

Michigan State University

ORDINANCES

1974

UA 1646 , Box 9

W216E

CERTIFICATION

I hereby certify that the attached ordinances to provide regulations and control of the use of streets, highways, and property within the campus of Michigan State University and for the benefit and protection of its property and the conducting of University business were passed by the Board of Trustees at a meeting duly called and held at East Lansing, Michigan, on July 24, 1964, and amended at meetings duly called and held at East Lansing, Michigan, on September 21, 1967; June 14, 1968; May 16, 1969; April 17, 1970; September 17, 1970; February 25, 1972; April 20, 1973 and August 22, 1973 at which quorums were present and voted, and that said ordinances are duly recorded in the minute books of the Board of Trustees and are still in force and effect.

JACK BRESLIN, SECRETARY

January 18, 1974

TABLE OF CONTENTS

	Page
1.00 Statement of Purpose	13
1.01 Objective of Ordinance	
2.00 Effectiveness of Ordinance	13
2.01 Effective date	
2.02 Previous Ordinance abolished	
2.03 Exceptions to Ordinance	
2.04 Exceptions for Student Publications	
3.00 Authority of Board of Trustees	13
3.01 Source of authority	
4.00 Designation of Enforcement Powers	14
4.01 Director of Public Safety to enforce	
4.02 Director of Public Safety to appoint subordinates	
4.03 Property outside East Lansing area	
5.00 Duties of Public Safety Officers	14
5.01 Duties	
5.02 Director of Public Safety restricting access to property	
6.00 Misdemeanor—Penalty	15
6.01 Penalty	
7.00 Posting of Ordinance	15
7.01 Requirements for posting	
8.00 Definitions	15
8.01 Ordinance	
8.02 The Board	
8.03 Act 80	
8.04 Public Safety Officer	
8.05 Singular and plural synonymous	
8.06 All genders synonymous	
8.07 Person and accused	
8.08 Act includes omission	
8.09 Property	
8.10 Writing and written	
8.11 Campus	
9.00 Aircraft	16
9.01 Landing of	
10.00 Athletic Equipment	16
10.01 Improper use of	
11.00 Bicycles; Illegal Taking of	16
11.01 Owner's authority required	
11.02 Party to unauthorized taking of	
12.00 Boating	16
12.01 Motor propelled prohibited	
13.00 Buildings	16
13.01 Regulations restricting access or use	
13.02 Defacing, damaging or removing property	
14.00 Camping	17
14.01 Restrictions	

15.00	Counterfeiting, Altering and Copying	17
15.01	False copy	
15.02	Possession of false copy	
15.03	Unauthorized keys	
16.00	Disorderly Assemblages or Conduct	17
16.01	Unauthorized assembly	
16.02	Disruption of educational activities	
16.03	Disruption of normal campus building or area activities	
16.04	Public address systems or other amplification	
16.05	Disruption or molestation of persons, firms or agencies	
16.06	Enter athletic contest or exhibition	
16.07	Projected or dropped objects at assemblages	
16.08	Public event admission restrictions	
16.09	Enter steam tunnel, mechanical or boiler rooms	
17.00	Dumping	18
17.01	Prohibited	
18.00	Examinations	18
18.01	Unauthorized attainment of	
18.02	Unauthorized transfer of	
18.03	Prima facie evidence	
19.00	Firearms or Weapons	18
19.01	Possession prohibited; exceptions	
19.02	Use of chemicals prohibited	
19.03	Use prohibited; exceptions	
19.04	Not applicable to police officers	
20.00	Fires	18
20.01	Setting fires	
21.00	Curfew	18
21.01	Minors under 17 years of age	
21.02	Assisting, aiding or abetting minors	
22.00	Alcoholic Beverages	19
22.01	Use or possession permitted	
22.02	Use or possession prohibited	
22.03	Use prohibited in public areas of campus buildings	
22.04	Approval for use at non-student social events	
22.05	Approval for use at student social events	
23.00	Model Airplanes	19
23.01	Flying of	
24.00	Molesting	19
24.01	Designated prohibitions	
25.00	Animals	19
25.01	Leash required	
25.02	Prohibited in buildings	
25.03	Prohibited in busses	
25.04	Prohibited from posted areas	
25.05	Exceptions	
25.051	Seeing-eye animals	
25.052	Veterinary medical treatment	
25.053	Transported animals	
25.054	Sponsored events	

