

# TITLE 4: TRAFFIC CODE

## CHAPTER

- 40: GENERAL PROVISIONS
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- 42: MICHIGAN VEHICLE CODE

## CHAPTER 40: GENERAL PROVISIONS

### SECTION

- § 40.01 UNIFORM TRAFFIC CODE ADOPTED BY REFERENCE
- § 40.02 PARKING VIOLATIONS

#### § 40.01 UNIFORM TRAFFIC CODE ADOPTED BY REFERENCE

- (A) The 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 PA 306, MCL 24.201 to 24.328 and made effective October 30, 2002, and all future amendments and revisions to the Uniform Traffic Code when they are promulgated and effective in this state are incorporated and adopted by reference.
- (B) *References in Uniform Traffic Code.* References in the Uniform Traffic Code for Michigan Cities, Townships and Villages to **GOVERNMENTAL UNIT** shall mean the City of Whitehall, Michigan.
- (C) *Penalties.* The penalties provided by the Uniform Traffic Code for cities, townships and villages are adopted by reference.  
(Ord. 02-09, passed 12-23-02)

#### § 40.02 PARKING VIOLATIONS

- (A) *Definitions.* For the purpose of this Section, the following definitions shall apply unless context clearly indicates a different meaning.

**PUBLIC STREET.** Any street, alley or municipally owned parking lot.

**PARKED/PARKING.** The act of leaving a motor vehicle stationary (whether occupied or not) for any length of time.

(B) The following are acts that are prohibited. No person shall:

- (1) Park on a public street or municipal parking lot, unless otherwise marked, between the hours of 2 a.m. – 6 a.m. from November 15 to March 31 (for snow removal).  
*(Am. Ord. 17-01, passed 05-09-17)*
- (2) Park in the opposite direction against the traffic flow.
- (3) Park in front of a public or private driveway or in such a manner as to impede ingress or egress from same.
- (4) Park in any manner that impedes or obstructs the normal flow of traffic, including but not limited to double parking.
- (5) Park in any location where signs prohibit same.
- (6) Park in a marked handicap parking zone without proper authorization or in violation of said authorization.
- (7) Park on a sidewalk or in such a manner to impede pedestrian flow and traffic along the side of any road without sidewalks.
- (8) Park within 15 feet of any fire hydrant.
- (9) Park within 30 feet of any traffic control or signal or in such a manner that said parking obscures the view of a control or signal or of traffic.
- (10) Park on any private property, including the public right-of-way and parking lots open to the public, without the consent or permission of the owner.  
*(Ord. 11-07, passed 10-11-11; Am. Ord. 16-04, passed 10-11-16)*

(C) Penalty

Section	Description – Civil Infraction	First Offense	Second Offense	Third Offense
40.02	Parking Violations	\$10.00	\$25.00	\$100.00

*(Ord. 11-07, passed 10-11-11)*

## CHAPTER 41: SNOWMOBILES

### SECTION

- § 41.01 DEFINITIONS
- § 41.02 SNOWMOBILES TO BE REGISTERED
- § 41.03 OPERATION OF SNOWMOBILES REGULATED
- § 41.04 PARENTS AND GUARDIANS RESPONSIBLE

#### § 41.01 DEFINITIONS

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**HIGHWAY or STREET.** 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.

**OPERATE.** To ride in or on and to control the operation of a snowmobile.

**OPERATOR.** Any person who operates or is in actual physical control of a snowmobile.

**OWNER.** Any person other than a lien-holder, having the property in or title to a snowmobile entitled to the use or possession thereof.

**SNOWMOBILE.** Any motorized vehicle designed for travel primarily on snow or ice steered by wheels, skis or runners.  
(Ord. 101, passed 1-14-69)

#### § 41.02 SNOWMOBILES TO BE REGISTERED

- (A) Except as otherwise provided, no snowmobile shall be operated within the city unless registered by the owner as provided by Act No. 47 of the Public Acts of the State of Michigan 1968. No registration is required for a snowmobile operated exclusively on lands owned or under the control of the snowmobile owner.
- (B) Penalty

Section	Description – Civil Infraction	First Offense	Second Offense	Third Offense
41.02	Snowmobiles to be Registered	\$25.00	\$50.00	\$100.00

(Ord. 101, passed 1-14-69)

#### § 41.03 OPERATION OF SNOWMOBILES REGULATED

No person shall operate a snowmobile in the City:

