ORDINANCE NO. C-780

CHARTER TOWNSHIP OF WEST BLOOMFIELD

CODE OF ORDINANCES – CHAPTER 22, ARTICLE III

TRAFFIC CONTROL IN/ON West Bloomfield Corporate Center
(Name of Parking Area/Private)

An ordinance authorizing the Charter Township of West Bloomfield to regulate and control traffic and parking in either the parking areas and/or the private roads of:

West Bloomfield Corporate Center

in accordance with the provision of the Code of Ordinances, Chapter 22, Article III of the Charter Township of West Bloomfield, Traffic Control in Parking Areas and on Private Roads Ordinance:

THE CHARTER TOWNSHIP OF WEST BLOOMFIELD ORDAINS:

Section 1. Acceptance of Application

The Township hereby accepts the application of:
Kelly Taylor on behalf of the, West Bloomfield Corporate Center
(Name) (Title)

to subject the parking areas, private roads of the said location to the requirements of the code of Ordinances, Chapter 22, Article III, Traffic Control in Parking Areas and on Private Roads Ordinance, which application and plot plan are made a part hereof by reference.


Under the authority granted to it by Chapter 22, Article III of the Code of Ordinances, the Township Board of the Charter Township of West Bloomfield hereby makes all of the provisions and penalties for violations thereof, as contained in Chapter 22, applicable to said location. All of the provisions of Chapter 22 shall be incorporated herein as though fully set forth.

Section 3. Specific Traffic Control Orders

In addition to the provisions of Chapter 22, the following Traffic Control Orders are hereby adopted:

1. Move the "No Thru Traffic" and Impound signs to the right side of the driveway (east and west side). They are currently on the left side.

2. Put the "No Thru Traffic" sign on top. The bottom of that sign must be seven feet from ground level. The Impound sign can be positioned on the same post, beneath the "No Thru Traffic sign."

Section 4. Application Retained

Said application shall be retained in the permanent records of the Township.

Section 5. Effective Date

The provisions of this Ordinance are hereby ordered to take effect thirty (30) days after

Revised 03/25/13
publication of this Ordinance, or when any necessary signs or traffic control devices are installed, whichever is later.

Section 6. Adoption
This ordinance is hereby declared to have been adopted by the Township Board of the Charter Township of West Bloomfield at a meeting thereof, duly called and held on the 26th day of August and order to be given publication in the manner by law.

Ayes: Economou Ureste, Shaughnessy, Weingarden, Brown, Kaplan, Rosenberg, Swimmer
Nays: None.
Absent: None.
Abstentions: None.

STATE OF MICHIGAN )
 ) ss
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified Township Clerk of the charter Township of West Bloomfield, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of the proceedings taken by the Township Board of said Township at a Regular meeting held on the 26th day of August, 2013 the original of which is on file in my office.

The above ordinance was given publication in the The Beacon Newspaper on the following date(s): September 4, 2013

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 26th day of August, 2013.

Catherine Shaughnessy, Township Clerk

Introduced: 07-22-2013
Adopted: 08-26-2013
Published: 09-04-2013
Effective: 08-26-2013

Revised 03/25/13
ORDINANCE: C-780  CHAPTER 22
CHARTER TOWNSHIP OF WEST BLOOMFIELD
PARKING AREAS / PRIVATE ROADS TRAFFIC CONTROL ORDER

West Bloomfield Corporate Center
(Name of Parking Area/Private Roads)

WHEREAS, Under the provisions of the Code of Ordinances, Chapter 22, Article III, the Charter Township of West Bloomfield, Traffic Control in Parking Areas/Private Roads Ordinance, the Traffic Safety Engineer has the authority to recommend and the Township Board has the authority to adopt specific Traffic Control Orders at the request of the authorized representative of the parking area/private roads, and

WHEREAS, Under the provisions of the Code of Ordinances, Chapter 22, Article III, the Charter Township of West Bloomfield West Bloomfield Corporate Center
(Name of Parking Area/Private Roads)

WHEREAS, Under the provisions of the Code of Ordinances, Chapter 22, Article III, of the Charter Township of West Bloomfield West Bloomfield Corporate Center is subject to the requirements of the requirements of said Ordinance, and

WHEREAS, The Traffic Safety Engineer of the Charter Township of West Bloomfield has made an examination of the parking areas/private roads at said West Bloomfield Corporate Center
(Name of Parking Area/Private Roads)

and deems it necessary that the following specific traffic regulations be adopted in order to control the flow of traffic in said parking areas/private roads and in the furtherance of the public safety and welfare.

NOW, THEREFORE it is hereby ordered that the following regulations be adopted:
(Inset appropriate regulations below-attach additional page if necessary)

1. Move the "No Thru Traffic" and impound signs to the right side of the driveway (east and west side). They are currently on the left side.

2. Put the "No Thru Traffic" sign on top. The bottom of that sign must be seven feet from ground level. The impound sign can be positioned on the same post, beneath the "No Thru Traffic sign.