	25.055	Prior authorization for student events	
	25.056	Other exceptions as authorized by the Secretary of the Board	
26.00	Picnicking		20
	26.01	Designated areas only; written approval	
27.00	Plant Materials		20
	27.01	Injury or removal	
28.00	Property		20
	28.01	Disposition of lost, stolen or abandoned property	
	28.02	Disposition on proof of ownership	
	28.03	Disposition by public auction	
29.00	Property removal		20
	29.01	Removal prohibited	
	29.02	Unauthorized inter-department removal	
	29.03	Disposition by public auction	
30.00	Selling and Advertising		21
	30.01	Selling and advertising prohibited	
	30.02	Signs, posters and handbills prohibited	
31.00	Signs		21
	31.01	Erection or display of prohibited; exception	
	31.02	Efface, alter, destroy or removal of	
	31.03	Attachment of	
32.00	Smoking		21
	32.01	Prohibited areas	
33.00	Telephones		21
	33.01	Molesting calls prohibited	
	33.02	Threatening, obscene language prohibited	
	33.03	Prank or joke calls prohibited	
34.00	Traffic—Rights and Duties of Drivers and Pedestrians		22
	34.01	Signals (Legend)	
		34.011 Green: Vehicular traffic movement	
		34.012 Green: Pedestrian movement	
		34.013 Yellow: Vehicular traffic movement; requirement	
		34.014 Yellow: Pedestrian movement	
		34.015 Red: Vehicular traffic movement	
		34.016 Red: Pedestrian movement	
		34.017 Green Arrow (Steady)	
		34.018 Red Arrow (Flashing); vehicular traffic movement	
		34.019 Red Arrow (Flashing); pedestrian movement	
	34.02	Signals located other than intersection	
	34.03	Pedestrian walk and wait signals	
		34.031 Walk	
		34.032 Don't walk or wait	
	34.04	Flashing red or yellow	
		34.041 Flashing red (stop required)	
		34.042 Flashing yellow (caution)	
	34.05	Approach of train; stop required	
		34.051 Visible warning	
		34.052 Crossing gate	
		34.053 Train signals approach	
		34.054 Train approach dangerous	
		34.055 Vehicle movement prohibited around crossing gate	

34.06	Stop signs	
34.07	Emerging from alley, private road or driveway; stop required	
34.08	Obstructing intersection	
34.09	Passing stopped vehicle at intersection	
34.10	Right of way at intersection	
34.101	Right of way and forfeiture of	
34.102	Left turn	
34.103	Posted intersection	
35.00	Driving in Roadway—Following, Overtaking and Passing	24
35.01	Drive on right side of road required; exceptions	
35.011	Overtaking and passing vehicle same direction	
35.012	Roadway under construction	
35.013	Three lanes for traffic	
35.014	One way traffic	
35.015	Roadway with a bicycle lane	
35.02	Drive in marked traffic lane required; exceptions	
35.03	Following too closely	
35.04	Following fire apparatus prohibited	
35.05	Passing vehicle proceeding in opposite direction	
35.06	Rules governing, limitations, exceptions and special rules	
35.061	Safe distance required when passing	
35.062	Vehicle being passed shall give right of way	
35.07	Conditions for overtaking and passing vehicle on right	
35.071	Vehicle overtaken making left turn	
35.072	Two or more lanes for traffic movement	
35.073	One way street	
35.074	Passing on main traveled portion of roadway required	
35.08	Driving to left of center line prohibited; exceptions	
35.09	Passing in no passing zone prohibited	
35.10	Driving on three-lane roadway	
35.11	Driving on one way streets, alleys and traffic islands	
35.12	Required areas for driving motor vehicles	
35.13	Required areas for operating bicycles	
35.14	Required areas for riding animals	
35.15	Except when public safety officer directs otherwise	
36.00	Turning Movements	26
36.01	Driver's duties when starting or turning	
36.02	Signal required and means of signal	
36.03	Driver requirements	
36.031	Approach and right turn position	
36.032	Approach and left turn position	
36.033	Approach and left turn; from two way street to one way street; from one way street to two way street	
36.034	Approach and left turn; one way street to one way street	
36.04	Signs limiting turn	
37.00	Speed Regulations	26
37.01	Careful and prudent	
37.02	Prima facie	
37.021	25 mph; school zone	
37.022	15 mph; residential zone	
37.023	Any other posted speed	
37.03	Driver duty to reduce speed	
37.04	Complaint and summons to specify speed applicable; also to specify other offenses committed	

38.00	School Bus—Overtaking, Meeting, Passing Stopped Bus, Signs on Bus	27
38.01	Passing prohibited; signs required	
38.02	Stop 10 feet away; proceed when driver signals, bus resumes motion, visual signals no longer actuated; passenger requirement; passing permitted at controlled intersection	
38.03	Visible requirement for stopping bus	
38.04	Divided highway; no stop required	
38.05	Signal lamps required on bus	
39.00	Parking	28
39.01	Wheels parallel and 12 inches from right curb	
39.02	Angle parking; obedience to signs or markings	
39.03	Unattended motor vehicles; braked, wheels angled, keys	
39.04	Parking not to obstruct traffic	
39.05	Starting from parked position; signal and yield required	
39.06	Angle position; yield required	
39.07	Lights on parked vehicle; requirements	
39.08	Lights depressed on parked vehicle	
39.09	Prohibitions (no signs required)	
39.091	On a sidewalk	
39.092	Front of public or private driveway	
39.093	Within an intersection	
39.094	Within 15 feet of a fire hydrant	
39.095	On crosswalk	
39.096	Within 20 feet of crosswalk	
39.097	Within 30 feet of traffic-control device	
39.098	Between safety zone and adjacent curb	
39.099	Within 50 feet of railroad crossing	
39.0910	Within 20 feet of entrance to fire station; 75 feet on side of street opposite entrance	
39.0911	Alongside street excavation or obstruction	
39.0912	On highway side of vehicle parked at curb	
39.0913	Upon bridge or elevated structure upon highway	
39.0914	Within 200 feet of an accident	
39.0915	In front of theater or place of public assemblage	
39.0916	Blocking marked emergency exits of buildings	
39.0917	Blocking marked fire escapes of buildings	
39.10	Motorbuses for taking on and discharging passengers	
39.11	Moving a vehicle not lawfully in control into any prohibited position or area	
39.12	Drive or park on grass, over curb, beyond highway width or off shoulder	
39.13	Prohibitions (signs required); exceptions	
39.14	No vehicle to be parked on street for purpose of	
39.141	Displaying such vehicle for sale	
39.142	Maintenance or repair except emergency repair	
39.143	Displaying advertising	
39.144	Selling merchandise except when authorized	
39.145	Storage for more than 48 hours	
39.15	Mobile homes, trailers and boats stored only in designated areas	
39.16	Alley, no parking except authorized by signs, no stopping except for load, unload	
39.17	Metered parking zones	
39.171	Vehicle not to be parked longer than indicated time; Sundays and legal holidays, excepted; governmental vehicles excepted	

