

2010-23

**RESOLUTION AMENDING CODE OF ORDINANCES
SECTION 36-59**

The following Resolution was presented by Councilperson Henderson, seconded by Councilperson Timmons;

WHEREAS, Pursuant to the recommendations of the Public Safety Committee and wherein the City Council determines it advisable and necessary for public safety and welfare to amend the Traffic and Vehicle section of the Code of Ordinances, being Section 36-59;

NOW, THEREFORE BE IT RESOLVED, that the City of Ithaca ordains and adopts this resolution, amending and replacing Section 36-59; revising the penalties for traffic and vehicle parking offenses;

BE IT FURTHER RESOLVED, that publication shall be made by posting a notice once in a paper of general circulation with a brief statement of the purpose within 10 days hereof;


BE IT FURTHER RESOLVED, that said Code amendment shall become effective on July 5, 2010.

Dated: June 15, 2010

Ayes: (7) Henderson, Hollenbeck, Schafer, Thomas, Timmons, Trexler, Bailey

Nays: (0) None

Abstain: (0) None


Barbara Fandell, Clerk-Treasurer

CITY OF ITHACA

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES
SECTION 36-59 TO AMEND PENALTIES FOR
TRAFFIC AND VEHICLE OFFENSES

The City of Ithaca Ordains:

Section 1: Chapter 36 Section 59 of the Code of Ordinances of the City of Ithaca is hereby amended to read as follows: "The penalties set forth in this section shall be paid for the following offenses within the city:

<i>Offense</i>	<i>Penalty</i>
(1) Parking where official signs prohibit stopping and parking	25.00
(2) Parking too far from the curb	10.00
(3) Parking on the wrong side of the street or facing opposing traffic	15.00
(4) Disobeying an angle parking sign	10.00
(5) Obstructing traffic	25.00
(6) Parking overnight during a prohibited period	10.00
(7) Prohibited parking:	
a. On sidewalk	25.00
b. In front of a public or private driveway	25.00
c. Within and intersection	25.00
d. Within 15 feet of a fire hydrant	25.00
e. On a crosswalk	25.00
f. Within 20 feet of a crosswalk	15.00
g. Within 30 feet of sign or traffic signal	25.00
h. Between a safety zone and the adjacent curb	15.00
i. Within 50 feet of the nearest rail of a railroad crossing	25.00
j. Within 20 feet of the driveway entrance to a fire station	25.00
k. Upon any bridge	25.00
l. Within 200 feet of an accident in which a police officer is in attendance	25.00
m. In an alley, except where authorized	10.00
n. On private property without the owner's consent	10.00
o. Parking in a loading zone	10.00
p. Non-permitted vehicle in Handicapped Parking Zone	50.00

Section 2: Separability. If any section, subsection, paragraph, 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 affect the validity of the remaining portions thereof.

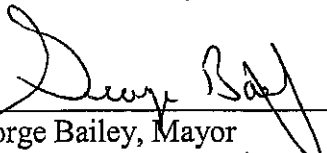
Section 3: Ordinances Repealed. All ordinances and/or parts of ordinances inconsistent with this ordinance are hereby repealed.

Section 4: Effective Date. This ordinance shall take effect and be in force 20 days from and after its enactment as provided by the City Charter.

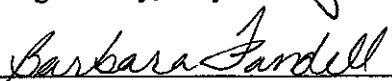
Passed and approved by the City Council of the City of Ithaca, Michigan, in regular session, held June 15, 2010.

We, the undersigned, Mayor and Clerk-Treasurer of the City of Ithaca, Michigan, do hereby certify that the above and foregoing Ordinance, known as Chapter 36 Section 59 of the Code of Ordinances of the City of Ithaca, Michigan, was introduced at a regular meeting of the City Commission, held on June 1, 2010, and was thereafter passed at a regular meeting on June 15, 2010, at least one week elapsing between the introduction and the enactment.

Dated this 15th day of June 2010.



George Bailey, Mayor



Barbara Fandell, City Clerk-Treasurer

I, the undersigned, City Clerk, DO HEREBY CERTIFY that the foregoing and above Chapter 36 Section 59 of the Code of Ordinances of the City of Ithaca, Michigan, is a true and compared copy of the original ordinance, now on file in my office, and of the whole thereof; that the same was published within 10 days from its adoption in the Gratiot County Herald, a newspaper printed, published and circulated in the City of Ithaca, Michigan, on June 24, 2010 and that the Affidavit of Publication thereof is now on file in my office and is a part of the original records pertaining to the adoption of the aforesaid ordinance.

I FURTHER CERTIFY that in accordance with the provisions of Chapter V, Section E of the Revised Charter of the City of Ithaca, Michigan, the foregoing ordinance shall take effect 20 days after its enactment as aforesaid.

Dated : June 15, 2010



Barbara Fandell, City Clerk-Treasurer