

**BATES TOWNSHIP  
HEAVY TRUCK ROAD RESTRICTION ORDINANCE  
ORDINANCE NO. 35**

**AN ORDINANCE TO PROHIBIT TRUCK TRAFFIC ON CERTAIN TOWNSHIP ROADS AND TO PROVIDE PENALTIES AND DAMAGE RECOVERY FOR THE VIOLATION THEREOF.**

**THE TOWNSHIP OF BATES, IRON COUNTY, MICHIGAN ORDAINS:**

**Section 1: Definitions**

1. “Restricted Road” means any street, highway or route within Bates Township that is designated as restricted from usage by semi trucks and trailers.
2. “Semi trucks and trailers” means any motor vehicle, truck, or tractor and trailer combination capable of carrying cargo, whether loaded or not, capable of carrying loads exceeding 10 tons.

Any word or term used and not defined in this ordinance shall be construed to be defined in accordance with its common or standard definition.

**Section 2: Restricted Roads**

The following roads are restricted roads in Bates Township:

1. Reiman Road
2. Section 16 Road
3. Wildwood Drive
4. Sunset Shores Road

**Section 3: Signs**

The Township Board shall procure and have posted appropriate signs at or along the restricted roads, as required by the laws of the State of Michigan.

**Section 4: Exemptions**

Restricted road limitations prescribed in this ordinance shall not apply to:

1. Fire trucks and other emergency vehicles.
2. Agricultural implements incidentally moved on a road.
3. Road repair, construction or maintenance vehicles involved in road repair on the restricted road.
4. Garbage service vehicles.
5. Home heating fuel delivery vehicles
6. Vehicles used for public utilities services or repairs.

A vehicle that would otherwise be restricted may be used to make residential deliveries or pickups within the township, by using the most direct route to and from an unrestricted road.

**Section 5: Special Permits**

The Township supervisor shall have the authority to grant a written permit in special cases that would otherwise be in violation of this ordinance. Such permits shall describe the vehicle(s), times and date(s) of travel and route to be taken by the vehicle(s). The township board may by resolution set a fee for special permits.

**Section 6: Penalties and Enforcement**

Any person, firm, or entity who violates or assists in the violation of this ordinance, shall be subject to a civil forfeiture of not less than \$25 or more than \$500, together with all costs of enforcement and other lawful action taken by the Township, including actual attorney fees incurred. Each violation shall be considered a separate violation. This ordinance may be enforced by suit for civil forfeitures, injunction, actual damages, or any other appropriate legal relief.

**Section 7: Administration**

This ordinance shall not be construed as repealing any Ordinance, now in effect or hereafter made, but shall be construed as supplementing all other Township ordinances and any Michigan Statutes relating thereto. Violation of this ordinance is hereby declared to be public nuisance. Any subsection adjudged void or inoperable shall not affect the enforceability of any other part of this or any other Township ordinance.

**Section 8: Effective Date**

This ordinance was approved and adopted by the Township of Bates on June 11, 2014 at a regular meeting of the Bates Township Board. It was published in the Iron County Reporter on June 18, 2014. This ordinance takes effect on July 25, 2014, pursuant to MCL 691.1051.

Barbara Moncivias  
Bates Township Clerk

Grant Helgemo  
Bates Township Supervisor