

**BICYCLES-SKATEBOARDS-ROLLER SKATES-TOYS-WHEEL DEVICES
ORDINANCE #13-04
THE VILLAGE OF MORLEY ORDAINS**

SECTION 1.1: PURPOSE

This ordinance is intended to control and regulate the use of bicycles, skateboards, roller skates, toys, and wheel devices in the Village of Morley, Mecosta County,

SECTION 1.2: DEFINITIONS BUSINESS DISTRICT

Business District shall be defined as:

Fourth Street alley west to Cass Street.

Fourth Street south to First Street.

Fourth Street north to end of bank on east side and to Kitson office on west side.

SECTION 1.3: PROHIBITED USE

Prohibited uses shall be in the business district (defined in Section 1.2) parking lots, pavilion, gazebo, maintenance parking lot, driveway to it, and parks.

- (A) It shall be a nuisance and unlawful for any person to ride a bicycle on the sidewalk or use a skateboard, roller-skates, toys, and wheel devices, motorized or non motorized in the business district sidewalks.
- (B) It shall be a nuisance and unlawful for any person to ride a bicycle on the sidewalk or use a skateboard, roller-skates, in-line skates, toys, and wheel devices, motorized or non motorized in the pavilion, the gazebo, in or on public buildings, any devices or structures intended for pedestrian or vehicle traffic including but not limited to, planter tables, wall, benches, hand rails, rails, or any other area open to the general public, without the permission of the Village of Morley.
- (C) No person shall ride on or in any manner use a skateboard, roller-skates, or in line skates with a sail.
- (D) No person shall ride on or in any manner use a skateboard, roller-skates, or in line skates which is being towed by any vehicle, animal, bicycle, or any wheel device motorized or non motorized.
- (E) Skateboard, roller-skates, in line skates, bicycles, and wheel devices motorized or non motorized shall yield the right-of-way to pedestrians and vehicular traffic on any sidewalk in the Village of Morley, County of Mecosta.
- (F) It is unlawful to ride a bicycle or use a skateboard, roller-skates, in line skates, or wheel devices motorized or non motorized on any private property without permission.
- (G) It is unlawful to ride a bicycle or use a skateboard, roller skates, in line skates, or wheel devices motorized or non motorized where any sign is posted prohibiting it by the Village of Morley.

SECTION 1.4: EXCEPTIONS

Exceptions to the above include but are not limited to:

Wheel chairs, maintenance vehicles, baby strollers, baby buggies, wagons and grocery carts used for transporting groceries and/or large items, dollies or two wheel carts for the moving of appliances, furniture or other large and/or awkward items unable to be carried by hand, measuring wheels and wheeled animal totes, tote bags and luggage.

SECTION 1.5: SEVERABILITY CLAUSE

The sections of this ordinance shall be deemed to be severable and should any section or provision of this ordinance be declared by a court of competent jurisdiction to be unconstitutional or invalid, the same shall not affect the validity of this ordinance as a whole or any other part thereof, other than the part so declared to be unconstitutional or invalid

SECTION 1.6 PENALTY

Any person violating any of the terms and provisions of this ordinance shall be guilty of a civil infraction and subject to be ejected from a posted area, impoundment of bicycle, skateboard, roller-skates, toys, and wheel devices, motorized or non motorized and a fine of not more than one hundred (100) dollars or imprisonment for a period not to exceed ninety-three (93) days or both at the discretion of the court. In the event of continuing violation of this ordinance, each subsequent act of violation shall constitute a separate offense under the terms of this ordinance and may be so charged at the discretion of the court.

SECTION 1.7 CONFLICTION

All other ordinances and resolutions inconsistent with this ordinance are hereby repealed upon the effective date of this ordinance.

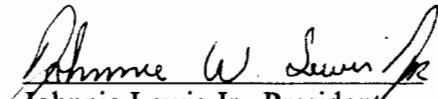
SECTION 1.8 EFFECTIVE DATE

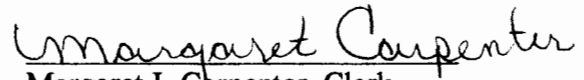
Effective date shall be the date of publication.

I hereby certify to the adoption of this ordinance at the MAY 10, 2004 council meeting and cause the same to be published as required by law. Yeas: 5 Nays: 1 Ordinance declared adopted.

Published MAY 14, 2004 in the Pioneer

Effective Date MAY 14, 2004


Johnnie Lewis Jr., President


Margaret L. Carpenter, Clerk