The provisions of this Parking Area/Private Roads Traffic Control Order shall take effect with the construction and/or posting of signs, markers, markings, signals or other devices required

Date: July 16, 2013

Sergeant Tom Ellis
(Traffic Safety Engineer)
ORDINANCE: ____ CHAPTER 22

CHARTER TOWNSHIP OF WEST BLOOMFIELD
TRAFFIC CONTROL PARKING AREAS / PRIVATE ROADS

APPLICATION

WHEREAS, Article III of the above named Ordinance provides, that for a parking area/private roads to become subject to the requirements of the Ordinance, the owner or person in charge of the general operation and control of the parking area/private roads shall make proper written request to the Charter Township of West Bloomfield, directed to the Traffic Safety Engineer thereof, and

WHEREAS, the undersigned desire to subject the [WEST BLOOMFIELD CORPORATE CENTER] 6960 ORCHARD LAKE ROAD (Name of Parking Area/Private Roads) to the requirements of said ordinance.

TO THE TRAFFIC SAFETY ENGINEER OF THE CHARTER TOWNSHIP OF WEST BLOOMFIELD:

Please take notice that the undersigned, on behalf of the [WEST BLOOMFIELD CORPORATE CENTER] (Name of Parking Area/Private Roads), does hereby request the Township of West Bloomfield to adopt an Ordinance subjecting said parking areas/private roads to all of the provisions and requirements of Ordinance, Chapter 22, Traffic Control in Parking Areas/Private Roads.

The attached plot plan shows all existing buildings and parking areas, and includes existing parking lanes, driveways, traffic control devices and other pertinent physical conditions of the parking areas/private roads. This plan is made a part hereof by reference.

Any requests for specific traffic control devices are attached hereto and made a part thereof by reference.

Date: 3/28/2013

by: KELLY TAYLOR
PROPERTY MANAGER
OWNERS REPRESENTATIVE

Kelly Taylor (248) 855-3330

STATE OF MICHIGAN )
COUNTY OF OAKLAND ) SS

On this 8th day of MARCH 2013 before me personally appeared

KELLY TAYLOR, Property Mgr., of the [WEST BLOOMFIELD CORPORATE CENTER] (Name and Title)

6960 ORCHARD LAKE RD / W-BLOOMFIELD CORP CENTER (Name of Parking Area/Private Roads)

and has the authority to make this application.

Notary Public

COUNTY, Michigan
My Commission Expires: 11-15-14

Revised 08/03/01
ARTICLE III. - TRAFFIC CONTROL IN PARKING AREAS
AND ON PRIVATE ROADS

Sec. 22-26. - Definitions.
Sec. 22-27. - Spaces for handicappers.
Sec. 22-28. - Eligibility for enforcement.
Sec. 22-29. - Cost of necessary signs, devices.
Sec. 22-30. - General restrictions and requirements.
Sec. 22-31. - Traffic-control order—Adopted for individual parking areas and private roads.
Sec. 22-32. - Same—Velocity.
Sec. 22-33. - Pailonites.
Sec. 22-34—22-45. - Reserved.

Sec. 22-26. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings respectively ascribed to them in this section:

Parking area means an area used by the public as a means of access to and egress from, and for the free parking of motor vehicles by patrons of a shopping center, business, factory, hospital, institution of similar building or location.

Private road means every road not open for the use of the public for purposes of vehicular traffic.

Shopping center means a minimum area of three (3) acres of land on which there is located one (1) or more stores or business establishments, and where there is provided a parking area.

(Ord. No. 904, § 1, 8-4-78; Ord. No. C-173, § 1, 3-20-89)

Sec. 22-27. - Spaces for handicappers.

All parking areas must provide parking spaces specifically designated for handicappers in numbers to conform with the requirements of Section 2 of Act No. 1 of the Public Acts of Michigan of 1968 (MCL 125.1352), as amended, and the township zoning ordinance.

(Ord. No. 904, § 2, 8-4-78; Ord. No. C-173, § 1, 3-20-89)

Sec. 22-28. - Eligibility for enforcement.

For a parking area or a private road to become subject to the restrictions and requirements of this article, the owner or person in charge of the general operation and control of the parking area or private road shall make proper written request to the township. The township board shall
then take such action as it deems necessary, including, but not limited to, the adoption of a traffic-control order for the parking area or private road.

(Ord. No. 90A, § 3, 9-4-78; Ord. No. C-173, § 1, 3-20-89)

Sec. 22-29. - Cost of necessary signs, devices.

The cost of purchasing, erecting and maintaining any signs, markers, markings, signals or other devices for traffic regulation and control in parking areas or private roads shall be paid by the person, business or corporation requesting traffic regulation and control under this article. Such signs and devices shall be erected in conformity with the Michigan Manual of Uniform Traffic Control Devices.

(Ord. No. 90A, § 4, 9-4-78; Ord. No. C-173, § 1, 3-20-89)

Sec. 22-30. - General restrictions and requirements.

The following general restrictions and requirements shall apply in all parking areas and private roads which request enforcement under this article:

1. **Speed restrictions.** Any person driving a vehicle in a parking area or private road shall drive the same at a careful and prudent speed, neither greater than, nor less than is reasonable and proper, having due regard for the traffic, surface and any other conditions than existing. No person shall drive a vehicle in any parking area or private road at a speed greater than will permit him to bring it to a full stop within the assured clear distance ahead and in no event at a speed in excess of the posted limit.

