



ANTRIM COUNTY
BOARD OF COMMISSIONERS
P.O. Box 520
Bellaire, Michigan 49615
Phone (231) 533-6353
Fax (231) 533-6935
Chairman:

May 22, 2012

To: Antrim Review
From: Laura Sexton, County Clerk

Please publish the following Ordinance one week: May 29, 2012. We would like a Proof of Publication. Thank you.

ORDINANCE #01 OF 2012 by Michael Crawford, seconded by Jerroll Drenth

ANTRIM COUNTY
PARKING ORDINANCE NUMBER #01 OF 2012

WHEREAS, vehicles have been left in the parking lots of the Antrim County Government Center, Courthouse, Jail (jointly referred to as the Courthouse Campus), and the Broad Street parking lot for extended periods of time while the occupants of the vehicle have no business within the Courthouse Campus, and

WHEREAS, such vehicles have deprived the public who have bona fide reasons to visit the Courthouse Campus, and employees who work within the Courthouse Campus, parking spaces, and

WHEREAS, such vehicles also make snow removal more difficult, and

WHEREAS, there is a need to regulate the orderly parking of vehicles, and,

NOW THEREFORE, THE ANTRIM COUNTY BOARD OF COMMISSIONERS
ORDAINS:

101 DEFINITIONS

01. VEHICLE: means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices exclusively moved by human power.
02. PERSON: means individual, firm, partnership, association or corporation.

03. OPERATOR: means the registered owner of a vehicle, as well as any individual who operates a vehicle as the owner thereof or as the agent, employee, or permittee of the owner, or who is or was in actual physical control of a vehicle.

201 PARKING LOTS

01. COURTHOUSE CAMPUS PARKING LOTS are described as all parking lots within an area bounded by Grove Street on the East, M-88/Cayuga Street on the South, an alley on West Side and Broad Street on the North in the Village of Bellaire, Michigan.
02. ANNEX BROAD STREET PARKING LOT is described as parking on Broad Street north and south of the River and across the street from the Courthouse.

301 PROHIBITED PARKING

01. It shall be unlawful for any operator to park a vehicle in a parking space or area in violation of posted signs or immediately adjacent to yellow, red, or otherwise painted curbs, unless parallel yellow or blue lines are also present, except for public transportation, which may temporarily stand and/or wait to acquire or to deposit a person(s).
02. It shall be unlawful for any operator to park on an unpaved surface such as a lawn.
03. It shall be unlawful for any unauthorized operator to park a vehicle in any parking spaces or area specifically reserved for county officials, Sheriff or Police Departments, State or County lessee's vehicles. Such vehicles may be parked in designated areas during otherwise restricted time periods. The County may issue and require the use of window displays for such vehicles to park during otherwise restricted time periods.
04. It shall be unlawful for any operator to park a vehicle in any place designated as a "Handicapped parking" space or area, without fully complying with state law as to handicapped parking.
05. It shall be unlawful to park a vehicle in the Courthouse Campus parking Lot between the hours of 7:00 a.m. to 5:00 p.m., except on holidays and weekends, unless the person within the vehicle has business in buildings within the Courthouse Campus. Persons having business or testing with the Sheriff Department may temporarily park during otherwise restricted time periods for no longer than is required to conduct such business.

06. It shall be unlawful to park an unauthorized vehicle between the hours of 2:00 a.m. to 7:00 a.m., except for a person who is working as a County employee or is an inmate within the County Jail. Inmates shall only park in an area designated by the Sheriff or County. The County or Sheriff may issue and require the use of window displays for employees and inmates to park during otherwise restricted time periods.
07. It shall be unlawful for any person to park a vehicle unless the vehicle is parked within a parking spaces designated on the parking lot surface by parallel yellow lines for general parking, or parallel blue lines for handicapped parking.
08. It shall be unlawful for any person to use an area marked as a "Loading Zone" for any reason except that purpose and while actually engaged in loading or unloading property or passengers.

401 PERMITTED PARKING

01. The general public may park a vehicle in the ANNEX BROAD STREET PARKING LOT seven (7) days a week between the hours of 7:00 a.m. and 2:00 a.m.
02. The general public may park a vehicle in the COURTHOUSE CAMPUS PARKING LOTS as follows:
 - a. Monday-Friday between 5:00 p.m. and 2:00 a.m.
 - b. Weekends and Holidays between 7:00 a.m. and 2:00 a.m.

