he shall pay an additional storage fee of one dollar (\$1.00) for each day, or fraction of a day, said vehicle is stored in the vehicle pound in excess of the first twenty-four (24) hours said vehicle is impounded.

CHAPTER 10.87. - NON-MOTORIZED WHEELED DEVICES

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| Sections: | |
| 10.87.010 | Persons on roller skates, coasters and similar devices prohibited on roadways. |
| 10.87.020 | Skateboards, rollerblades and roller skates—Prohibition on use. |

10.87.010 - Persons on roller skates, coasters and similar devices prohibited on roadways.

No person upon roller skates, or riding in or by means of any coaster, or similar device shall go upon any roadway except while crossing a street on a crosswalk, and when so crossing such person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians. This section shall not apply upon any street while set aside as a play street as authorized by ordinance of this city.

10.87.020 - Skateboards, rollerblades and roller skates—Prohibition on use.

For health and safety reasons, skateboards, rollerblades, roller skates and similar devices are strictly prohibited from being used on sidewalks, ramps, steps and other property adjacent to City Hall; furthermore, the city council may, by resolution, designate other locations and/or times in which skateboards, rollerblades, roller skates and similar devices may not be operated on sidewalks or other public property. Such use restrictions shall be posted on signs within the area(s) so designated. No person shall operate a skateboard, rollerblades, roller skates or similar device contrary to the terms of this section. A skateboard, rollerblades, roller skates or similar device used contrary to this section may be confiscated by the police. In the case of a person who is eighteen (18) years of age or older, the skateboard, rollerblades, roller skates or other similar device shall be released by the police department if the owner appears at the police department and provides proper identification. To obtain release of the skateboard, rollerblades, roller skates or other similar device, persons under age eighteen (18) must appear at the police department with a parent or guardian; however, if no such parent or guardian resides in the city, the skateboard, rollerblades, roller skates or other similar device may be released if its owner provides a notarized letter from a parent or guardian requesting release. Violation of this section is a civil infraction punishable by a fine of not more than ten dollars (\$10.00) for the first offense, a fine of not more than twenty-five dollars (\$25.00) for the second offense and a fine of not more than fifty dollars (\$50.00) for a third or subsequent offense.

CHAPTER 10.93. - SCHOOL CROSSING GUARDS

| Sections: | |
|-----------|---|
| 10.93.010 | Appointment—Police chief authority. |
| 10.93.020 | Rules and regulations—Police chief authority. |
| 10.93.030 | Rights and benefits—Workmen's Compensation. |
| 10.93.040 | Exceptions to chapter applicability. |
| 10.93.050 | Unlawful acts designated. |

10.93.010 - Appointment—Police chief authority.

The chief of police is authorized to appoint school-crossing guards in such numbers as necessary to direct and aid school or other children across streets or highways in the city.

10.93.020 - Rules and regulations—Police chief authority.

The chief of police shall promulgate rules relating to the dress, equipment, insignia, powers, duties, qualifications, appointment or removal of such school-crossing guards.

Section 31. Section 030, of Chapter 93, Title 10 of the Livonia Code of Ordinances, as amended, is hereby amended to read as follows:

10.93.030 - Rights and benefits—Workmen's Compensation.

School-crossing guards shall be entitled to all rights and benefits provided under the provisions of Public Act 317 of 1969, as amended; provided, however, that school-crossing guards in order to be entitled to the benefits of the Workmen's Compensation Act of Michigan, must have been injured or killed while on duty and acting within the scope of their employment as school-crossing guards.

10.93.040 - Exceptions to chapter applicability.

The provisions of this chapter shall not apply to members of safety patrols appointed and maintained by any particular school or school district.

10.93.050 - Unlawful acts designated.

- A. It is unlawful for any school-crossing guard to exercise his or her authority or to wear the uniform or insignia or to display his or her badge, in an attempt to exercise his or her authority except during the performance of actual authorized duty.
- B. It is unlawful for any person not duly appointed and sworn in as a school-crossing guard to impersonate such officer, or to wear, carry, possess or display the badge, designated dress or insignia of such school-crossing guard.

Section 32. All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 33. Should any portion of this ordinance be held invalid for any reason, such holding shall not be construed as affecting the validity of any of the remaining portions of this ordinance.

The above ordinance was passed at the regular meeting of the Council of the City of Livonia held Monday, July 11, 2016, at 7:00 p.m.

Susan M. Nash, City Clerk

The foregoing ordinance was authenticated by me on this 12th day of July, 2016.

Dennis K. Wright, Mayor

Approved as to form:

Donald L. Knapp, Jr., City Attorney
Dated: July 12, 2016