

PLAINFIELD TOWNSHIP ORDINANCE REGULATING USE OF MOTORIZED VEHICLES IN PUBLIC PARKS AND RECREATIONAL AREAS

The Township of Plainfield, County of Iosco, State of Michigan

ORDAINS:

ORDINANCE NO.: 53 _____

Adopted: 10/16/2019

Effective: 11/22/2019

AN ORDINANCE to prohibit and/or regulate the use of motorized vehicles in and upon public parks, trails and other public recreational areas in the Township not specifically designated for such use.

SECTION I – *Definitions*

As used in this Ordinance, the term(s) “motorized vehicle” means any self-propelled device, commonly but not necessarily equipped with wheels, and which is used for the transportation of people or cargo of any kind. Such vehicles shall include, without limitation, passenger and commercial cars and trucks, motorcycles, ATVs, ORVs, go-carts, mini-bikes, and bicycles, tricycles or similar devices equipped with either an electric or internal combustion engine.

SECTION II – *Prohibited Use*

It shall be unlawful for any person to use, operate, unload or park any motorized vehicle in or upon the public parks, trails and other recreational areas of Plainfield Township, unless upon a parking lot, trail or in an area thereof specifically designated for such purposes or such persons who are approved for individual mobility vehicle (not ATV's or ORV's) use under the ADA.

SECTION III – *Violations/Penalties/Restitution*

Any violation of this Ordinance shall constitute a municipal civil infraction and a nuisance *per se*, and shall be punishable by a fine of no less than \$500 for the first offense, and no less than \$1,000 for each offense thereafter. The responsible party shall be additionally liable for restitution for all costs of enforcement, including without limitation court costs and attorneys fees.

SECTION IV - Severability

If any part, sentence, paragraph, section, or clause of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such unconstitutionality or invalidity thereof shall not affect the constitutionality or validity of any remaining provisions of this Ordinance.

SECTION V – Effective Date


This Ordinance shall take effect immediately upon publication.

Following a public reading of the Ordinance, and at a regular meeting of the Board of Trustees of the Township of Plainfield held on the 16 day of OCTOBER, 2019, adoption of the foregoing Ordinance was moved by S. Reilly and supported by R. Houthoofd.

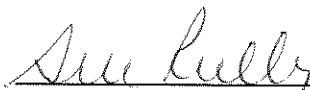
Yes: Allen, Bassi, Lewis, Houthoofd, Reilly

No: None

The Township Board declared the Ordinance adopted.



Fred Lewis, Supervisor



Sue Reilly, Clerk

CERTIFICATION

The foregoing is a true copy of Ordinance No. 52 which was enacted by the Plainfield Township Board of Trustees at a regular meeting held on the 16 day of October, 2019; and which was published in the Iosco County News Herald on the 23 day of October, 2019.



Sue Reilly, Clerk