

**CITY COUNCIL  
CITY OF CEDAR SPRINGS  
Kent County, Michigan**

Councilor **Ken Benham**, supported by Councilor **Raymond Huckleberry**, moved the adoption of the following ordinance:

**ORDINANCE NO. 155**

AN ORDINANCE TO ADD ARTICLE VI TO CHAPTER 74 OF THE CODE OF ORDINANCES OF THE CITY OF CEDAR SPRINGS, MICHIGAN, TO PROVIDE FOR THE REGULATION OF SNOWMOBILES

**THE CITY OF CEDAR SPRINGS ORDAINS:**

Section 1. Amendment. Chapter 74 of the City of Cedar Springs, Michigan, is amended to read as follows:

**Article VI. Snowmobiles**

Sec. 74-144. Intent.

The purpose of this article is to regulate the use of snowmobiles within the city limits.

Sec. 74-145. Definitions.

The following definitions shall apply in the interpretation and enforcement of this article unless otherwise specifically stated:

*Operate*: To ride in or on and be in actual physical control of the operation of a snowmobile while in motion.

*Snowmobile*: Any motor-driven vehicle designed for travel primarily on snow or ice of a type that utilizes sled-type runners or skis, an endless belt tread, or any combination of these or other similar means of contact with the surface upon which it is operated.

Sec. 74-146. Snowmobiles upon the City Streets.

- (a) Except as permitted within this section, the operation of snowmobiles is prohibited on any city street, road, alley or other public thoroughfare.
- (b) During appropriate weather conditions, defined as the presence of snow, snow pack, ice or a combination of these sufficient to permit safe and non-destructive operation, the operation of snowmobiles is permitted on all city streets, except as provided within subsection (c).
- (c) The operation of snowmobiles is prohibited on the following city streets, except to cross at designated intersections:
  - (1) Main Street from the north city limit to the south city limit.
  - (2) Muskegon Street from the east city limit to the western limit of the 425 district, except to travel a distance of one-half of a city block from any intersection to reach a specific destination.
- (d) The operation of snowmobiles is prohibited within any park or cemetery.

Sec. 74-147. Rules of Operation.

- (a) Snowmobiles shall be operated at a safe speed for the conditions existing at the time of the operation. Snowmobiles operated upon any city street shall not exceed the posted speed limit.
- (b) Snowmobiles shall observe and obey all applicable city ordinances and state traffic laws.
- (c) Snowmobiles shall yield and give right-of-way to all pedestrian traffic and shall come to a complete stop for pedestrians crossing any city street, road, alley or other public thoroughfare.

- (d) Not more than 2 persons shall be permitted to operate a snowmobile.
- (e) No person shall operate a snowmobile between the hours of 10:00 P.M. and 8:00 A.M. Sunday through Thursday, and 11:00 P.M. and 8:00 A.M. Friday and Saturday, upon any city street, road, alley or other public thoroughfare.
- (f) Where permitted by section 74-146 above, snowmobiles must operate on the extreme right of the plowed area of any city street.
- (g) Where permitted by section 74-146 above, snowmobiles must operate in single file and with the flow of vehicle traffic.
- (h) Snowmobiles shall operate with one headlight and one taillight on at all times.
- (i) No person shall operate any snowmobile upon any sidewalk.
- (j) Snowmobiles shall be equipped with a muffler that has not been modified or altered from that which was factory installed.

Sec. 74-148. Alcoholic Liquor and Controlled Substances.

- (a) A person shall not operate a snowmobile while under the influence of alcoholic liquor; a controlled substance as defined under PA 368 of 1978, as amended, MCL 333.1101 *et seq.*; or a combination of alcoholic liquor and a controlled substance.
- (b) The owner or person in charge or control of a snowmobile shall not authorize or knowingly permit the snowmobile to be operated by a person who is under the influence of alcoholic liquor; a controlled substance as defined under PA 368 of 1978, as amended, MCL 333.1101 *et seq.*; or a combination of alcoholic liquor and a controlled substance.
- (c) A violation of this section shall be punishable as a misdemeanor.

Sec. 74-149. Penalty.

Except as provided within section 74-148 above, a violation of this article shall be punishable as a municipal civil infraction.

Sec. 74-150. State Law Provisions.

Nothing contained within this article shall be construed to relieve a person of the duties and obligations imposed under State law or the rules and regulations imposed by the Michigan Department of Natural Resources or the Michigan State Police.

Section 2. Effective Date. This Ordinance shall take effect upon its publication in *The Cedar Springs Post*, a newspaper of general circulation in the City of Cedar Springs.

YEAS: Councilor(s): Raymond Huckleberry, Christine Fahl, Ken Benham, Charlie Watson

NAYS: Councilor(s): Linda Hunt, Pat Capek, Ronny Merlington

ABSTAIN: Councilor(s): None

ABSENT: Councilor(s): None

CERTIFICATION

I certify that this Ordinance was adopted by the City Council of the City of Cedar Springs at a regular meeting of the City Council on February 12, 2009, and published in *The Cedar Springs Post*, a newspaper of general circulation in the City of Cedar Springs, on February 19, 2009.

Date: February 12, 2009

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Linda Branyan, City Clerk

Introduced: January 8, 2009  
Adopted: February 12, 2009  
Published: February 19, 2009  
Effective: February 19, 2009