501 SIGNAGE/WAYFINDING SIGNAGE

The Village of Bellaire, as it sole expense and cost, may provide and maintain wayfinding signage designed to inform the public of the parking availability and restrictions. Signage upon County property shall be placed as agreed upon by the County and Village.

601. VIOLATIONS

01. PRIMA-FACIE LIABILITY: Whenever any vehicle shall have been parked in violation of any provisions of any ordinance prohibiting or restricting parking, the person in whose name such vehicle is registered shall be prima facie responsible for such violation and subject to penalties. If the owner of the vehicle claims not to be the operator who parked the vehicle, in order to avoid responsibility for the cost of the parking violation citation, such person must submit an affidavit under oath that he or she was not the person who parked the vehicle and must identify the

person who had possession of their vehicle. Failure to submit the affidavit shall be proof the owner is responsible for the parking violation citation.

701 PENALTY FOR VIOLATIONS

01. The County may have any vehicle towed at the registered owner's sole cost and expense for any vehicle parking in violation of the ordinance. No vehicle will be released without current proof of registration and proof of insurance.

02. The owner or operator of a vehicle who received notice, whether personally, by attaching such notice to the vehicle, or by mailing notice to the owner's last address on record with the Secretary of State, that the vehicle is parked in such a manner and/or in such place as to violate the provisions of this ordinance relating to the parking of vehicles, must pay to the County ordinance violation bureau as follows:

- a. Handicapped Parking Violation under 301.04: the sum of \$150.00 if paid within 30 days from the time of violation as indicated in the notice. If not paid by the 31st day of the notice, the fine shall be \$250.00 a day. After sixty (60) days, the ticket shall be filed with the District Court. Upon conviction, the fine shall not be less than \$250.00, plus costs as imposed by the District Court.
- b. Overnight or parking during a restricted time: the sum of \$50.00 if paid within 30 days from the time of the violation as indicated in the notice. If not paid by the 31st day of the notice, the fine shall be \$75.00 a day. After sixty (60) days, the ticket shall be filed with the District Court. Upon conviction, the fine shall not be less than \$75.00, plus any costs as imposed by the District Court.
- c. All other violations: the sum of \$20.00 if paid within 30 days from the time of violation as indicated in the notice. If not paid by the 31st day of the notice, the fine shall be \$40.00 a day. After sixty (60) days, the ticket shall be filed with the District Court. Upon conviction, the fine shall not be less than \$40.00, plus any costs as imposed by the District Court.

801 REPEAL

This ordinance repeals the prior Ordinance Number One of 1978 and all amendments.

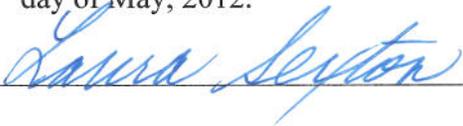
901 EFFECTIVE DATE

This Ordinance shall take effect upon publication of notice of adoption of the Amendments. If within 50 days after the County Board of Commissioners has adopted an Ordinance, a petition, signed by not less than 20% of the electors residing in the district to be affected by the Ordinance, is filed with the County Clerk asking that the Ordinance be submitted to the electors of the district to be affected by the ordinance for approval or rejection, the Ordinance shall not take effect until it has been approved by a majority of the electors of the district affected by voting on that issue at a regular or special election called for that purpose.

Yes – Jerroll Drenth, Eugene Dawson, Karen Bargy, Ed Boettcher, David Howelman, Michael Crawford, Laura Stanek, Bernard Blackmore, Brenda Ricksgers,
No – None;
Absent – None.

ORDINANCE # 01 OF 2012 DECLARED ADOPTED.

ANTRIM COUNTY CLERK, BELLAIRE MI
STATE OF MICHIGAN, COUNTY OF ANTRIM ss
I, Laura Sexton, Clerk of the County of Antrim do certify
the foregoing is a true and exact copy of the original record
now remaining in this office.
IN TESTIMONY WHEREOF, I have set my hand and
official seal at the Village of Bellaire in said county this
22nd day of May, 2012.

 County Clerk