- 39.172 Vehicle to be parked within marked space
- 39.18 Areas controlled by parking gates to be used by instructions on gate
- 39.19 Vehicle to be driven through parking gates only in manner posted at entrance
- 39.20 Vehicle not to enter lot through exit gate or leave lot through entrance gate
- 39.21 Parking gate to be operated in prescribed manner
- 39.22 Loading and unloading
 - 39.221 Standing, stopping or parking in passenger loading zone; conditions
 - 39.222 Standing, stopping or parking in freight loading zone; conditions
 - 39.223 Vehicle temporarily stopped to load or unload passengers; conditions
- 39.23 Stopping, standing or parking of buses and taxicabs regulated
- 39.24 Restricted use of bus and taxicab stands; exceptions
- 39.25 Prima facie evidence of parking violators; license plates
- 39.26 No parking tow-away zones
- 39.27 Opening doors of vehicles
- 39.28 Schedule of fines

40.00 Miscellaneous Rules

31

- 40.01 Drivers of motor vehicles must be licensed
 - 40.011 Driver must have license in immediate possession when driving; certificate of registration; submission to officer
 - 40.012 Display or possession of invalid driver's license; loan of; representation of
 - 40.013 Driver with instruction permit must be accompanied by licensed driver
 - 40.014 Unlawful for owner to permit unlicensed driver to drive
- 40.02 License plates
- 40.03 Reckless driving
- 40.04 Driver to exercise due care
- 40.05 Driving under influence of narcotic drugs or alcohol; habitual user of drugs
- 40.06 Unlawful to permit habitual user of drugs or person under influence of drugs or alcohol to drive
- 40.07 Motorcycles and motor-driven cycles; driver regulations applicable
- 40.08 Motorcycles and motor-driven cycles not to be operated more than two abreast; seating requirements
- 40.09 Motorcycles and motor-driven cycles; spotlights and light requirements
- 40.10 Animals ridden or animal-drawn vehicles on street; rules applicable
- 40.11 Animals ridden or led on street; rules applicable
- 40.12 Skis or sleds not to be used on roadways
- 40.13 Driving through funeral or other processions prohibited
- 40.14 Permits required for parades, processions and sound trucks; exceptions
- 40.15 Backing; requirements
 - 40.151 Safely and not interfere with other traffic
 - 40.152 Not to cause other traffic to yield
 - 40.153 Not through or into roadway intersection
- 40.16 Vehicles not driven on sidewalk or footbridge; exception
- 40.17 Driving through safety zone prohibited
- 40.18 Splashing; person on sidewalk or crosswalk
- 40.19 Leaking or spilling of contents from vehicle on street
- 40.20 Crossing fire hose

40.21	Coaster, roller skates and similar devices restricted	
40.22	Clinging to vehicles	
40.23	Boarding or alighting from vehicles in motion prohibited	
40.24	Restrictions on weight of trucks and commercial vehicles on streets; signs	
40.25	Lamp or flag on projecting load; requirements	
40.26	Loaded material or passengers not to obstruct driver's view or control	
40.27	Position of passengers not to interfere with driver's view or control	
40.28	Person in transit vehicle to stand beyond safety line	
40.29	Windows of vehicles to be free from obstruction	
40.30	Vision through required equipment and windshields to be clear	
40.31	Unauthorized display of official insignia on vehicle	
40.32	Driving in an unsafe manner	
41.00	Equipment	34
41.01	Vehicles in unsafe condition not to be driven or moved	
41.02	Muffler requirements; prohibitions	
41.03	Engine equipped to prevent excessive fumes and smoke	
41.04	Substance igniting exhaust gases prohibited	
41.05	Lights to be equipped according to Michigan Vehicle Code	
41.06	Number of spot lamps allowed; requirements	
41.07	Flashing lights; red and green lights	
41.08	Brakes; requirements	
41.09	Horns; requirements	
41.10	Windshields free of obstructions to driver's view	
41.11	Cleaning device required; device to be self operating	
41.111	Windshield wiper required in good condition	
41.12	Windshield washer requirement	
41.13	Tires with metal contacting road prohibited	
41.131	Protuberance other than rubber prohibited; exceptions	
41.14	View to rear and mirrors; requirements	
41.15	Size, weight and load of vehicles; prohibitions	
42.00	Traffic—Pedestrians	36
42.01	Subject to intersection signals, rights and duties at other places	
42.02	Right of way at crosswalks; traffic-control devices; unmarked crosswalks	
42.03	Special pedestrian-control signals	
42.04	Duty between adjacent intersections with signals	
42.05	To yield right of way to emergency vehicles	
42.06	Shall not pass beyond closed railroad crossing gate	
42.07	Pedestrians to use right half of crosswalk	
42.08	Crossing roadway at right angles	
42.09	Crossing at other than crosswalks; yield to vehicles required	
42.091	Tunnels or overhead crossings	
42.10	Walk left side of roadway; where sidewalks provided; where sidewalks not provided	
42.11	Soliciting rides or business	
42.12	White canes; guide dog; duty of motorist	
42.13	Crosswalk—at other than intersection	
43.00	Bicyclists—Traffic	37
43.01	Definition	
43.02	Unlawful to operate or possess unregistered bicycle	
43.03	Permits; display of	

