

**STATE OF MICHIGAN
COUNTY OF ALGER
SNOWMOBILE ORDINANCE #19**

An ordinance adopted for the purpose of authorizing and regulating the operation of Snowmobiles upon roads and highways within the County certified road system under the Jurisdiction of the Alger County Road Commission.

THE COUNTY OF ALGER, A MICHIGAN MUNICIPAL CORPORATION, ACTING BY AND THROUGH ITS BOARD OF COMMISSIONERS, DOES HEREBY ORDAIN:

SECTION 1: Purpose of Ordinance

The purpose of this ordinance is to authorize, regulate and control the operation of Snowmobiles upon roads and highways within the County certified road system, the use of which may be authorized by the Alger County Road Commission having jurisdiction thereof pursuant to MCL 324.82119, as amended.

SECTION 2: Adoption:

Except as herein provided to the contrary, the County of Alger hereby adopts the laws of the State of Michigan, covering the use and regulations of snowmobiles, being MCLA 324.82101 et seq, as amended.

SECTION 3: Operation:

In the event snowmobiles are permitted to operate on any one or more county roads and highways, or any portion thereof, within the County Certified Road System under the jurisdiction of the Alger County Road Commission, such operation shall be in accordance with all of the regulations and provisions set forth and contained in MCLA 324.82101, et seq., as amended, subject, however, to the following provisions regulating snowmobile operation:

- a) Unless otherwise stated within this ordinance, snowmobiles may be operated on a highway in the county road system that is not normally snowplowed for vehicular traffic and on the plowed right-of-way or shoulder when no right-of-way exists on a snowplowed highway in the county road system outside the corporate limits of a city or village.
- b) Snowmobiles shall be operated at the extreme right of the open portion of the right-of-way or shoulder and with the flow of traffic. However a snowmobile may be operated on the right-of-way of the roadway against the flow of traffic if the right-of-way is a snowmobile trail approved by the state transportation department and/or the department of natural resources.
- c) Snowmobiles shall travel in single-file order.
- d) Snowmobile operators shall use hand signals preparatory to making a turn or stopping, such signals shall be the same as required for automobile operators.
- e) Snowmobiles shall always give the right-of-way to other vehicles and pedestrian traffic.

- f) Snowmobiles shall not be operated at a speed in excess of thirty (30) miles per hour, nor at any speed greater than is reasonably safe and proper for the then existing conditions.
- g) A snowmobile shall not tow another snowmobile or other sledding device unless equipped with a rigid tow-bar or tongue device specifically designed for towing. The use of tow ropes or straps will only be allowed in a situation in which a snowmobile has become disabled on a trail and needs to be towed to the nearest community for assistance. While towing another snowmobile, a snowmobile operator may only travel at the minimum speed necessary to maintain forward motion.
- h) Snowmobiles shall be operated only by persons who are seventeen (17) years of age or older, except that a person who is at least twelve (12) but less than seventeen (17) years of age may operate a snowmobile in accordance with the limitations stated within this ordinance only if:
 - (1) The person is under the direct supervision of a person who is twenty-one (21) years of age or older; and
 - (2) The person has in his her immediate possession, a snowmobile safety certificate pursuant to a program conducted under MCLA 324.82107, as amended, or a comparable Snowmobile safety certificate issued under the authority of another state or a province of Canada. A person operating a snowmobile pursuant to this section shall present the snowmobile safety certificate to any peace officer upon demand.
 - (3) The owner of a snowmobile shall not permit the snowmobile to be operated contrary to this section.
- i) Upon the request or by any signal of the Sheriff, or any deputy, conservation officer, or any other peace officer, a snowmobile operator shall immediately stop his snowmobile in a safe place and outside of the flow of traffic.
- j) **Closed Roads:** A person shall NOT operate a snowmobile on any portion of Alger County Highway 15 (H-15) or the right-of-way thereof.

SECTION 4: Penalties:

Any person who violates this ordinance is guilty of a municipal civil infraction and may be ordered to pay a civil fine of not more than \$500.00. A court may order a person who causes damage to the environment, a road or other property as a result of the operation of a Snowmobile to pay full restitution for that damage above and beyond the penalties paid for civil fines.

SECTION 5: Severability:

The sections and provisions of this ordinance are declared to be severable, and any portions which are declared to be unconstitutional or inoperative for any reason shall in no way effect the other provisions of this ordinance.

SECTION 6: Effective Date:

This ordinance shall become effective the day following publication of notice of its adoption in a newspaper of general circulation in the County, and unless otherwise amended shall remain in effect.

SECTION 7: The existing County Snowmobile Ordinance adopted by the Alger County Board of Commissioners on October 13, 1997 shall be and hereby is repealed as of the effective date of this Ordinance.

This Ordinance is adopted by action of the Alger County Board of Commissioners this 19th day in the month of January, 2016.

Commissioners voting "Aye": Mattson, Pullen, Rondeau, VanLandschoot, and Doucette

Commissioners voting "Nay": None

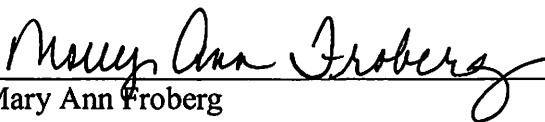
Commissioners Absent: None



Jerry Doucette, Chairperson
Alger County Board of Commissioners

Certification

I, Mary Ann Froberg, Clerk of the County of Alger, do hereby certify that this is a true and correct copy of the Ordinance duly adopted by the Alger County Board of Commissioners on January 19, 2016.



Mary Ann Froberg
Alger County Clerk