

AN ORDINANCE

of the Council of the City of Berkley, Michigan
Amending Chapter 122, Traffic and Vehicles, of the Berkley City Code
to Add New Article V, Motor Carrier Safety

THE CITY OF BERKLEY ORDAINS:

SECTION 1: Article V. Motor Carrier Safety is added to Chapter 122 of the City of Berkley Code of Ordinances, as follows:

ARTICLE V. – MOTOR CARRIER SAFETY

Sec. 122-6. Motor carrier safety act and regulations adopted.

The Motor Carrier Safety Act of 1963, MCL 480.11 et seq., as amended, and the motor carrier safety regulations and rules promulgated thereunder, are adopted by reference.

- (1) Pursuant to the Act, in order to be classified as a motor carrier enforcement officer, a public safety officer must have training equal to the minimum training requirements, including any annual training updates, established by the Michigan Department of State Police for an officer of the Motor Carrier Division of the Department of State Police. If training is provided for specific categories of enforcement, the City's public safety director may determine the categories of enforcement for which training is appropriate.
- (2) The penalties provided in the Motor Carrier Safety Act of 1963, as amended, are adopted by reference, provided, however, that the City of Berkley may not enforce any provision of the Motor Carrier Safety Act of 1963, as amended, for which the maximum period of imprisonment is greater than 93 days.

SECTION 2: Severability Clause

Should any word, phrase, sentence, paragraph, or section of this Ordinance be held invalid or unconstitutional, the remaining provisions of this ordinance shall remain in full force and effect.

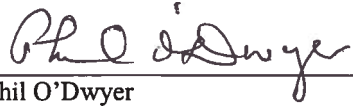
SECTION 3: Effective Date

This Ordinance shall become effective thirty (30) days following the date of adoption in accordance with the City Charter.

SECTION 4: Publication


The City Council directs the City Clerk to publish a summary of this ordinance in compliance with Public Act 182 of 1991 and Section 6.5 of the Berkley City Charter.

Introduced on the First Reading at the Regular City Council Meeting on Monday, June 5, 2017.
Passed on the Second Reading at the Regular City Council Meeting on Monday, June 19, 2017.



Phil O'Dwyer
Mayor

Attest:



Phommady A. Boucher
City Clerk