43.04	Transfer of permits	
43.05	When to apply for permit; registration	
43.06	Impounding and release of	
43.07	Unlawful to operate unless equipped as required	
43.08	Not to be operated more than two abreast	
43.09	Speed not greater than reasonable to safety	
43.10	Clinging to moving vehicle prohibited	
43.11	To yield to pedestrians at intersections and crosswalks	
43.12	Careless or reckless manner	
43.13	On sidewalk prohibited; exception	
43.14	Rights and duties	
43.15	Obedience to traffic control devices required	
43.16	Parking areas	
43.17	Unlawful to park except in bicycle areas	
43.18	Parking prohibited in area for motor vehicles; exception	
43.19	Inoperable bicycles; impound	
43.20	Locking required	
43.21	Authority to publish special regulations	
43.22	Parking limitations	
43.23	Number of riders	
44.00	Accidents – Traffic	40
44.01	Required to stop at accident involving death, injury or damage	
44.02	Required to give information and render aid	
44.03	Duty to report accidents immediately	
44.04	When driver unable to report accident	
44.05	Duty when striking unattended vehicle	
44.06	Duty upon striking fixtures on a roadway	
44.07	Garages to report	
44.08	Accident reports confidential	
45.00	Administration – Traffic	41
45.01	Office of Traffic Engineer	
45.02	Duties of Traffic Engineer	
45.021	Traffic control orders	
45.03	Stop signs; authority; erection of	
45.04	Stopping, standing or parking; authority to establish and erect signs	
45.05	Speed restrictions; authority to establish and erect signs	
45.051	Prima facie limit outside business-residential area	
45.052	Prima facie limit in business-residential area	
45.053	Prima facie limit in alleys and service drives	
45.06	One way roadways and alleys; authority to establish and erect signs	
45.07	Crosswalks, safety zones and traffic lanes	
45.071	Authority to designate and maintain crosswalks	
45.072	Authority to establish safety zones	
45.073	Authority to designate traffic lanes	
45.08	Restricted turn signs; authority to erect	
45.09	Turning markers; authority to place to direct turns	
45.10	Through streets; authority to designate; stop signs required at entrances	
45.11	Play streets; authority to establish	
45.12	Parking; authority to establish parking and tow-away zones	
45.13	All-night parking; authority to prohibit upon Board's authorization; erection of signs	
45.14	Loading zones; authority to establish and erect signs	
45.141	Application for establishment of zone	
45.142	When application for zone not required	

- 45.15 Public carrier stands; authority to establish and erect signs
- 45.16 Metered parking zones and areas restricted by parking gates; authority to erect parking meters and gates
- 45.17 Weight restrictions; authority to limit weight of commercial vehicles; signs
- 45.18 Emergency and experimental regulations; authority to establish
- 45.181 Authority to test traffic-control devices
- 45.19 Traffic-control devices; authority to place or remove; establish effective times
- 45.20 Traffic-control devices; manual and specifications for
- 45.21 Limit to authority; permission of State Highway Commission required
- 45.22 Special traffic-control regulations; authority to establish; signs required
- 45.23 Authority of director to employ special employees to direct traffic; authority of special employees
- 45.24 Special restricted parking areas; authority to establish and erect signs
- 45.25 Mass transit regulation
- 45.26 Bicycle lanes; authority to establish and erect signs
- 45.27 Display of device resembling traffic-control device prohibited
- 45.28 Advertisement on traffic-control devices prohibited
- 45.29 Authority to remove
- 45.30 Private parking areas without permission prohibited
- 45.31 Damage to traffic-control devices
- 45.32 Traffic law enforcement; duty of director
- 45.33 Record required for issuance of citation books to public safety officers
- 45.34 Issuance of citation to violator; when it shall be issued
- 45.35 Citation on illegally parked vehicle
- 45.36 Disposition of citation and copies
- 45.37 Illegal disposition or alteration of citation
- 45.38 Unlawful to cancel or solicit the cancellation of citation
- 45.39 Issuance of notice of impounding of vehicle
- 45.40 When required to send notice of impounding of vehicle to State Police
- 45.41 Traffic violations; maintenance of records
- 45.42 Driver records; maintenance of
- 45.421 Records maintained for five-year period
- 45.43 Accident reports; system of filing
- 45.431 All accident reports will be filed; availability of reports; use of
- 45.44 Copy of complaint; filing of duplicate copy
- 45.441 Filing of record of disposition of charge
- 45.45 Warrants; record of warrants issued for traffic violations; final disposition
- 45.46 Traffic accident studies
- 45.47 Accident reports; preparation of; forms
- 45.471 Submission of accident reports; report of accidents to State Police
- 45.48 Availability of traffic violation reports to public; to be serially numbered; disposal records of such forms considered public records
- 45.49 Annual traffic safety report; prepared by; submitted to; contents

