

SNOWMOBILE ORDINANCE

NO. 104

Section I - DEFINITIONS

- A. "Operator" means any person who operates or is in actual physical control of the snowmobile.
- B. "Owner" means any person other than a lien holder having the property in or title to a snowmobile entitled to use or possession thereof.
- C. "Operate" means to control the operation of a snowmobile.
- D. "Snowmobile" means any motorized vehicle designated for travel primarily on snow or ice, steered by wheels, skis, or runners.
- E. "Street" means the entire width between the boundary lines of every way publicly maintained within the Village of Edwardsburg when any part thereof is open to the use of the public for purposes of vehicular travel including the shoulders and nonpaved areas thereof.

Section II - REGISTRATION

No snowmobile shall be operated within the Village of Edwardsburg unless registered in accordance with the provisions of Act 74 of 1968 of the Public Acts of Michigan and identification numbers must be displayed as required thereby.

Section III - OPERATION ON VILLAGE STREETS

- A. No person may operate a snowmobile on a Village Street;
 1. At a rate of speed greater than is reasonable and proper having due regard for conditions then existing and in no event in excess of twenty (20) miles per hour.
 2. While under the influence of intoxicating liquor or narcotic drugs, barbitol, or any derivative of barbitol.
 3. In any cemetery or in any established public park or recreation area unless specifically designated for operation of snowmobiles by the Village Council.
 4. On private property without consent of the property owner or his agent.
 5. In any parade or snowfari unless specifically authorized by the Village President with adequate safeguards for policing and appropriate escort.

- B. Any person operating a snowmobile on a Village Street must;
 - 1. Come to a complete stop at all intersections.
 - 2. Travel as close to the right edge of the plowed area of the street as practical.
 - 3. Obey all traffic signals, signs and devices.
 - 4. Yield the right-of-way to all vehicular traffic and pedestrians.
 - 5. Use Village streets for the sole purpose of gaining access to and from the designated snowmobile trails by the most direct route.
 - 6. Hamilton Street may be used as the thru street when riding the trails either east or west of the Village.

Section IV - CARELESS OPERATION

No person shall operate a snowmobile in the Village of Edwardsburg in a careless or negligent manner likely to endanger any person or property.

Section V - SIDEWALKS

No snowmobile shall be operated upon any of the sidewalks in the Village of Edwardsburg except to cross them at right angles.

Section VI - EQUIPMENT

No snowmobile shall be operated in the Village of Edwardsburg:

- A. Unless it has at least one (1) operable headlight and one (1) operable tail light.
- B. Unless it has adequate brakes capable of 1 of the following while the snowmobile travels on packed snow and carries an operator who weighs 175 pounds or more: (a) stopping the snowmobile in not more than 40 feet from an initial steady speed of 20 miles per hour; or (b) locking the snowmobile's traction belt or belts.
- C. Unless it is equipped with a muffler in good working order in constant operation to prevent excessive or unusual noise.

Section VII - DAMAGE TO PROPERTY OWNERS LIABILITY

- A. Any snowmobile operated within the Village of Edwardsburg will be presumed to be operated with the consent of the owner.

- B. The owner of a snowmobile may be held jointly and severally liable with the driver thereof for damages arising out of the negligent or improper operation of his snowmobile.
- C. The owner of a snowmobile may be held jointly and severally liable to a property owner for damage to trees, shrubs, landscaping or personal property occurring on private property and caused by said snowmobile where the snowmobile is operated without the consent of the property owner or his agent.

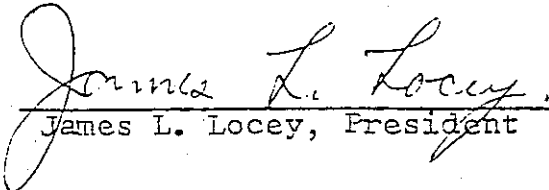
SECTION VIII - VIOLATION-MISDEMEANOR

Any person who violates the provisions of this Act is guilty of a misdemeanor.

SECTION IX - EFFECTIVE DATE

December 27, 1972

Signed:


James L. Locey, President


Sally L. Dalrymple, Clerk