

CHAPTER 425

EVART PUBLIC SCHOOLS TRAFFIC CONTROL

- 425.01 Title
- 425.02 Traffic Control
- 425.03 Penalties
- 425.04 Savings Provision
- 425.05 Severability

CROSS REFERENCES

Michigan Motor Vehicle Code – see M.C.L.A. 257.01 et seq

425.01 TITLE.

This Code Chapter shall be known as "Evert Public Schools Traffic Control"

425.02 TRAFFIC CONTROL.

No motor vehicle, motorcycle or other motorized device for conveyance of persons and/or property shall be operated or parked within the Evert Public School District property within the City of Evert, except in compliance with the following restrictions:

- a) No vehicle shall exceed the speed of twenty (20) miles per hour.
- b) All vehicles parked said area shall park only within areas marked and designated for parking and only within areas marked as parking spaces.
- c) All vehicles shall observe and comply with one-way traffic as designated by one-way traffic control devices (signs) in place on said property.
- d) All vehicles shall stop and remain stopped and yield the right-of-way in compliance with stop signs located on said property and shall proceed only when it is to do so.
- e) All vehicles shall operate in compliance with the Michigan Motor Vehicle Code previously adopted by the City of Evert.

f) Any person who shall engage in any exhibition driving of a motor vehicle as herein defined upon any school district property or any other place open to the general public, including any" area designated for the parking of vehicles, shall be deemed to have committed a civil infraction and be ordered to pay a civil of not more than One Hundred and 00/100 Dollars (\$100.00) and costs in accordance with Section 907 of the Michigan Motor Vehicle Code. "Exhibition driving" is, for purposes of this Ordinance, defined as the driving of a motor vehicle in such an unusual manner or out of the usual flow of traffic, whether or not other traffic is present, so as to be likely to attract the attention of the public, whether or not there is anyone present, or it shall consist of any two (2) or more of the following acts:

- i) Rapid acceleration;
- ii) Squealing, peeling or burning of the tires;
- iii) Swaying of the motor vehicle from side to side commonly referred to as "fishtailing";
- iv) Racing or running the engine of a motor vehicle at high revolutions per minute, combined with the engaging of gears or transmission causing excessive or unusual noise;
- v) Unnecessary and excessive changing of lanes; and
- vi) The emission of any unreasonably loud or raucous or-disturbing and unnecessary noise from the engine or exhaust system of any motor vehicle.

425.03 PENALTIES

Except as to penalties for violation of the prohibition on exhibition driving as set forth above and except as to criminal penalties as set forth in the Motor Vehicle Code, as previously adopted by the City of Ewart, a violation of this Ordinance shall constitute a civil infraction, with civil fines imposed in accordance with the rules and procedures of the District Court.

425.04 SAVINGS PROVISION.

All proceedings pending and all rights and liabilities existing, or incurred at the time this Ordinance takes effect are saved and may be consummated according to the law in effect when they are commenced. This Ordinance shall not be construed to affect any prosecution pending or initiated before the effective date of this Ordinance, or initiated after the effective date of this Ordinance for an offense committed before that effective date.

425.05 CONFLICTING ORDINANCE REPEALED.

Any City of Ewart Ordinance, or parts of Ordinances, in conflict or inconsistent with any of the provisions of this Ordinance are hereby repealed.

425.06 SEVERABILITY

If any section, paragraph, clause, phrase or part of this Ordinance is held invalid by any court of competent jurisdiction, or by any agency, department, or commission empowered by statute for such purpose, such decision shall not affect the validity of the remaining provisions of this Ordinance and the application of those provisions to any person or circumstances shall not be affected thereby.