	45.491	Number of accidents; number of deaths and injuries; other pertinent data	
	45.492	Number of accidents investigated; other pertinent data	
	45.493	Plans and recommendations	
46.00	Authority of Enforcement Officials		47
46.01	Authority to direct traffic; emergency provision to direct traffic		
	46.011	Firemen may direct; conditions	
46.02	Inspect vehicles; authority to stop and inspect; authority to arrest if there is defective equipment		
46.03	Authority to impound vehicle from street, highway or parking area		
	46.031	Vehicle left unattended upon a bridge, viaduct or causeway obstructing traffic	
	46.032	Vehicle disabled on highway and person in charge unable to remove	
	46.033	Vehicle parked illegally and unattended on street or parking area and is obstruction to traffic	
	46.034	Vehicle driven upon streets and not in proper condition	
	46.035	Vehicle left continuously on street more than 48 hours	
	46.036	When driver of vehicle is arrested, vehicle unattended	
	46.037	Because of fire, flood, storm, snow or other emergency	
	46.038	Vehicle abandoned in parking lot	
	46.039	Vehicle with three outstanding traffic violations; condition of release	
	46.0310	Vehicle parked in reserved area	
	46.0311	Vehicle parked obstructing operations; on lawn; in shrubbery	
46.04	Request accident reports; authority to require drivers and witnesses to file additional reports		
47.00	Application—Traffic		49
47.01	Compliance with order of public safety officer; order of fireman		
47.02	Parent or guardian of child shall not permit him to violate ordinance		
47.03	Application of bicycle regulations		
47.04	Exceptions; authorized emergency vehicle		
	47.041	Park or stand	
	47.042	Proceed through red or stop signal or sign	
	47.043	Exceed speed limit	
	47.044	Disregard regulations regarding movement and turning	
	47.045	Exemptions; when applicable	
	47.046	Exemption for persons and vehicles engaged in road work	
47.05	Preferential right of way		
	47.051	Driver to yield to emergency vehicle	
	47.052	Vehicles in funeral procession; exceptions and conditions	
48.00	Washing Vehicles		50
	48.01	Prohibition	
	48.02	Exception	
49.00	Wildlife		
	49.01	Wildlife sanctuary designation; prohibitions regarding wildlife	50
50.00	Severance Provision		50

AN ACT TO REVISE, CONSOLIDATE, SUPPLEMENT AND CODIFY THOSE ORDINANCES PREVIOUSLY ENACTED BY THE BOARD OF TRUSTEES OF MICHIGAN STATE UNIVERSITY RELATING TO THE CONTROL OF PERSONS WITHIN ITS LANDS, FOR THE BENEFIT AND PROTECTION OF ITS PROPERTY, THE USE OF STREETS AND HIGHWAYS IN THE CAMPUS, AND THE CONDUCTING OF UNIVERSITY ACTIVITIES, PURSUANT TO AUTHORITY CONFERRED BY THE CONSTITUTION AND STATUTES OF THE STATE OF MICHIGAN.

Section

1.00—Statement of Purpose

- .01 — It appearing to the Board of Trustees of Michigan State University that regulations for the care, preservation and protection of the property governed by the Board and for control of the conduct of those on said property are essential to secure the successful operation of the University, maintain good order, promote the designed objectives of the University, and to obviate unnecessary and improper interferences with University activities and the lawful activities of those coming upon land governed by the Board, the Board hereby adopts the following provisions:

2.00—Effectiveness of Ordinance

- .01 — This ordinance shall be effective at 12:01 a.m., September 15, 1964.
- .02 — All ordinances previously enacted by the State Board of Agriculture are hereby declared null and void.
- .03 — Any exceptions to the following sections of this ordinance must be made by written authorization of the office of the Secretary of the Board of Trustees for Michigan State University: 9.01, 12.01, 14.01, 20.01, 23.01, 26.01, 29.01, 30.01, 30.02, 31.01, 31.03, 39.144 and 40.14.
- .04 — The provisions of this ordinance shall not apply to the sale or distribution of student publications except that the method of distribution shall not interfere with normal university functions.

3.00—Authority of Board of Trustees

- .01 — This ordinance is enacted by the Board of Trustees pursuant to and in accordance with the authority and responsibility of said Board as outlined in the Constitution of the State of Michigan, Public Act 80 of 1905, as amended, and Public Act 269 of 1909, as amended.

