

Chapter 22

TRAFFIC AND MOTOR VEHICLES¹

- Art. I. In General, §§ 22-1--22-15**
- Art. II. Uniform Traffic Code, §§ 22-16--22-30**
- Art. III. Parking, Stopping and Standing, §§ 31--22-43**
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ARTICLE I. IN GENERAL

Sec. 22-1. Adoption of Michigan Vehicle Code.²

The Michigan Vehicle Code, 1949 PA 300, MCL §§257.1 to 257.923, and all future amendments and revisions to the Michigan Vehicle Code when they are adopted and effective in this state are adopted by reference.

(Ord. No. 184, § 1, 5-12-03)

Sec. 22-2. Codification of Michigan Vehicle Code.

Provisions of the Michigan Vehicle Code, 1949 PA 300, MCL §§257.1 to 257.923, and all future amendments and revisions to the Michigan Vehicle Code when they are adopted and effective in this state shall be codified to the Code of the City of Grosse Pointe Park as Sec. 22-MVC-1 et. seq. according to the section number assigned each such section by the Michigan Compiled Laws. By way of example, Section 1 of the Michigan Vehicle Code would be adopted by reference as Sec. 22-MVC-1 of the Code of the City of Grosse Pointe Park, and so forth. The term “local authorities” as used in the Michigan Vehicle Code shall mean the City of Grosse Pointe Park with respect to provisions of the Michigan Vehicle Code enforced as an ordinance of the City of Grosse Pointe Park.

(Ord. No. 184, § 1, 5-12-03)

Sec. 22-3. Enforcement of Michigan Vehicle Code.

Provisions of the Michigan Vehicle Code for which the maximum period of imprisonment is greater than 93 days shall not be enforced as an ordinance of the City of Grosse Pointe Park.

(Ord. No. 184, § 1, 5-12-03)

¹ **Cross references**-Any ordinance prescribing traffic and parking restrictions pertaining to specific streets saved from repeal, § 1-4(11) ; unlawful engine exhaust noises, § 14- 6; unlawful noise from horns and signal devices, § 14-9; offenses, Ch. 16; regulation of motor vehicles in lakeside parks, § 17-33; business with passing traffic by peddlers and service vendors, § 18-19; stop street area restrictions for peddlers and service vendors, § 18-20; vehicle tag for transient junk dealers, § 19-18; streets, sidewalks and other public property, Ch. 21; vehicles for hire, Ch. 25.

² **State law references**-Michigan Vehicle Code, MCL §257.1 et seq., MSA §9.1801 et seq.; regulations by local authorities, MCL §§257.605, 257.606, 257.610, MSA §§9.2305, 9.2306, 9.2310. Sections 22-1 through 22-5 were adopted as part of Ord. No. 184 on May 12, 2003, effective. June 1, 2003.

Sec. 22-4. Adoption of Uniform Traffic Code.

The Uniform Traffic Code for Cities, Townships, and Villages as promulgated by the director of the Michigan department of state police 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.
(Ord. No. 184, § 1, 5-12-03)

Sec. 22-5. Codification of Uniform Traffic Code.

Provisions of the Uniform Traffic Code and all future amendments to the Uniform Traffic Code when they are promulgated and effective in this state shall be codified to the Code of the City of Grosse Pointe Park as Sec. 22- UTC-1, et. seq. according to the rule number assigned each such rule of the Uniform Traffic Code. By way of example, Rule 1 of the Uniform Traffic Code would be adopted by reference as Sec. 22-UTC-1 of the Code of the City of Grosse Pointe Park, and so forth. The term “governmental unit” as. used in the Uniform Traffic Code shall mean the City of Grosse Pointe Park with respect to provisions of the Uniform Traffic Code enforced as an ordinance of the City of Grosse Pointe Park.
(Ord. No. 184, § 1, 5-12-03)

Secs. 22-6. -- 22-15. Reserved.

ARTICLE II. UNIFORM TRAFFIC CODE³

Sec. 22-16. Seat Belts.⁴

(a) Each driver and front seat passenger of a motor vehicle operated on a street or highway shall wear a properly adjusted and fastened seat belt, except that a child less than four years of age shall be protected as required in Subsection (b) of this Section.

(b) Each driver transporting a child less than four years of age in a motor vehicle shall properly secure that child in a child restraint system that meets the standards prescribed in 49 CFR 571.213.

