

CHARTER TOWNSHIP OF HAMPTON ORDINANCE NO. 28

FARM VEHICLE ORDINANCE

An Ordinance for the purpose of prohibiting the driver of a farm vehicle from using the highways or streets within the Charter Township of Hampton as a head-land or turn-around and for the purpose of prohibiting the driver of a farm vehicle from using the highways or streets within the Charter Township of Hampton when he is plowing, mowing, harvesting, discing, cultivating, planting, seeding, or otherwise working a farm field; to prevent damage to the highways and streets within the Charter Township of Hampton; and to provide for the public peace, health, safety and general welfare of persons or property within the Charter Township of Hampton, Bay County, Michigan.

NOW THEREFORE, the Charter Township of Hampton, Bay County, Michigan, Ordains:

Section 1 - Short Title

This Ordinance shall be known and cited as the "Farm Vehicle Ordinance."

Section 2 - Definitions

Whenever in this Ordinance the following terms are used, they shall have the meanings respectively ascribed to them in this Section.

- 1) Driver: Every person who drives or is in actual physical control of a farm vehicle.
- 2) Farm Vehicle: Every motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, harvesting equipment, discing equipment, cultivating equipment, planting equipment, seeding equipment and other implements of husbandry.
- 3) Highway or Street: The entire width between the boundary lines of every way publicly maintained when any part thereof is opened to the use of the public for purposes of vehicular travel.

- 4) Head-Land: Land at the ends of furrows or near a highway or street.

Section 3

It shall be unlawful for any driver to operate a farm vehicle upon the highways or streets within the Charter Township of Hampton when he is plowing, mowing, harvesting, discing, cultivating, planting, seeding, or otherwise working farm land. Further, it shall be unlawful for any driver to use the highways or streets within the Charter Township of Hampton as a head-land or turn-around.

Section 4 - Penalty

Any person who shall violate any of the provisions of this Ordinance shall be subject to a fine of not more than \$100.00 or imprisonment in the County Jail not to exceed ninety (90) days or both such fine and imprisonment in the discretion of the Court.

Section 5 - Separability

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not effect the validity of the remaining portions thereof.

Section 6 - Ordinances Repealed

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 7 - Emergency Ordinance Declaration

This Ordinance is hereby declared to be an emergency Ordinance.

Section 8 - Effective Date

This Ordinance shall take effect immediately upon publication thereof.