4.00 – Designation of Enforcement Powers

- .01 – Pursuant to the authority stated in Section 3.01, the Board of Trustees does hereby entrust the Director of the Department of Public Safety of Michigan State University with the duty of enforcing this ordinance.
- .02 – The Director of the Department of Public Safety of Michigan State University is also charged with the responsibility to appoint subordinates who shall, among other things, be employed to enforce this ordinance.
- .03 – When for the purpose of maintaining necessary control of property governed by the Board of Trustees located in areas beyond the property at or adjacent to East Lansing, and the conduct of persons coming onto this property, the Board may authorize the application of this ordinance or portions of this ordinance to said property. Enforcement authority may be vested with appropriate local officials.

5.00 – Duties of Public Safety Officers

- .01 – Every such person, duly appointed, shall apprehend and arrest any person in violation of any provision of this ordinance and shall make complaint against such violator before any judge having jurisdiction; shall restrict access to any area for the protection of an individual, crime scene, or public safety or convenience; is empowered to delegate to any citizen or peace officer any part or all of his authority to enforce any part or all of the provisions of this ordinance when the citizen or peace officer is acting in conjunction with the public safety officer; shall inspect the properties under control of the Board and establish the identity of those persons found upon the premises after hours or in unusual circumstances; may eject from the property under control of the Board any person unable to establish his right upon the property; shall take into custody any property that appears to be lost, stolen or abandoned; shall cause to be towed and/or impounded any motor vehicle or bicycle parked contrary to the provisions of the ordinance when the vehicle is causing damage, is parked upon a lawn or crop area, is obstructing normal movement of the public or university operations or is in violation of the provisions of this ordinance; shall take into protective custody any student appearing to be mentally disturbed until such student can be placed into the care of University Health Center personnel for diagnosis and disposition; shall take into custody any animal found running loose upon property under control of the Board until the animal can be returned to its owner or placed in custody of an animal shelter; shall destroy any animal running loose upon property under control of the Board if unable to capture it; shall take care to ensure the safety and convenience of all persons coming onto property under control of the Board and shall arrest any person who, without proper authority, interferes with or obstructs the right of any person to move about the property in accordance with this ordinance and established rules and regulations; shall be diligent to secure respect for and protection of the civil rights of all persons; may eject from property under control of the Board any person not complying with established rules and regulations even if the rules and regulations are not enforceable under this ordinance; shall ensure by immediate remedial measures if necessary the safety of persons and property at any event held on property under control of the Board.

- .02** — It shall be the duty of the Director of the Department of Public Safety or his authorized subordinates to establish temporary restrictions upon access to or use of University buildings, parking lots, streets and highways or other property of the University or portions thereof as may be deemed necessary or desirable for the convenient and efficient conduct of the affairs of the University; provided that the Director of the Department of Public Safety or his authorized representatives shall make such restrictions known by use of signs, barricades, announcements, posting of police officers or other authorized persons possessing official identification, or establishing police lines beyond which unauthorized persons are not permitted to pass.

6.00 — Misdemeanor — Penalty

- .01** — Whosoever shall refuse or fail to conform to such rules or regulations, which may be prescribed by said Board in this ordinance, shall be deemed guilty of a misdemeanor, and upon conviction thereof may be fined and/or imprisoned in the county jail of the county wherein the offense was committed, as provided by law.

7.00 — Posting of Ordinances

- .01** — Copies of this ordinance, and all subsequent amendments thereto, shall be maintained, in convenient form, in at least three (3) conspicuous places on the lands governed by said Board.

8.00 — Definitions

- .01** — The term "ordinance" shall encompass only those rules and regulations hereinafter prescribed.
- .02** — The term "the Board" shall be considered synonymous with the terms "the State Board of Agriculture" and "the Board of Trustees of Michigan State University."
- .03** — The term "Act 80" shall refer only to State of Michigan Public Act 80 of 1905, as amended.
- .04** — The term "Public Safety Officer" shall include all ranks within the organizational framework of the Department of Public Safety of Michigan State University and shall be considered synonymous with any other descriptive title normally assigned to those persons entrusted with the exercising of police powers.
- .05** — The singular number, as used in this ordinance, includes the plural and the plural includes the singular.
- .06** — The masculine gender, as used in this ordinance, includes the feminine and neuter genders.
- .07** — The terms "person," "accused," and similar words include, unless a contrary intention appears, public and private corporations, co-partnerships, and unincorporated or voluntary associations.
- .08** — The term "act" or "doing of an act" includes "omission to act."
- .09** — The word "property" includes any matter or thing upon or in respect to which any offense may be committed.

8.10

- .10** — The term "writing," "written," and any item of like import includes words or pictures printed, painted, engraved, lithographed, photographed or otherwise copied, traced or made visible to the human eye in any manner whatsoever.
- .11** — The term "campus" as used in this ordinance shall be construed to include all property wheresoever situated, owned or held by the Board of Trustees in its capacity as the governing board of Michigan State University.

9.00 — Aircraft

- .01** — No person shall land airplanes or helicopters except on the landing strip provided for that purpose.