(c) Each driver of a motor vehicle transporting a child four years of age or more but less than 16 years of age in a motor vehicle shall secure the child in a properly adjusted and fastened seatbelt.

(d) The requirements of this Section shall not apply with respect to persons or motor vehicles as exempted by state law from substantially similar requirements of the Michigan Vehicle Code.

(e) A person who violates this Section is responsible for a civil infraction.

³ **State law reference**-Authority to adopt the Uniform Traffic Code, MCL §257.951, MSA §9.265 1.

⁴ **Editor's note** – Ord. No. 181 described this Section as Sec. 22-18. At the Editor's discretion, it was renumbered as Sec. 22-16.

(Ord. No. 181, § 1, 3-13-00).

Secs. 22-17. -- 22-19. Reserved.

ARTICLE III. PARKING, STOPPING AND STANDING⁵

DIVISION 1. GENERALLY

Sec. 22-20. Large Vehicle Parking.⁶

No person shall park a vehicle greater than twenty (20) feet in length or seven (7) feet in height or any trailer upon any street or alley for a period of more than thirty (30) minutes or while actively engaged in loading or unloading the same. A person violating this section shall be responsible for a civil infraction.

(Ord. No. 184, § 1, 5-12-03)

Sec. 22-21. Commercial Vehicle Parking.

It shall be unlawful to park any commercial vehicle on any street in this city for a period longer than thirty (30) minutes between the hours of 2:00 a.m. and 4:00 a.m. of the same day. It shall be unlawful at any time to park any commercial vehicle in excess of half ton rated capacity, any house trailer, or any tractor, on any street in this city for a period longer than thirty (30) minutes. The provisions of this section shall not be deemed to prohibit the parking of commercial vehicles, house trailers or tractors during such period of time in excess of thirty (30) minutes as may be reasonably required for actual loading or unloading, nor the parking of commercial vehicles used by workmen working in the vicinity during such period of time in excess of thirty (30) minutes as work is actually in progress. Nothing in this section shall imply any permission to park where parking is otherwise prohibited or restricted. The Director of Public Safety or his designate for good cause may grant special permits permitting the parking of vehicles described in this section during a period in which parking would otherwise be prohibited but each permit shall be granted for a definite period of time. A person violating this section shall be responsible for a civil infraction.

(Ord. No. 184, § 1, 5-12-03)

Sec. 22-22. Prohibited Stopping, Standing or Parking.

No person shall stop, stand, or park a vehicle and no vehicle shall stop, stand, or park between the lateral lines of a roadway and the adjacent property lines or within any portion of a front yard which is not paved and utilized as a driveway. A person violating this Section shall be responsible for a civil infraction.

(Ord. No. 191, § 1, 10-8-07)

⁵ **Charter reference**-Power to provide for parking facilities, § 2.2(k).

⁶ Sections 22-20 and 22-21 were adopted as part of Ord. No. 184 on May 12, 2003, effective June 1, 2003.

Sec. 22-23. Prohibited Operation or Parking of Unregistered Vehicles.

No person shall operate or park a vehicle required to be registered under the Michigan Vehicle Code on any street or alley unless there is attached to and displayed on the vehicle as required by the Michigan Vehicle Code, a vehicle registration plate issued for the vehicle for the current registered year. Except as provided in Section 255 of the Michigan Vehicle Code, a person violating this Section shall be responsible for a civil infraction. (Ord. No. 191, § 2, 10-8-07).

Sec. 22-24. -- 22-29. Reserved.

Sec. 22-30. Parades and Competitive Events.⁷

(a) As used in this Section, “parade” means any procession of twenty-five (25) or more persons or vehicles on city streets, sidewalks or any other public property. It includes noncompetitive bike-a-thons and walkathons but does not include funerals, legally protected picketing or processions of organized school groups containing less than fifty (50) persons on sidewalks and in compliance with traffic-control devices.

(b) As used in this Section, “competitive event” means any race or other form of competition on city streets, sidewalks or any other public property. It includes, but is not limited to, competition by foot, bicycle, motor vehicle, skateboard, roller skates or wheelchair.

(c) No person shall organize, promote, stage, sponsor or participate in any parade or competitive event on the city streets, sidewalks or any other public property without first obtaining a permit from the City Manager and without complying with the conditions of the permit.

