

ORDINANCE "C"

AN ORDINANCE TO PROHIBIT THE DRIVING OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR NARCOTIC DRUGS AND TO PROVIDE A PENALTY THEREFOR:

THE VILLAGE OF EDWARDSBURG ORDAINS:

Section 1. It shall be unlawful for any person, whether licensed or not, who is an habitual user of narcotic drugs, Barbitol or any derivative of Barbitol, or any person who is under the influence of intoxicating liquor or narcotic drug, Barbitol, or any derivative of Barbitol, to drive any vehicle upon any highway or street, or any other place open to the public, within the Village of Edwardsburg, Michigan.

Section 2. Penalty: Any person who is convicted of a violation of Section one (1) of this Ordinance shall be punished by imprisonment in the County Jail for not more than ninety (90) days, or by a fine of not less than Fifty Dollars (\$50.00) nor more than One Hundred Dollars (\$100.00), or both such fine and imprisonment, in the discretion of the Court, together with costs of prosecution.

Section 3. It shall be the duty of the Justice of the Peace, before accepting a plea of "Guilty" under this Ordinance, to advise the accused of the Statutory consequences possible as a result of a plea of "Guilty" in respect to the suspension of his operator's or chauffeur's license, financial responsibility, the penalty imposed for violation of this Ordinance and the limitation of his right of appeal.

Section 4. The operator's or chauffeur's license of any person found guilty of violating the provisions of this Ordinance shall be thereupon surrendered to the Court in which such conviction shall be had and the Justice before whom such conviction was had shall immediately after the expiration of the appeal period, notify the Secretary of State thereof, and the said Court shall then cause the license so surrendered to be forwarded with a certificate of conviction to the Secretary of State.

Section 5. This Ordinance shall be effective 30 days from the date of publication.

Adopted April 2, 1956.

G.W. McNabb, President
W.G. Cavern, Clerk