

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF SYLVAN LAKE

ORDINANCE NO. 330

AN ORDINANCE TO AMEND THE CITY OF SYLVAN LAKE CODE OF ORDINANCES CHAPTER 38, OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE VII, OFFENSES AGAINST PUBLIC SAFETY, TO CREATE DIVISION 3, "WATERCRAFT REGULATIONS" FOR THE PURPOSE OF ENFORCING EXISTING STATE OF MICHIGAN MARINE SAFETY LAW.

THE CITY OF SYLVAN LAKE ORDAINS:

PART I. That Chapter 38, "Offenses and Miscellaneous Provisions," of the City of Sylvan Lake Code of Ordinances, Article VII, "Offenses Against Public Safety," is hereby amended to create Division 3 "Watercraft Regulations" to add the following provisions:

Section 38-362. Adoption of applicable Michigan Complied Laws sections.

The City of Sylvan Lake hereby adopts and incorporates by reference the following statutory provisions:

MCL 324.80101 to 80104;

MCL 324.80122 to 80124;

MCL 324.80126;

MCL 324.80140;

MCL 324.80141;

MCL 324.80144 through 80153;

MCL 324.80155;

MCL 324.80164;

MCL 324.80165;

MCL 324.80166 through 80173;

MCL 324.80176 through 80188;

MCL 324.80193;

MCL 324.80196;

MCL 324.80197 through 80198b, as such provisions may be amended from time to time.

Such provisions and those additionally set forth in this ordinance shall be known as the City of Sylvan Lake Marine Safety Ordinance.

Section 38-363. Enforcement.

This ordinance shall be enforced by the designated authority within the Sylvan Lake Police Department as well as the county sheriff, and shall also be enforced as permitted and provided by MCL 324.80101 et. seq.

Section 38-364. Violations and penalties.

Any violations of this ordinance and its adopted provisions shall constitute a misdemeanor and subject the violator to a fine not to exceed \$500.00 or jail not to exceed 90 days or both.

PART II.

Severability. Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART III.

Savings Clause. The amendment of the Sylvan Lake Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Sylvan Lake Code of Ordinances set forth in this Ordinance.

PART IV.

Repealer. All other Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

This Ordinance is declared to have been enacted by the City Council of the City of Sylvan Lake at its meeting duly called and held on the 10th day of May, 2017, and shall be given publication in accordance with applicable law.

Ayes: Endres, Lorenz, Meskin, Zubrzycki, Dzenko

Nays: Non

Abstentions: None

Absent: None

Adopted: 05/10/17

Published: 05/17/17

Effective: 05/17/17

Posted: 05/11/18

Locations: Community Center, City Hall, Police Dept.

I, Dennise Dryden, City Clerk for the City of Sylvan Lake, Michigan, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the City Council of the City of Sylvan Lake at a Regular City Council Meeting, held on May 10, 2017, the original of which is on file in my office.

I have hereunto affixed my official signature this _____ day of _____, 2017.

Dennise Dryden, City Clerk
City of Sylvan Lake