(d) Application for a permit shall be made on forms prescribed by the City Manager. The forms may require information on the event’s location, time, medical facilities, safety equipment and such other information as the Manager may need to determine whether a permit should be issued. Permits shall be granted or refused based on the safety and welfare of the participants or the public and on the degree of interference with the use of the streets for public travel.

(e) The granting of a permit may be conditioned upon proof of insurance protecting the City, agreements to indemnify the City, liability waivers, and payment of the costs of providing needed police assistance or other forms of City assistance.

(f) No permit for a parade shall be refused because of the political or religious beliefs of the participants.

(g) The City Manager may adopt regulations to facilitate the enforcement of this section.

⁷ Sections 22-30 -- 22-32 were adapted as part of Ord. No. 184 on May 12, 2003, effective June 1, 2003.

(h) An appeal may be taken to the City Council by any person, firm or corporation, or by any other group affected by a decision of the City Manager under this Section provided a written request therefore is filed with the City Clerk within seven (7) days of the issuance or denial of a permit. The City Council shall select a reasonable time and place for the hearing of the appeal and give notice thereof to the parties and shall render decision on the appeal without unreasonable delay. The decision of the City Council shall be final.
(Ord. No. 184, § 1, 5-12-03)

Sec. 22-31. Handicapped Parking In Shopping Centers.

Each shopping center parking area as defined in Section 1 of Act No. 235 of the Public Acts of 1969, as amended, shall contain parking spaces specifically designated for handicappers in numbers to conform with the requirements of Section 2 of Act No. 1 of the Public Acts of 1966, as amended.
(Ord. No. 184, § 1, 5-12-03).

Sec. 22-32. Parking Lots.

(a) The term “parking lot” as used in this Section means any parcel of land opened to the general public for the storage of motor vehicles upon payment of a fee or charge, but excluding completely enclosed buildings.

(b) No person shall maintain or conduct a parking lot without first having obtained a license therefore. No such license shall be issued except upon certification of the Director of Public Safety and the Director of Public Service.

(c) The operator of a parking lot shall file with the Public Service Department at the time of application for a license, a complete schedule of rates and charges to be made for storage of a motor vehicle on the parking lot to be licensed. Such schedule of rates and charges may be changed only after filing with the Public Service Department a new schedule of rates, forty-eight (48) hours or more before the same shall take effect and by posting the changed or altered rates on the parking lot as required by Subsection (d) The filing of a new schedule of rates and charges shall cancel all prior schedules. No operator of any parking lot shall make a charge for the storage of a motor vehicle other than the appropriate charge contained in the effective schedule on file with the Clerk.

(d) There shall be maintained on each parking lot in some conspicuous place, a permanently affixed sign suitable to apprise persons using such parking lot of the rates and charges for storing motor vehicles then in effect and on file in the office of the public service department.
(Ord. No. 184, § 1, 5-12-03).

Secs. 22-33. -- 22-40. Reserved.

DIVISION 2. PARKING LOTS

Sec. 22-41. Defined.

Parking Lot. The term “parking lot” as used in this division means any parcel of land opened to the general public for the storage of motor vehicles upon payment of a fee or charge, but excluding completely enclosed buildings.

(Code 1957, § 7.124)

Cross reference-Definitions and rules of construction generally, §§ 1-2.

Sec. 22-42. Licensing.

No person shall maintain or conduct a parking lot without first having obtained a license therefore. No such license shall be issued except upon certification of the Chief of Police and the director of public service.

(Code 1957, § 7.124)

Cross reference-Licenses generally, Ch. 13.

Sec. 22-43. Schedule of rates.

(a) The operator of a parking lot shall file with the public service department at the time of application for a license, a complete schedule of rates and charges to be made for storage of a motor vehicle on the parking lot to be licensed. Such schedule of rates and charges may be changed only after filing with the Public Service Department a new schedule of rates, forty-eight (48) hours or more before the same shall take effect and by posting the changed or altered rates on the parking lot as required by Subsection (b). The filing of a new schedule of rates and charges shall cancel all prior schedules. No operator of any parking lot shall make a charge for the storage of a motor vehicle other than the appropriate charge contained in the effective schedule on file with the Clerk.

(b) There shall be maintained on each parking lot in some conspicuous place, a permanently affixed sign suitable to apprise persons using such parking lot of the rates and charges for storing motor vehicles then in effect and on file in the office of the public service department.

(Code 1957, §§ 7.125 - 7.126)