



**TYRONE TOWNSHIP
LIVINGSTON COUNTY, MICHIGAN**

ORDINANCE NO. 38B

AMENDMENT TO ZONING ORDINANCE NO. 38A

An Ordinance to amend Tyrone Township's Zoning Ordinance No. 38A, to provide for an effective date thereof; and to repeal all conflicting provisions pertinent thereto.

**TYRONE TOWNSHIP
LIVINGSTON COUNTY, MICHIGAN
ORDAINS:**

SECTION I

AMENDMENT OF SECTION III -- Truck Routes

Section III of Tyrone Township Zoning Ordinance No. 38A, entitled "Truck Routes", paragraph (e), is hereby repealed in its entirety and declared to be of no further force and effect and the following in its place and stead:

- (e) Denton Hill Road from northern Township limits to southern Township limits**

SECTION II

AMENDMENT OF SECTION III -- Truck Routes

Section III of Tyrone Township Zoning Ordinance No. 38A, entitled "Truck Routes", paragraph (f), is hereby repealed in its entirety and declared to be of no further force and effect and the following in its place and stead:

- (f) Foley Road from north-south ½ section line of Section 14 east to Denton Hill Road.**



**SECTION III
AMENDMENT OF SECTION III -- Truck Routes**

Section III of Tyrone Township Zoning Ordinance No. 38A, entitled, "Truck Routes" is hereby amended to add the following:

(g) Hogan Road from US 23 West to Township limits.

**SECTION IV
EFFECTIVE DATE AND REPEAL OF CONFLICTING PROVISIONS**

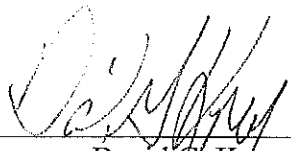
This Ordinance shall take effect 8 days following its publication after adoption in accordance with state statutes. All provisions of ordinances in conflict herewith are hereby repealed.

Resolved by: Trustee VanLeuven
Supported by: Treasurer Kurnik
Vote: VanLeuven, yes; Kurnik, yes; Nagy, yes; Kuzner, absent; Hering, absent; Laue, absent; Schumacher, yes.

Adoption Date: May 18, 2004

CERTIFICATION OF THE CLERK

I, David G. Kuzner, do hereby swear this to be a true copy of the Zoning Ordinance amendment as adopted by the Tyrone Township Board at a regular meeting held May 18th, 2004, to which I add my sign and seal this 19th day of May, Two Thousand Four.



David G. Kuzner
Tyrone Township Clerk



**TYRONE TOWNSHIP
LIVINGSTON COUNTY, MICHIGAN**

ORDINANCE NO. 38A

AMENDMENT TO TRUCK ROUTE ORDINANCE NO. 38

Notice is hereby given that the Tyrone Township Board of Trustees at their regular meeting held February 20, 2001, approved the adoption of the following Truck Route Ordinance amendment:

An Ordinance to amend Section X of Tyrone Township's Truck Route Ordinance No. 38; to provide for an effective date thereof; and to repeal all conflicting provisions pertinent thereto.

**TYRONE TOWNSHIP
LIVINGSTON COUNTY, MICHIGAN
ORDAINS:**

**SECTION I
AMENDMENT OF SECTION X - - PENALTIES**

Section X of Tyrone Township Truck Route Ordinance No. 38, entitled, "Penalties" is hereby amended to read, as follows:

Section X. Sanctions. Any person who violates any provision of this ordinance shall be guilty of a municipal civil infraction as defined by Michigan statute and shall be punished by a civil fine determined in accordance with the following schedule, as may be amended from time to time by a Township Board resolution:

	Fine
1 st Offense within a 3-year period*	\$ 250.00
2 nd Offense within a 3-year period	500.00
3 rd Offense within a 3-year period	750.00
4 th or More Offenses within a 3-year period	1,000.00

*determined on the basis of the date of violation(s)

In addition, a civil infraction violator shall pay all costs and attorney fees related to the proceedings, including all expenses, direct and indirect, which the Township has incurred in conjunction with the municipal civil infraction.

Any violation of this Ordinance shall further constitute a basis for injunctive relief or other appropriate remedy in any court of competent jurisdiction to compel compliance with this Ordinance and to enforce the provisions thereof.