2. **Motor vehicle license requirements.** Only motor vehicles licensed as such by the Michigan Department of State or any state with which Michigan has reciprocal licensing provisions for traveling on public highways of the state may be operated in a parking area or private road.

3. **Operator's and driver's license requirements.** Motor vehicles may be operated in parking areas or private roads only by a person possessing a valid operator's license or permit from the Michigan Department of State, or states with which Michigan has reciprocal licensing provisions.

4. **Equipment requirements.** Every motor vehicle operated in a parking area or private road shall be equipped with such equipment as would be required for the vehicle to be driven upon the streets of the township and the state, and as required pursuant to the township traffic code.

5. **Unattended vehicle requirements.** No person having control or charge of a motor vehicle shall allow such vehicle to be left unattended in a parking area or private road without effectively setting the brakes, stopping the engine and removing the ignition key.

6. **Designated places for stopping, standing and parking.** Places for stopping, standing and parking shall be clearly marked in all parking areas or private roads and no person shall stop, stand or park a motor vehicle other than within such marked places.

7. **Right-of-way to moving traffic.** A vehicle starting from a stopped position shall give moving vehicles the right-of-way before proceeding from the stopped position.

8. **Pedestrian traffic right-of-way.** Pedestrians shall have the right-of-way over all vehicle traffic except emergency vehicles.

9.
Signs and devices, obedience to. Any person within a parking area or private road, whether the operator of a motor vehicle or a pedestrian, shall observe and obey all signs, markers, markings, signals or other devices governing the flow of traffic within the parking area or private road.

(10) Vehicles for sale. No person shall sell or offer for sale any vehicle in any parking area or private road subject to this article without the express written consent of the owner of the parking area or private road.

(11) Enforcement of the Uniform Traffic Code. No person operating or having control or charge of a motor vehicle on a private road or in a parking area shall violate any provision or provisions of the Uniform Traffic Code for Michigan Cities, Townships and Villages, as amended, being Chapter 22 of the ordinances of the Charter Township of West Bloomfield.

(Ord. No. 90A, § 5, 9-4-79; Ord. No. C-173, § 1, 3-20-89)

Sec. 22-31. - Traffic-control orders—Adopted for Individual parking areas and private roads.

Upon investigation, and with the approval of the authorized representative of the private road, shopping center, business, factory, hospital, institution or other similar buildings or locations, the police department or the traffic safety engineer may recommend, and the township board may adopt, such specific traffic-control orders for an individual parking area to control traffic and parking as local conditions may require for the safety and convenience of the public or the users of the parking area or private road. Such traffic-control orders may:

(1) Order stop signs, yield signs or other traffic-control devices erected at specified entrance or exit locations to a parking area or any intersection in the parking area or private road;

(2) Regulate traffic in the parking area or private road, including regulation by means of traffic-control signals;

(3) Prohibit or regulate the turning of vehicles or specified types of vehicles at intersections or other designated locations in the parking area or private road;

(4) Regulate the crossing of any roadway in the parking area or private road by pedestrians;

(5) Designate any separate roadway, drive or lane in the parking area or private road for one-way traffic;

(6) Prohibit, regulate, restrict or limit the stopping, standing or parking of vehicles in specified areas of the parking area or private road;

(7) Designate safety zones, loading zones and other restricted areas;

(8) Provide for the removal and storage of vehicles parked or abandoned in the private road or parking area during snowstorms, floods, fires or other public emergencies or found unattended in the parking area or private road where they constitute an obstruction to traffic or where stopping, standing or parking is prohibited, and for the payment of reasonable charges for such removal and storage by the owner or operator of any such vehicle;

(9) Adopt additional rules and regulations as may be required.

(Ord. No. 90A, § 6, 9-4-79; Ord. No. C-173, § 1, 3-20-89)

Sec. 22-32. - Same—Validity.
If it shall appear that a traffic-control sign, signal or device conforming to the provisions of this article was erected or in place when an alleged violation of this article occurred, such showing shall be prima facie evidence of the existence of a lawful traffic-control order authorizing such traffic-control sign, signal or device, and it shall be unnecessary for the prosecution affirmatively to show the existence of a valid traffic-control order in such cases, unless and until such presumption is rebutted by competent evidence.

(Ord. No. 90A, § 7, 9-4-79; Ord. No. C-173, § 1, 3-20-89)

Sec. 22-33. - Penalties.

A person who violates this article or any traffic-control orders promulgated pursuant to this article shall be processed and penalized in accordance with the parallel provisions of the Uniform Traffic Code for Michigan Cities, Townships and Villages, as amended, or the State Vehicle Code.

(Ord. No. 90A, § 8, 9-4-79; Ord. No. C-173, § 1, 3-20-89)

Secs. 22-34—22-45. - Reserved.

Footnote(s):

[^2] State Law reference—Traffic control in shopping center parking lots, MCL 257.941 et seq. (Back)