

**PORT SHELDON TOWNSHIP
OTTAWA COUNTY, MICHIGAN**

PARKING ORDINANCE

ORDINANCE NO. 2023-01

An Ordinance pursuant to Act 246 of the Public Acts of 1945, as amended, to be enforced in the Township of Port Sheldon, Ottawa County, Michigan, to regulate parking on streets or roads within the Township; to provide for the health, safety, and welfare of persons: to protect and preserve property; and to provide penalties for violations of this Ordinance.

PORT SHELDON TOWNSHIP, OTTAWA COUNTY, MICHIGAN, ORDAINS:

SECTION 1. Definitions

The following words and terms are defined for the purpose of their use in this Ordinance. Any word or term not defined in this Ordinance shall be considered to be defined in accordance with its common or standard definition.

1. “Vehicle” means a device in, upon, or by which any person or property is or may be transported or drawn upon a highway whether or not self-propelled; excepting devices exclusively moved by human power.
2. “Parked or Parking” means a standing vehicle, whether occupied or not, upon a right-of-way of a designated street or road, when not loading or unloading, except when making necessary repairs.
3. “Right-of-Way” means the entire width between the boundary lines of every publicly maintained way when any part of the width is open to the use of the public for purposes of vehicular travel.
4. “Designated Street or Road” means every publicly maintained way located within the Township, any part of which is open to the use of the public for purposes of vehicular travel, which is not a major thoroughfare, and which the Township Board by resolution has designated for parking restrictions. Streets which are not major thoroughfares include the following.
 - A. “Minor Street” is intended primarily for access to abutting properties.
 - B. “Marginal Street Access” is a minor street which is parallel and adjacent to arterial streets and which provides access to abutting properties and protection from through traffic and not carrying through traffic.

- C. “Cul-de-sac” is a minor street of short length having one end terminated by a vehicular turnaround.
- D. “Parkway” is a street designated for noncommercial, pleasure-oriented traffic moving at moderate speeds, between and through scenic areas and parks.
- E. “Arterial Street” is a street designed for moderately high speed and moderately high volume, used to carry through traffic but not providing access to abutting properties.
- F. “Collector Street” is a street used to carry traffic from minor streets to arterial streets, including principal entrance streets to large residential developments.

SECTION 2. Parking Restrictions

The Township Board shall, from time to time, resolve to prohibit or otherwise limit or regulate parking on designated streets and roads as to certain days of the week and times of the day.

SECTION 3. Penalty

Any natural person or entity violating the provisions of this Ordinance shall be responsible for a municipal civil infraction. The sanctions for a violation of this Ordinance shall include the following:

1. Civil fine of not less than \$50.00, plus costs and other sanctions; and
2. The towing and impoundment of the illegally parked vehicle. The owner of the impounded vehicle shall be responsible for all charges associated with the towing and impoundment of the illegally parked vehicle.

The Township Supervisor, the Township Ordinance Enforcement Officer, and any law enforcement officer of the Ottawa County Sheriff’s Department or of the Michigan State Police are authorized to issue municipal civil infractions and order the impoundment of vehicles parked in violation of this Ordinance.

Further, Ottawa County personnel assigned to a Township park per a contract between the County and the Township are authorized to issue municipal civil infractions and order the impoundment of vehicles parked in areas designated for Township park parking but without or in violation of the necessary parking permits issued to allow parking for the Township park in question.

The service of citations of municipal civil infractions under this Ordinance may be by personal delivery, by first class mail, or by affixing the citation to the vehicle parked in violation of this Ordinance.

SECTION 4. Severability

This Ordinance and its various parts, sentences, phrases, paragraphs, sections, and clauses are declared to be severable. If any part, sentence, phrase, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected.

SECTION 5. Repeal

All resolutions, ordinances, orders, in whole or in part, in conflict with any of the provisions of this Ordinance are, to the extent of such conflict, repealed.

SECTION 6. Effective Date

This Ordinance is ordered to take effect 30 days after its publication as required by Michigan law.

ROLL CALL VOTE:

YES: Teresa De Graaf, Luke DeVries, Rachel Frantom and Michael Sabatino

NO: NONE

ABSENT: Bill Monhollon

Declared adopted on May 23, 2023

Michael A. Sabatino, Township Supervisor

Teresa De Graaf, Township Clerk

CERTIFICATE

I, Teresa De Graaf, Clerk for Port Sheldon Township, Ottawa County, Michigan, certify that the foregoing Ordinance was adopted at a regular meeting of the Port Sheldon Township Board, held on May 23, 2023. The following members of the Township Board were present at that meeting: Teresa De Graaf, Lucas DeVries, Rachel Frantom and Michael Sabatino and the following members of the Township Board were absent: Bill Monhollon. The Ordinance was adopted by the Township Board with members of the Board Teresa De Graaf, Lucas DeVries, Rachel Frantom and Michael Sabatino voting in favor, and members of the Board None voting in opposition to the Ordinance. Notice of Adoption was published in the Holland Sentinel on May 26, 2023.

Teresa De Graaf, Township Clerk