

**DEERFIELD TOWNSHIP**  
**LIVINGSTON COUNTY, MICHIGAN**

**DEERFIELD TRUCK ROUTE ORDINANCE NO. 108**

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DEERFIELD TOWNSHIP  
LIVINGSTON COUNTY, MICHIGAN

TRUCK ROUTE ORDINANCE NO. 108

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

ORDAINS:

SECTION I. Definitions

- (1) "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.
- (2) "Road" means any street, highway or route within the Township of Deerfield.
- (3) "Semi-Trailer" means every vehicle with or without motor power, designed for carrying person 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.
- (4) "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.
- (5) "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 the vehicle and load so drawn.

- (6) "Gravel Tractor Trailer Trains" means trucks and trains or semi trailers containing or combining more than three axles which enter or leave a mining site for the purpose of transporting mined materials.
- (7) "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 contained 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 Deerfield, to the exclusion of all other roads, are here designated as truck routes and classified for traffic of trucks, truck tractors, semi trailers and gravel tractor trailer trains.:

<u>Destination:</u>	<u>Route:</u>
1) Hartland Township or Tyrone Township and all US 23 traffic	East from gravel pit on Hogan Road
2) Argentine Township or Oceola Township and other destinations	Hogan Road to Argentine Road, thence North or South

SECTION IV. PROHIBITION AGAINST TRAVEL ON OTHER THAN TRUCK ROUTES

Except as expressly permitted under this Ordinance or in conjunction with other Ordinances of this Township 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 vehicle 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 while involved in the repair, construction or maintenance of roads 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 routes. 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 truck 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 or Gravel Tractor Trailer trains 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 his deputy 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 dates 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

This 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/herself 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. EFFECTIVE DATE

This Ordinance shall become effective 30 days following publication after adoption in a newspaper of general circulation within the Township.

## SECTION XIV. ADOPTION

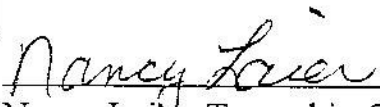
This Ordinance is hereby declared adopted by the Township of Deerfield, County of Livingston, State of Michigan at a regular meeting of the Deerfield Township Board, held on 22nd day of March, 2001 and was ordered to be given publication in the manner prescribed by law.

## CLERK'S CERTIFICATE

I, Nancy Laier, Clerk of the Township of Deerfield, Livingston County, Michigan, hereby certify that the foregoing Deerfield Township Ordinance No. 108 (Ordinance to establish and regulate truck, traffic and routes within Deerfield Township to prohibit truck traffic on certain roads and to provide penalties) was duly approved and adopted by the Township Board of Deerfield Township duly assembled at a regular meeting of said Board held March 22, 2001.

I further certify that Tom Green moved the adoption of the ordinance, supported by Doug Taylor, and that the said proposed ordinance was as follows:

	YES	NO	ABSENT
ABSTAINED			
Thomas A. Green, Supervisor	X		
Nancy Laier, Clerk	X		
Diane Louinger, Treasurer	X		
Cindy Ambrose, Trustee	X		
Doug Taylor, Trustee	X		



Nancy Laier, Township Clerk  
March 22, 2001

Adopted: March 22, 2001

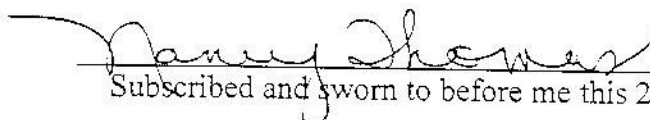
Published: March 26, 2001

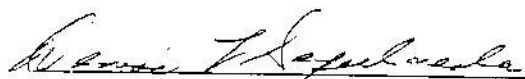
Effective: April 26, 2001



STATE OF MICHIGAN  
SS.  
COUNTY OF LIVINGSTON  
AFFIDAVIT OF PUBLICATION

Nancy Thomas being duly sworn, deposes and says that she is one of the printers and publishers of the **Livingston County Daily Press & Argus** in said state, that the annexed printed notice has been duly published in said newspapers at least 1 time(s) successively, and that the first insertion thereof was on the 28<sup>th</sup> day March, A.D., 2001 and the last insertion was on 28<sup>th</sup> day of March 2001.

  
Subscribed and sworn to before me this 28<sup>th</sup> day March, 2001.

  
Denise L. Sepulveda, Notary Public, Livingston County, State of Michigan.  
My commission expires March 23, 2004.

**DEERFIELD TOWNSHIP  
SPECIAL MEETING  
MARCH 20, 2001**

The Township Board passed Ordinance 108 (Deerfield Truck Route Ordinance).  
The motion was made by Tom Green, Seconded by Doug Taylor and the Roll Call  
Vote was: Taylor, Aye; Diane Louinger, Aye; Green, Aye; Cindy Ambrose, Aye;  
Nancy Laier, Aye.

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Section XIV	Adoption

You may review the entire ordinance at the Deerfield Township Hall, 4492 Center Road, Linden, MI on Monday, Wednesday or Friday from 9 a.m. to 5 p.m.  
(3-28-01 DAILY 1037034)

NANCY LAIER, CLERK