

ORV ORDINANCE  
CITY OF BOYNE CITY, MICHIGAN  
COUNTY OF CHARLEVOIX  
ORDINANCE NO. A-98

An Ordinance to provide Off Road Vehicle (ORV) Rules of Operation and Restrictions for the City of Boyne City.

**SECTION 1. Title.**

This Ordinance shall be known and cited as the “City of Boyne City ORV Ordinance No. A-98”.

**SECTION 2.** THE CITY OF BOYNE CITY ORDAINS THAT CHAPTER 66, ARTICLE I, OF THE CODE OF ORDINANCES, CITY OF BOYNE CITY, MICHIGAN, IS HEREBY AMENDED TO CREATE A NEW SECTION 8 TO READ AS FOLLOWS:

**Sec. 66-8 Off Road Vehicles**

- (a) It is acknowledged that Section 81131.6 of the MICHIGAN DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT 451 of 1994, as amended, provides that if a local unit of government adopts an ordinance, a person may operate an ORV with the flow of traffic on the far right of the maintained portion of the road or street covered by the ordinance in accordance with the statutes set forth by the State of Michigan.
- (b) For this section the following term shall be defined as set forth:

“Off Road Vehicle” (ORV) means any motor vehicle that can be operated cross-country (without benefit of a road or trail) over land, snow, and other natural terrain. This includes: multi-track or multi-wheeled vehicles; all-terrain vehicles (ATVs); motorcycles or related multi-wheeled vehicles; amphibious machines (water-to-land and back); hovercraft; and other vehicles that use mechanical power including 2- or 4-wheel-drive vehicles that are highway registered but operated off highways or off roads.
- (c) Unless otherwise prohibited in this section an ORV may be operated upon City Streets, providing the operator complies with rules set forth in the Michigan Motor Vehicle Code and the Michigan Department of Natural Resources.
- (d) ORV operation is prohibited in the following areas:
  - (1) Upon Water Street from South Lake Street to South East Street.
  - (2) Upon any city property (whether inside or outside the city limits) including cemeteries, city parks, beaches, public works, water, wastewater facilities, except in the parking areas provided for the specific purpose of parking.

- (e) The following shall be exempt from the prohibited areas noted above:
  - (1) Emergency vehicles in the course of their duties such as fire, ambulance and police vehicles.
  - (2) Persons, vehicles, and areas given prior approval by the City Manager, generally for special functions and/or temporary periods of time.
  
- (f) A person who violates this section is responsible for a municipal civil infraction and civil fines shall be increased for repeat violations as authorized in this code of ordinances. The standard civil fines called for by this code shall apply unless specifically modified by action of the city commission and made part of the city fee schedule.

**SECTION 3. Effective Date.**

This Ordinance shall become effective fifteen (15) days after publication in a newspaper of general circulation in the City. All ordinances or parts of ordinances in conflict with this Ordinance are repealed to the extent of such conflict.

First Reading:            January 27, 2009  
Second Reading:        March 10, 2009  
Enacted:                 March 10, 2009  
Effective:                \_\_\_\_\_

Reviewed by City Legal Counsel
Signature: _____
Dated:        _____

# City of Boyne City ORV Map

Off Limits to ORV

