

**ORDINANCE NO. 231-A**  
**REGULATE THE PARKING OF MOTOR VEHICLES**  
**WITHIN THE CITY OF LUNA PIER**

AN ORDINANCE TO AMEND SECTION 2 (2.06), (2.07); SECTION 4 (4.03); SECTION 5 (5.02), (5.03), (5.06.03), (5.06.04); SECTION 7(7.01), (7.02), (7.03), (7.04), (7.05), (7.06); SECTION 9 (9.02) OF ORDINANCE NO. 231; and SECTION 9 (9.02) OF LUNA PIER ORDINANCE NO. 233 BY REPEALING SECTION 2 (2.06), (2.07); SECTION 4 (4.03); SECTION 5 (5.02), (5.03), (5.06.03), (5.06.04); SECTION 7(7.01), (7.02), (7.03), (7.04), (7.05), (7.06); and SECTION 9 (9.02) OF LUNA PIER ORDINANCE NO. 231; AND REPEALING SECTION 9 (9.02) OF LUNA PIER ORDINANCE NO. 233; AND ADOPTING A NEW SECTION 2 (2.06), (2.07); SECTION 4 (4.03); SECTION 5 (5.02), (5.03), (5.06.03), (5.06.04); SECTION 7(7.01), (7.02), (7.03), (7.04), (7.05), (7.06); and SECTION 9 (9.02) OF LUNA PIER ORDINANCE NO. 233.

**The City of Luna Pier Ordains:**

SECTION 2 (2.06), (2.07); SECTION 4 (4.03); SECTION 5 (5.02), (5.03), (5.06.03), (5.06.04); SECTION 7(7.01), (7.02), (7.03), (7.04), (7.05), (7.06); SECTION 9 (9.02) of Luna Pier Ordinance No. 231; and Section 9 (9.02) of Luna Pier Ordinance No. 233 are hereby repealed and the following new SECTION 2 (2.06), (2.07); SECTION 4 (4.03); SECTION 5 (5.02), (5.03), (5.06.03), (5.06.04); SECTION 7(7.01), (7.02), (7.03), (7.04), (7.05), (7.06); and SECTION 9 (9.02) of Luna Pier Ordinance No. 231 are hereby adopted.

Section 9 (9.02) of Luna Pier Ordinance No. 233 is hereby repealed.

**SECTION 2 DEFINITIONS:**

**2.06** "Parking Payment Platform" means either a multi-space pay station (kiosk) located in any parking area or a mobile payment application

**2.07** "Pay-by-Plate Parking" means prepaid parking sessions are obtained by entering the vehicles license plate number into either Parking Payment Platform. This will register a vehicle by license plate as "current and active" in a paid parking database allowing parking in certain lots and/or zones in the City of Luna Pier.

## **SECTION 4 NATURE AND FORM OF MUNICIPAL ORDINANCE VIOLATION NOTICE FOR PARKING ORDINANCE VIOLATIONS.**

**4.03** If the Violation Notice or Parking Ticket is for an alleged violation of the Pay-by-Plate prepaid parking requirement for any City of Luna Pier prepaid parking lot, area or zone, as provided for in section nine (9) of this Ordinance, the Notice or Ticket shall contain the alleged violation.

## **SECTION 5 PROHIBITED PARKING; VIOLATION AS MUNICIPAL CIVIL INFRACTION; UNPAID FINES.**

**5.02** Parking a vehicle in a parking space clearly identified by an official sign as being reserved for use by disabled persons that is on public property or private property available for use, unless the individual is a disabled person as described in section 2.04 or unless the individual is parking the vehicle for the benefit of a disabled person, shall be deemed a municipal civil infraction. In order for the vehicle to be parked in the parking space the vehicle shall display 1 of the following:

(i) A certificate of identification or windshield placard issued under section 675 of the Michigan Motor Vehicle Code to a disabled person.

(ii) A special registration plate issued under section 803d of the Michigan Motor Vehicle Code to a disabled person.

(iii) A similar certificate of identification or windshield placard issued by another state to a disabled person.

(iv) A similar special registration plate issued by another state to a disabled person.

(v) A special registration plate to which a tab for persons with disabilities is attached issued under this act.

**5.03** Parking a vehicle in a space controlled or regulated by a paid parking platform on a public highway or in a publicly owned parking area, zone or structure, if the allowable time for parking indicated on the paid parking database has expired shall be deemed a municipal civil infraction, unless the vehicle properly displays 1 or more of the items listed in section 7 of this ordinance.

**5.06.03** Any violation of section 5.03 shall be in the amount of \$30.00.

**5.06.04** For any violation notice, parking ticket, or municipal civil infraction citation for violation of section 5.03 not paid within five (5) days after issuance, the fine shall increase to \$50.00.

## **SECTION 7 INSTALLATION OF METERED PARKING ZONE**

**7.01** The parking of motor vehicles within the City Pier of Luna Pier paid parking required lots and zones shall be regulated by the use of Pay-by-Plate, pre-paid parking provided by either parking payment platform; which, shall be utilized by all persons who park a vehicle in such designated area.

**7.02** No person shall park a vehicle in a pre-paid parking required parking lot or zone without first purchasing Pay-by-Plate parking via either parking platform.

**7.03** Parking areas to be governed by the Pay-by-Plate pre-paid parking shall be established as parking zones by traffic control order as adopted by the Mayor and City Council.

**7.04** Unless otherwise designated, no person shall park any motor vehicle in any parking lot or zone without purchasing Pay-by-Plate prepaid parking.

**7.06** All motor vehicles registered to a resident of the City of Luna Pier are exempt from the Pay-by-Plate prepaid parking required in section 7.02 so long as the residential parking permit is affixed to the rearview mirror of the vehicle.

## **SECTION 9 PARKING RESTRICTION ON CERTAIN PUBLIC HIGHWAYS.**

**9.02** The parking of motor vehicles shall be limited to the following on Luna Pier Road in the City Limits of Luna Pier. On the North side of Luna Pier Road between Harold Drive and Lakeside Drive will be restricted to Pay-by-Plate prepaid / resident permit parking only. On the South side of Luna Pier Road from Harold Drive to the Light House, parking will be restricted to Pay-by-Plate / resident permit parking only.

**EFFECTIVE DATE:**

This ordinance shall become effective ten (10) days after a summary has been published as provided by law.

ADOPTED: May 12, 2022

PUBLISHED: May 17, 2022

EFFECTIVE: May 27, 2022

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Jolene Upchurch, CMC,  
Deputy Clerk, City of Luna Pier

I, Jolene Upchurch, Deputy Clerk, City of Luna Pier, do hereby certify that the foregoing ordinance was duly adopted at a regular meeting of the Luna Pier City Council held on 12th day of May, 2022.

ATTEST:

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James Gardner, Mayor

DATED: May 16, 2022

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Jolene Upchurch, CMC,  
Deputy Clerk, City of Luna Pier