SECTION II

EFFECTIVE DATE AND REPEAL OF CONFLICTING PROVISIONS

This Ordinance shall take effect 30 days following its publication after adoption in accordance with state statutes. All provisions of ordinances in conflict herewith are hereby repealed.

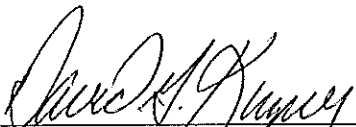
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Resolved by:	Van Leuven
Supported by:	Hering
Vote:	Kuzner, yes; Kurnik, yes; Van Leuven, yes; Price, yes; Hering, yes; Hammond, absent; Schumacher, absent
Adoption Date:	February 20, 2001
Publication Date:	March 4, 2001
Effective Date:	April 3, 2001

Interested parties may purchase and/or review the amendment at the Tyrone Township Clerk's Office, 10408 Center Road, Fenton, Michigan, 48430, during regular business hours, Mondays, Tuesdays, and Wednesdays, 9 a.m. to 5 p.m., and Fridays, 9 a.m. to 3 p.m.

CERTIFICATION OF THE CLERK

I, David G. Kuzner, do hereby swear this to be a true copy of the Truck Route Ordinance amendment as adopted by the Tyrone Township Board at a regular meeting held February 20, 2001, to which I add my sign and seal this Twenty-third Day of February, Two Thousand One.



 David G. Kuzner
 Tyrone Township Clerk

3/4/01

TYRONE TOWNSHIP
LIVINGSTON COUNTY, MICHIGAN

TRUCK ROUTE ORDINANCE NO. 38

An ordinance to establish and regulate truck traffic routes within the Township of Tyrone, Livingston County, Michigan, to prohibit truck traffic on certain roads within the Township, and to provide penalties for the violation thereof.

THE TOWNSHIP OF TYRONE
LIVINGSTON COUNTY, MICHIGAN

ORDAINS:

SECTION I

DEFINITIONS

"Implement of Husbandry" means every vehicle which is designed for agricultural purpose and exclusively used by the owner thereof in the conduct of agricultural operations.

"Road" means any street, highway or route within the Township of Tyrone.

"Semi-Trailer" means every vehicle with or without motor power, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by some other vehicle.

"Trailer" means every vehicle with or without motor power, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no substantial part of its weight rests upon the towing vehicle.

"Truck" means every motor vehicle which is designed, used or maintained, primarily for the transportation of property, except a pick-up-truck, or a van designed to carry loads of no more than one ton.

"Truck Tractor" means every motor vehicle designed and used primarily for drawing other vehicles, and not so constructed to carry a load other than a part of the weight of vehicles and load so drawn.

“Person” includes an agency, company, organization, firm, association, partnership, joint venture, corporation, trust or equivalent entity or a combination of any of them as well as a natural person.

SECTION II

RULES OF CONSTRUCTION

Any word or term not defined herein shall be considered to be defined in accordance with its common or standard definition.

SECTION III

TRUCK ROUTES

The following roads in the Township of Tyrone, to the exclusion of all other roads, are hereby designated as truck routes and classified for truck traffic:

- (a) U.S. 23 from the northern Township limits to the southern Township limits.
- (b) Old U.S. 23 from the northern Township limits to the southern Township limits.
- (c) Bennett Lake Road from the western Township border, east to White Lake Road.
- (d) White Lake Road from Bennett Lake Road southeast to Denton Hill Road.
- (e) Denton Hill Road from White Lake Road south to the southern Township border.
- (f) Foley Road from Peabody Gravel Pit east to Denton Hill Road.

SECTION IV

PROHIBITION AGAINST TRAVEL ON OTHER THAN TRUCK ROUTES

Except as expressly permitted under this Ordinance, no person shall operate a truck-tractor and semi-trailer, truck-tractor and trailer combination, or truck and trailer combination in the Township on any road other than a designated truck route.

SECTION V

EXEMPTIONS

The truck route limitations prescribed in this Ordinance shall not apply to:

- (a) Fire trucks or other emergency vehicles or vehicles on emergency business involved in the saving of life or property.
- (b) Implements of husbandry incidentally moved upon a road.
- (c) Road repair, construction or maintenance vehicles involved in the repair, construction or maintenance of a road within the Township.
- (d) Garbage and/or rubbish service vehicles while involved in the provision of services to residents of the Township.

