

VILLAGE OF MORRICE
ORDINANCE NO: 20-02
(Enacted October 13, 2020)

**AN ORDINANCE TO REGULATE THE USE OF OFF ROAD
AND OTHER VEHICLES**

THE VILLAGE OF MORRICE ORDAINS:

Section 1: Short Title: This Ordinance shall be known as the Village of Morrice Ordinance Regulating Off Road and Other Vehicles.

Section 2: Purpose: An ordinance to secure the public health, safety and welfare of the residents, and property owners as well as provide for the regulation of the operation of off road and other vehicles within the Village of Morrice.

Section 3: Definitions. The following definitions shall apply in this Ordinance:

- (A) "ATV" means a vehicle with 3 or more wheels that is designed for off-road use, has low-pressure tires, has a seat designed to be straddled by the rider, and is powered by a 50cc to 1,000cc gasoline engine or an engine of comparable size using other fuels.
- (B) "ORV" or, unless the context implies a different meaning, "vehicle" means a motor-driven off-road recreation vehicle capable of cross-country travel without benefit of a road or trail, on or immediately over land, snow, ice, marsh, swampland, or other natural terrain. A multitrack or multiwheel drive vehicle, a motorcycle or related 2-wheel vehicle, a vehicle with 3 or more wheels, an amphibious machine, a ground effect air cushion vehicle, or other means of transportation may be an ORV. An ATV is an ORV. ORV or vehicle does not include a registered snowmobile, a farm vehicle being used for farming, a vehicle used for military, fire, emergency, or law enforcement purposes, a vehicle owned and operated by a utility company or an oil or gas company when performing maintenance on its facilities or on property over which it has an easement, a construction or logging vehicle used in performance of its common function, or a registered aircraft.

Section 4. Operating Off Road Vehicles In The Village - An individual shall not operate a motorcycle, ATV, ORV, or golf cart, other than those that are solely powered by electricity, as follows:

- A. Within 100 feet of a residential dwelling at a speed greater than the minimum required to maintain controlled forward movements of the vehicle, except on a Village street or alley when such vehicle is properly licensed and operated by a licensed operator in compliance with the Michigan Motor Vehicle and Uniform Traffic Codes.
- B. On private property zoned R-1A (Low Density Residential - Old Town Area), R2A (Low Density Residential), R-1B (Medium Density Residential), R-M1 (Multiple Family Residential), B-1 (General Business) or PL (Public Lands) zoning districts, unless such property is greater than one acre in size and the vehicle is being operated at no less than 450 feet away from a residential, business

or public structure.

- C. Exceptions: A person may operate a vehicle listed in Section 4 A to access or depart private property, or to and/or from a Village street or alley, only when such operation is done at a speed equal to the minimum speed required to maintain controlled, forward movements of the vehicle.
- D. No person shall allow another person to operate a vehicle listed in Section 4 in violation of subsection (A) or (B).
- E. No property owner, manager, or tenant shall allow another person to operate a vehicle listed in Section 4 in violation of subsection (A) or (B) on the property of the property owner.

Section 5: Penalty. Anyone who violates any provision of this Ordinance shall be responsible for a municipal civil infraction. Penalties for which are as prescribed in Ordinance No. 05-07, *An Ordinance To Establish Penalties For Violations of Village Ordinances*, Section 3.

Section 6: Effective Date. That this Ordinance and the related rules, regulations, provisions, requirements, orders and matters established shall take effect immediately upon publication, except any penalty provisions which shall take effect twenty (20) days after publication, pursuant to MCL 66.1.

Section 7: Repeal of Conflicting Ordinances. All Ordinances or parts of Ordinances in conflict with this Ordinance are repealed only to the extent necessary to give all provisions of this Ordinance full effect.

Section 8: Severability: If any section, subdivision, clause or phrase of this Ordinance is deemed invalid, such invalidity shall not affect the validity of the remained of the Ordinance as a whole or any part other than the part deemed invalid.

Adopted on October 13, 2020 by the Council of the Village of Morrice.

Post: October 15, 2020
Karen McGuire, Village Clerk