

**CITY OF LUNA PIER
ORDINANCE # 180-A**

AN ORDINANCE TO REGULATE MOTOR CARRIERS

The City of Luna Pier ordains:

Section 1 Title.

This ordinance shall be referred to as the “Luna Pier Motor Carrier Safety Act.”

Section 2 Code and Amendments and Revisions adopted.

Pursuant to the authority granted to the City of Luna Pier in MCL 117.3(k), the City of Luna Pier adopts by reference the Michigan Motor Carrier Safety Act being Act No. 181 of the Public Acts of 1963, excluding the following sections:

MCL 480.17c. Requiring or permitting operation of motor vehicle transporting package required to be labeled under federal regulations in violation of act or rule; transportation of hazardous materials for which placard required under federal regulations by person not having hazardous material endorsement on operator’s or chauffeur’s license; violation of requirements of act or rule relating to transportation of hazardous materials by owner, etc., of motor vehicle inspection or repair facility.

MCL 480.17d. Compliance and shut down orders; issuance, contents; vehicles in transit; penalties; impoundment of vehicles.

Section 3 Penalties.

The penalties for a violation of this ordinance are the same as those set forth in the Motor Carrier Safety Act being Act No. 181 of the Public Acts of 1963.

Section 4 Notice to be Published.

The City of Luna Pier clerk shall publish this ordinance in the manner required by law and shall publish, at the same time, a notice stating the purpose of the Uniform Traffic Code for Cities, Townships and Villages and the fact that a complete copy of the code is available to the public at the office of the clerk for inspection.

Section 5 Severability.

If any section, subsection, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court or competent jurisdiction,

such portion shall be deemed a separate, distinct, and independent portion of this Ordinance, and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 6 Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

Section 7 Repealer.

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 8 Effective Date.

This Ordinance shall become effective twenty (20) days after final passage and publication.

I hereby certify that this ordinance was passed at a regular meeting of the City Council of the City of Luna Pier, Luna Pier, Michigan held on the 9th day of October, 2003.

City Clerk

Adopted: 10/09/2003

Published: 11/22/2003

Effective Date: 12/12/2003