**TOWNSHIP OF RAY**

**MACOMB COUNTY, MICHIGAN**

**ADOPTION OF MICHIGAN VEHICLE CODE; UNIFORM TRAFFIC CODE**

**ORDINANCE NO. 66-A**

**TITLE**

 AN ORDINANCE adopting, by reference, the Michigan Vehicle Code, including the Uniform Traffic Code and repealing any and all Ordinances and/or Resolutions in conflict therewith.

THE TOWNSHIP BOARD OF THE TOWNSHIP OF RAY, MACOMB COUNTY, MICHIGAN, ORDAINS:

**SECTION 1. SHORT TITLE**

This Ordinance shall be known and cited as the Ray Township Traffic Ordinance.

**SECTION 2.** **ENABLING AUTHORITY**

This Ordinance is adopted in accordance with and pursuant to MCL 41.181.

**SECTION 3. ADOPTION OF CODE**

The Michigan Vehicle Code, being MCL 257.1 through 257.923, as amended and as it may be further amended from time to time and the Uniform Traffic Code, as amended and as it may be further amended from time to time, promulgated by the Department of State Police pursuant to MCL 257.951, *et. seq.* are adopted and incorporated by references into the Ordinances of the Township of Ray.

**SECTION 4. REFERENCES IN CODE**

References in the Michigan Vehicle Code and Uniform Traffic Code to “local authorities” shall mean the Township of Ray.

**SECTION 5. AUTHORITY TO ENFORCE**

The Macomb County Sheriff’s Department and the Michigan State Police Department are called upon and authorized to enforce the Michigan Vehicle Code and Uniform Traffic Code throughout the Township of Ray. The Huron Clinton Metro Authority Police Officers are called upon and authorized to enforce the Michigan Vehicle Code and Uniform Traffic Code within the boundaries of Wolcott Mill Metro Park and any Metro Park established within the Township of Ray.

**SECTION 6. PENALTIES**

The penalties provided by the Michigan Vehicle Code and Uniform Traffic Code are adopted by reference, provided, however, the Township will not enforce any provision of the Michigan Vehicle Code for which the maximum period of imprisonment is greater than 93 days unless such enforcement is otherwise permitted by law. No term of imprisonment shall exceed 93 days and no fines shall exceed $500 for a violation of this Ordinance, unless a higher term of imprisonment or higher fine is otherwise permitted by law.

**SECTION 7. OPERATION WHILE INTOXICATED-ALCOHOL CONTENT OF .17 OR MORE**

As permitted by and in accordance with MCL 257.625(1)(c), a violation of this Section is punishable by one or more of the following:

 A. Community service for not more than 360 hours.

 B. Imprisonment for not more than 180 days.

 C. A fine of not less than $200 or more than $700.

**SECTION 8. REPEAL OF CONFLICTING PROVISIONS**

All resolutions, ordinances or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

**SECTION 9. SEVERABILITY**.

If any section, paragraph, clause or provision of this Ordinance is for any reason held to be invalid or unconstitutional, the invalidity or unconstitutionality of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

**SECTION 10. PUBLICATION**.

This Ordinance, or summary thereof, shall be published in a newspaper of general circulation within Ray Township within seven (7) days after its adoption.

**SECTION 11. EFFECTIVE DATE**.

This Ordinance shall take effect thirty (30) days from and after the date of publication as set forth in Section 5.

**CERTIFICATE OF TOWNSHIP CLERK**

 I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance duly adopted by the Township Board of the Township of Ray, Macomb County, Michigan, at a meeting held on the 19th day of November, A.D., 2019.

 I hereby further certify that the following Township Board members were present at the meeting: Jarzyna, Lascoe, Stier, Bohm, Grader and the following Township Board Members were absent: None.

 I further certify that Member Lascoe moved for the adoption of the Ordinance, and that motion was supported by Member Stier.

 I further certify that the following Township Board Members voted for the adoption of the Ordinance: Lascoe, Stier, Bohm, Grader, Jarzyna and that the following Township Board members voted against adoption of the Ordinance: None.

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 Lori R. Lascoe, Clerk

 Ray Township

**CERTIFICATE OF PUBLICATION**

 I, Lori R. Lascoe, the Township Clerk of the Township of Ray do hereby certify that on November 27, 2019, the foregoing Ordinance, or a summary thereof, was duly published in a newspaper having a general circulation in Ray Township.

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 Lori R. Lascoe, Clerk

 Ray Township