SECTION VI

PICK-UPS, DELIVERIES, SERVICE CALLS

A vehicle which would otherwise be restricted to truck routes and which is being used to make pick-ups, deliveries or service calls in the Township on roads other than designated truck routes shall restrict its travel to a minimum and shall not be driven or moved on other than truck routes except when being used to make pick-ups, deliveries or service calls at destinations within the Township which are not located on designated truck routes. Said vehicle shall be driven in such a manner as to leave a permitted truck route and proceed to its destination or destinations in the Township by the most direct route. Upon completion of the pick-ups, deliveries or service calls, the vehicle shall return to the nearest permitted truck route or leave the Township by the most direct route that is shorter than the distance to the nearest truck route. It shall be the obligation of the truck operator to utilize herein designated truck routes to the maximum extent possible in making pick-ups, deliveries or service calls within the Township.

SECTION VII

LEAVING OR RETURNING TO HOME OR PLACE OF BUSINESS

Nothing herein contained shall prevent a truck, truck-tractor and semi-trailer, truck-tractor and trailer combinations, or truck and trailer combination from leaving or returning to its customary storage location at the owner or operator's personal residence, or a commercial or industrial location in the Township, provided the most direct route to and from a designated truck route is utilized.

SECTION VIII

SPECIAL PERMITS

The Township Supervisor, or a designated alternative, shall have authority to grant a written permit in special and/or unusual cases which would otherwise be in violation of the provisions of this Ordinance. Such permits, however, shall not be given for more than one round trip and in no case shall a permit be valid for a longer period than ten days from the date of issue. Said permit shall describe the vehicle, the time and date of travel, and the route to be taken by the vehicle. The Township Board shall, by resolution, set a fee for special permits.

SECTION IX

SIGNS

The Township Board shall procure and have posted appropriate signs along the designated truck routes as required by the laws of the State of Michigan.

SECTION X

PENALTIES

Any person who violates any provision of this Ordinance shall be guilty of a misdemeanor and upon conviction shall be fined not more than Five Hundred (\$500.00) Dollars, or shall be imprisoned in the Livingston County Jail for not more than ninety (90) Days, or both such fine and imprisonment at the discretion of the court.

SECTION XI

SEVERABILITY

The Ordinance and the various parts, sections, and subsections are hereby declared to be severable. If any part, sentence, paragraph, section or subsection shall be adjudged unconstitutional or invalid, it is hereby declared that the remainder of this Ordinance shall not be affected thereby.

SECTION XII

ADMINISTRATIVE LIABILITY

No officer, agent or employee of the Township or member of the Township Board shall render himself personally liable for any damage that may accrue to any person as a result of any act, decision or other consequences or occurrence arising out of the discharge of his/her duties and responsibilities pursuant to this Ordinance.

SECTION XIII

REPEAL AND EFFECTIVE DATE

All Ordinances or parts of ordinance in conflict herewith are hereby repealed to the extent of such conflict. This Ordinance shall become effective 30 days following publication after adoption in a newspaper of general circulation within the Township.

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Moved by Kuzner, seconded by Hering, to adopt the Tyrone Township Truck Route Ordinance drafted by John Bauckham and as modified by the Tyrone Township Board, naming truck routes A through F as contained in Section III. Roll call vote: Van Leuven, yes; Hering, yes; Schumacher, yes; Hammond, yes; Kurnik, yes; Kuzner, yes. The Ordinance was adopted.

CERTIFICATION OF THE CLERK

I, Bethany Hammond, duly elected Clerk of Tyrone Township, do hereby certify that the Tyrone Township Truck Route Ordinance No. 38 was duly adopted at a Special Meeting of the Tyrone Township Board held on Thursday, March 4, 1999, to which I set my sign and my seal this fifth days of March, 1999.

Bethany Hammond

Bethany Hammond, CMC
Tyrone Township Clerk

ADOPTED DATE: MARCH 4, 1999
PUBLICATION DATE: MARCH 7, 1999
EFFECTIVE DATE: APRIL 3, 1999
NEWSPAPER OF PUBLICATION: TRI-COUNTY TIMES