10.00 — Athletic Equipment

- .01** — No person shall use athletic equipment or other equipment or materials in a careless manner so as to endanger life or property or to disturb the peace of individuals within the area.

11.00 — Bicycles — Illegal Taking

- .01** — No person shall take or use a bicycle without the authority of the owner.
- .02** — No person shall willfully or knowingly assist or be a party to the unauthorized taking of a bicycle.

12.00 — Boating

- .01** — No person shall operate a boat propelled by a motor on the Red Cedar River, or any other body of water, contiguous to or contained within any property under control of the Board of Trustees.

13.00 — Buildings

- .01** — The Secretary of the Board of Trustees of Michigan State University is hereby empowered to establish regulations restricting or prohibiting access to and/or use of University buildings and property by employees and students of the University and by members of the general public when such regulations are deemed desirable for the convenient and efficient conduct of the affairs of the University or for the management and protection of its property; provided such regulations must be posted at the entrances to the facility or portion of the facility or building affected.
- .02** — No person or persons shall willfully destroy or damage or in any manner deface, destroy, or injure any property not his own, or any public building, bridge, fire hydrant, alarm box, street light, street sign, or shade tree belonging to Michigan State University, or mark or post hand bills on or in any manner mar the walls of any public building, or any fence, tree, or pole within the confines of Michigan State University, or take, or meddle with any property belonging to Michigan State University or remove the same from the building or place where it may be kept, placed, standing, or stored, without authority from the Secretary of the Board of Trustees or his designated agent.

14.00 – Camping

- .01 – No person shall construct or otherwise erect, or abide in any lean-to, vehicle, trailer, tent, or other temporary shelter facility anywhere within the confines of land governed by the Board.

15.00 – Counterfeiting, Altering and Copying

- .01 – No person or persons with intent to injure or defraud shall falsely make, forge, manufacture, print, reproduce, copy, tamper with, or alter, any writing, record, document or identification used or maintained by Michigan State University.
- .02 – No person or persons shall knowingly possess, display or cause or permit to be displayed any writing, record, document or identification form used or maintained by Michigan State University knowing the same to be fictitious, altered, forged, counterfeited or made without proper authority.
- .03 – No person or persons without proper authority shall knowingly possess, make, or cause to be made, any key, card, or unlocking device, to operate any lock or locking mechanism used or maintained by Michigan State University.

16.00 – Disorderly Assemblages or Conduct

- .01 – No person or persons shall, without authorization, assemble together anywhere on the campus for the purpose of creating any noise or disturbance, riot, raid or other improper diversion, or assemble in a manner which obstructs the free movement of persons about the campus or the free and normal use of University buildings and facilities, or prevents or obstructs the normal operations of the University.
- .02 – No person or persons shall disrupt the normal operation of any properly authorized class, laboratory, seminar, examination, field trip or other educational activity of the University.
- .03 – No person or persons shall disrupt the normal use of any campus building or area which has been assigned or scheduled through appropriate channels for educational or extracurricular activities. Included within, but not limited to the foregoing, is the use of appropriate buildings or areas for dramatic or musical presentations, lectures, athletic events, military exercises, orientation meetings, registration, commencement ceremonies, and placement activities.
- .04 – No person or persons shall use public address equipment, bullhorns, or other methods of sound amplification anywhere upon the campus except through written approval in advance by the Secretary to the Board of Trustees.
- .05 – No person or persons shall disrupt the normal activity or molest the property of any person, firm or agency while that person, firm or agency is carrying out the provisions of a contract or agreement with the University.
- .06 – No unauthorized person or persons shall enter upon the playing area of any athletic contest or exhibition while said contest or exhibition is in progress.
- .07 – No person or persons shall project or drop any object which could cause injury, damage or interference in the spectator or playing area where any athletic contest or exhibition is conducted.
- .08 – No person shall enter or attempt to enter into any dance or social, athletic, theatrical or other public event without a ticket of admission to such event when such tickets are required, or enter or attempt to enter contrary to any established rules or qualifications for eligibility for attendance at such events as provided by the sponsors. No person ineligible to

attend such events shall loiter about the premises where such an event is being held.

- .09 – No person or persons shall enter any steam tunnel, mechanical room or boiler room unless required to do so in the proper performance of their assigned duties.

17.00 – Dumping

- .01 – No person shall deposit, dump or otherwise dispose of refuse of any kind on Michigan State University property.

18.00 – Examinations

- .01 – No person or persons shall take, steal, or otherwise procure in any unauthorized manner any piece or pieces of writing which, as can be shown by competent authority, contain the questions or answers to an examination scheduled to be given, at some subsequent date, to any individual or group enrolled in any course of study offered by Michigan State University.
- .02 – No person or persons shall sell, give away, lend or otherwise furnish to any unauthorized individual any piece or pieces of writing which, as can be shown by competent authority, contain the questions or answers to an examination scheduled to be given, at some subsequent date, to any individual or group enrolled in any course of study offered by Michigan State University.
- .03 – The unauthorized possession of any of the aforesaid writings shall be considered prima facie evidence of an attempt to violate the provisions of this section.