- (A) At a rate of speed greater than is reasonable and proper having due regard for conditions then existing, unless otherwise posted for snowmobiles.
- (B) While under the influence of intoxicating liquor or narcotic drugs, barbitol or any derivative of barbitol.
- (C) In or on any property, park or playground in the City nor in any nursery, planting area or natural area of forest owned by the City, except by permit and permission granted by the City Council, first obtained. Parking of snowmobiles is permitted in City owned parking lots.
- (D) On Colby Street (US-BR 31), Mears Avenue and Division Avenue and any duly closed roads within the City limits other than crossing at intersections at right angles. *(Am. Ord. 22-07, Passed 11/9/22)*
- (E) Between the hours of 12:00 a.m. (midnight) to 7:00 a.m.
- (F) During permissive hours without displaying a lighted headlight and lighted taillight between sunset and sunrise.
- (G) Unless equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke. Excessive noise shall specifically include unnecessary racing or accelerating of the engine.
- (H) On any other property within the City limits, without the prior consent or permission of the owner or occupant of said property.
- (I) On less than four (4) inches of snow.
- (J) Penalty

Section	Description – Civil Infraction	First Offense	Second Offense	Third Offense
41.03	Operation of Snowmobiles Regulated	\$25.00	\$50.00	\$100.00

*(Ord. 10-04, Passed 5-11-10; Am. Ord. 12-05, passed 11-27-12; Am. Ord. 18-01, Passed 1-23-18; Am. Ord. 21-01, passed 06-8-21)*

**§ 41.04 PARENTS AND GUARDIANS RESPONSIBLE**

- (A) The parent of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provision of this chapter.

(B) Penalty

Section	Description – Civil Infraction	First Offense	Second Offense	Third Offense
41.04	Parents & Guardians Responsible	\$25.00	\$50.00	\$100.00

*(Ord. 101, passed 1-14-69)*

## CHAPTER 42: MICHIGAN VEHICLE CODE

### SECTION

- § 42.01 CODE ADOPTED
- § 42.02 REFERENCES IN CODE
- § 42.03 NOTICE TO BE PUBLISHED
- § 42.04 PENALTY

#### § 42.01 CODE ADOPTED

Pursuant to the provision of the Michigan Vehicle Code, Public Act 300 of 1999, being M.C.L.A. §257.1 through §257.923, is hereby adopted by reference in its entirety.

*(Ord. 02-06, passed 4-23-02)*

#### § 42.02 REFERENCES IN CODE

Reference in the Michigan Vehicle Code to “Local authorities” shall mean the city. Penalties upon conviction of offenses thereunder shall be assessed as provided in the Michigan Vehicle Code.

#### § 42.03 NOTICE TO BE PUBLISHED

The City Clerk shall publish this ordinance in the manner required by law and shall publish, at the same time, a notice stating the purpose of the Michigan Vehicle Code.

*(Ord. 02-06, passed 4-23-02)*

#### § 42.04 PENALTY

The penalties provided by the Michigan Vehicle Code are adopted by reference, provided, however, that the City may not enforce any provisions of the Michigan Vehicle Code for which the maximum period of imprisonment is greater than 93 days.

*(Ord. 02-06, passed 4-23-02)*

The following fee schedule shall apply to all civil infraction traffic violations for which the Municipal Ordinance Violations Bureau is designated as the court location.

*(Ord. 25-02, passed 11-25-25)*

<b>Section</b>	<b>Description – Civil Infraction</b>	<b>Fee</b>
§ 42.04	Speed 1-10 over posted limit	\$ 80.00
	Speed 11-15 over posted limit	\$ 100.00
	Speed 16+ over posted limit	\$ 120.00
	Speed 1-10 over posted limit in school/construction zone	\$ 100.00
	Speed 11-15 over posted limit in school/construction zone	\$ 120.00
	Speed 16+ over posted limit in school/construction zone	\$ 140.00
	Careless Driving	\$ 140.00
	Fail to Yield to Emergency Vehicles	\$ 140.00
	Fail to Stop for School Bus	\$ 140.00
	Seat Belt Violations	\$ 60.00
	Child Restraint Violation	\$ 80.00
	Defective Equipment (if the violation is not repaired/waived)	\$ 80.00
	Disobey Traffic Signal	\$ 80.00
	Disobey Stop Sign	\$ 80.00
	Disobey Traffic Control Device	\$ 80.00
	Drove Left of Center	\$ 80.00
	Drove Wrong Way	\$ 80.00
	Fail to Change Address on License	\$ 80.00
	Fail to Stop Within Assured Clear Distance	\$ 80.00
	Fail to Stop Exiting a Private Drive	\$ 80.00
	Fail to Signal Turn or Lane Change	\$ 80.00
	Fail to Yield	\$ 80.00
	Following too Closely	\$ 80.00
	Graduated License Violation	\$ 80.00
	Impeding Traffic	\$ 80.00
	Improper Passing	\$ 80.00
	Improper Turn	\$ 80.00
	Improper Use of Lights	\$ 80.00
	Helmet Law Violation	\$ 80.00
	No Proof of Insurance	\$ 80.00
	Expired Registration	\$ 80.00