

TRUCK ORDINANCE

Tuscola Township, Tuscola County, Michigan Ordinance no. 2000-1

An ordinance regulating the activities of commercial trucks over certain roads in Tuscola Township and providing for the prohibition of travel of commercial trucks over certain roads in Tuscola Township and further providing for penalties of violation of the terms of the ordinance and repealing all prior ordinances in conflict with the provision of this ordinance.

The Township of Tuscola hereby ordains this 18th day of January 2000:

1. **Purpose:** To protect the health, safety and general welfare of the residents of Tuscola Township by prohibiting trucking in densely populated areas.
2. **Unlawful Acts:** It shall be unlawful to operate any “commercial truck,” as hereinafter defined, on any “no truck road,” as hereinafter defined, within Tuscola Township, except as otherwise provided herein.
3. **Definitions:**
 - A. **Commercial Truck:** Any motor vehicle having a weight of 26,000 pounds GVW or more including the load carried, also including but not limited to any vehicle carrying hazardous materials or solid waste. Commercial trucks shall not include vehicles carrying or designated to carry passengers, all governmentally owned or leased vehicles, public utility vehicles, motor homes, or recreational vehicles or vehicles used exclusively to transport personal possessions or family members for non-business purposes.
 - B. **No Truck Road:** A road on which commercial trucks are prohibited and the road is posted “No Through Trucks Over 26,000 Pounds Rated GVW.”
4. **Exceptions to Commercial Truck Traffic:** Commercial trucks may be permitted on designated no truck roads as follows:
 - A. For the operation of authorized emergency vehicles.
 - B. For an emergency so declared by public officials or public act.
 - C. For the operation of commercial vehicles involved in the routine local pick-up, delivery, or service where the destination is on a declared “no truck road.”
 - D. For an owner of a commercial vehicle to drive to and from his residence.
5. **“No Truck Roads” in Tuscola Township Shall Be:** All roads located in the medium density residential area bounded on the North by the City limits of Vassar, starting at Day Road, West to Nancy Street, North to Williams Street, and West to and including Cottrell Road bounded on the West by and including Cottrell Road, bounded on the South by Frankenmuth Road, and bounded on the East by the City limits of Vassar.
6. **Posting of Restrictions:** Signs shall be posted stating no thru trucks over 26,000 pounds rated GVW. Signs shall be posted at locations as determined by the Township Supervisor.
7. **Penalty:** Any person violating any provision of this ordinance shall be guilty of a misdemeanor, punishable upon conviction by a fine not to exceed five hundred (\$500.00)

dollars, plus costs and /or imprisonment in the county jail for a period not to exceed ninety (90) days.

8. **Severability:** This ordinance and the various parts, sections, paragraphs, and subsections, sentences, phrases, and clauses thereof are hereby declared to be severable. If any part, section, paragraph, subsection, sentence, phrase, or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Adopted: January 18, 2000

Published: February 2, 2000

Township Supervisor: Tod Fackler

Township Clerk: Mary Lou Blasius