

**ORDINANCE NO. 175**

**AN ORDINANCE TO PROHIBIT PUBLIC PARKING AND TO REGULATE TRAFFIC ON THE DRIVEWAYS/FIRE LANES AT DECATUR PUBLIC SCHOOLS AND ON A CERTAIN PORTION OF WEST EDGAR BERGEN BOULEVARD, MEMORY LANE AND AUSTIN BOULEVARD WHEN SCHOOL IS IN SESSION.**

**THE VILLAGE OF DECATUR, VAN BUREN COUNTY, MICHIGAN ORDAINS:**

**Section 1: Purpose.** The purpose of this Ordinance is to prohibit public parking and to regulate traffic on Decatur Public Schools' premises, and that portion of West Edgar Bergen Boulevard between North Phelps Street and Rosewood Avenue; and on that portion of Memory Lane lying between the west entrance of the Decatur High School parking lot and Austin Blvd; and on that portion of Austin Blvd lying between Douglas Drive and Memory Lane, in order to protect the health, welfare and safety of the public.

**Section 2: Definitions.** For the purpose of this Ordinance the following words are defined as follows:

A. "Park" means the stopping of a motor vehicle and leaving it unattended.

B. "Stop or stopping" means the halting of a motor vehicle, even momentarily, unless the halting of the vehicle is necessary to avoid conflict with other traffic, or that is in compliance with the directions of a police officer or traffic-control sign or signal.

C. "U-Turn" means a turn made on a roadway or in an intersection by a vehicle for the purpose of reversing its direction of travel.

**Section 3:** No person shall park a motor vehicle and/or motorcycle in the driveways/fire lanes used to service the Decatur Public High School, Middle School and Elementary School or in any other designated "No Parking" areas of said school premises.

**Section 4:** No person shall operate or drive a motor vehicle and/or motorcycle on the driveway/fire lane serving Decatur Middle School between the hours of 7:45 a.m. to 8:15 a.m. and 2:45 p.m. to 3:15 p.m., at which time school buses are unloading or loading students.

**Section 5:** No person shall leave a motor vehicle and/or motorcycle unattended in any area designated by Decatur Public Schools for the drop-off or pick-up of students.

**Section 6:** No person shall park on the street right-of-way of that portion of West Edgar Bergen Boulevard lying between North Phelps Street and Rosewood Avenue, between the hours of 7:00 a.m. to 4:00 p.m., Monday through Friday, when school is in session.

**Section 7:** No person shall stop or make U-turns on the street right-of-way of that portion of West Edgar Bergen Boulevard between North Phelps Street and Rosewood Avenue, between the hours of 7:00 a.m. to 4:00 p.m., Monday through Friday, when school is in session.

**Section 8:** No person shall park on the street right-of-way of that portion of Memory Lane lying between the west entrance of the Decatur High School parking lot and Austin Blvd between the hours of 8:00 a.m. to 3:10 p.m., Monday through Friday, when school is in session.

**Section 9:** No person shall park on the street right-of-way of that portion of Austin Blvd lying between Douglas Drive and Memory Lane between the hours of 8:00 a.m. to 3:10 p.m., Monday through Friday, when school is in session.

**Section 10: Repeal:** Ordinance No. 56 is hereby repealed. All other Ordinances or parts thereof of the Village of Decatur, Michigan in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

**Section 11: Penalties:** A violation of this Ordinance is a municipal civil infraction and the owner of any motor vehicle who shall violate this Ordinance shall be responsible for a civil infraction and subject to a civil fine as hereinafter set forth, plus any costs, damages, expenses and other sanctions as authorized under Chapters 83 and 87 of Act No. 236 of the Michigan Public Acts of 1961, as amended, being MCL 600.8302 and MCL 600.8701 et seq., respectively. In addition any motor vehicle parked in a posted "Tow Away Zone" shall be immediately removed to a place of safekeeping at the expense of the registered owner of said vehicle who shall be liable for the actual and reasonable towing and storage charges for same. The civil fines for violation of this Ordinance shall be as follows:

- A. A violation of Sections 3, 4 and 7 shall be subject to a civil fine of \$50.00.
- B. A violation of Sections 5, 6, 8 and 9 shall be subject to a civil fine of \$25.00.

A parking violation notice shall be issued by a police officer of the Village of Decatur for a violation of Sections 3, 5, 6, 8 and 9. The parking violation notice shall indicate that the civil fine shall be paid to the Village of Decatur Parking Violations Bureau within 72 hours from the time the violation notice was issued. Said notice shall also indicate the address of the Bureau, the hours during which the Bureau is open and the amount of the civil fine. In the event the civil fine for a parking violation is not paid within the aforesaid 72 hours, a traffic citation for a civil infraction shall be issued to the owner of the vehicle. A traffic citation shall be issued for a violation of Sections 4 and 7 of this Ordinance.

**Section 12: Effective Date.** This Ordinance shall become effective the 1st day of October, 2007.

Adopted by the Village Council of the Village of Decatur, Michigan this 4th day of September, 2007.