19.00 – Firearms or Weapons

- .01 – No person shall possess any firearm or weapon anywhere upon the lands governed by said Board: Provided, however, that the provisions hereof shall not apply to such possession within the residences of those persons lawfully residing in the married housing facilities of the campus who fulfill all applicable requirements of the state statutes pertaining thereto.
- .02 – No person shall possess any chemical, or other dangerous substance or compound, with the intent of using the same to injure, molest or coerce another, anywhere upon the lands governed by the Board.
- .03 – The use of any such device is prohibited anywhere upon the lands governed by the Board except those areas specifically set aside and supervised as range facilities, or as part of the regular educational process.
- .04 – The provisions of this section shall not apply to the sworn police officers employed by the Department of Public Safety and other legally established law enforcement agencies.

20.00 – Fires

- .01 – It shall be unlawful for any person or persons to set a fire upon the lands governed by said Board except in approved stoves and grills in designated picnic areas or as required by University personnel in the dump area.

21.00 – Curfew

- .01 – No person who is 16 years of age or younger shall be in or upon any public building, street, alley or park within the confines of Michigan State University between the hours of 10 p.m. and 7 a.m. unless accompanied by a parent or guardian, or person delegated by such parent or guardian, or where the minor is upon an errand or other legitimate business directed by his parent or guardian.

- .02 — Any person of the age of 17 years or over assisting, aiding, abetting, allowing, permitting or encouraging any child under the age of 17 years to violate the provisions of Section 21.01 shall be in violation of this Ordinance.

22.00 — Alcoholic Beverages

- .01 — The use or possession of alcoholic beverages, including beer and wine, subject to State law, is hereby permitted in housing facilities (rooms, suites, and apartments) assigned by Michigan State University.
- .02 — The use or possession of alcoholic beverages is expressly prohibited in classrooms, lecture halls, laboratories, the libraries, the chapel and within buildings or arenas where athletic events, lectures, and concerts are held.
- .03 — The use of alcoholic beverages is expressly prohibited in all public areas of campus buildings except as indicated in Sections 22.04 and 22.05 below.
- .04 — The use of alcoholic beverages at non-student social events, subject to State law, is permitted in areas designated by, and with the approval of, the Office of the Secretary to the Board of Trustees.
- .05 — The use of alcoholic beverages at student social events, subject to State law, is permitted in areas designated by, and with the approval of, the Office of the Vice President for Student Affairs. *See Section 22.05*

23.00 — Model Airplanes

- .01 — No person shall fly model airplanes except in areas designated for that purpose.

24.00 — Molesting

- .01 — No person shall accost, molest, or otherwise annoy, by word of mouth, whistle, sign or motion any person upon the lands governed by the Board.

25.00 — Animals

- .01 — No person owning or having under his control any animal shall permit such animal to be brought upon the property of Michigan State University without having a leash suitably attached to the animal and with the leash held by the person responsible.
- .02 — No person shall bring any animal into any University building.
- .03 — No person shall bring any animal into a University bus.
- .04 — No person shall bring any animal into any University area such as the Beal Botanical Garden or the Horticulture Gardens when such areas are posted to prohibit the presence of animals.
- .05 — Exceptions to the above provisions shall include:
 - .051 Animals used by blind persons for "seeing-eye" purposes.
 - .052 Animals brought for treatment to the Veterinary Medicine facilities or for University sponsored research.
 - .053 Animals being transported and which remain inside a vehicle such as a car, truck or trailer.
 - .054 Animals brought to events sponsored by University departments.
 - .055 Animals brought to events sponsored by registered student organizations which have received prior authorization from the Office of the Secretary of the Board of Trustees.
 - .056 Other exceptions as authorized by the Office of the Secretary of the Board of Trustees in accord with Section 2.03.

26.00 – Picnicking

- .01 – No person shall picnic on Michigan State University property in areas not designated and posted as picnic areas. Non-University groups of 25 or more must have written approval to use the facilities in accord with Section 2.03.

27.00 – Plant Materials

- .01 – It shall be unlawful for any person to break or cut branches or flowers or fruit, or otherwise mutilate, any tree, shrub or herbaceous plant or remove therefrom any identification sign or tag.

28.00 – Property: Lost, Found, Stolen or Abandoned

- .01 – It shall be the duty of the Director of the Department of Public Safety of Michigan State University to maintain an accounting of all moneys, goods, wares and merchandise deposited in his office as lost or abandoned property which has been found within the campus of said institution. On the first secular day in the months of January, April, July, and October in each year, or more often as necessary, said Director of the Department of Public Safety shall cause a notice of all such property as shall remain unclaimed to be posted in four conspicuous places on said campus for three successive weeks to all persons interested or claiming such property: Provided, however, that if any of such goods, wares, merchandise or chattels shall be of a perishable nature or expensive to keep, then it shall be lawful for said Director of Public Safety to sell the same at public auction at such time and after such notice as shall to him and the Board seem proper.
- .02 – It shall be the duty of the Director of the Department of Public Safety, on receiving satisfactory proof of ownership, to deliver such property to the owner thereof on payment of all necessary and reasonable expenses which may have been incurred in the recovering, preservation or sustenance of such property and the expense of advertising the same unless the University Attorney or the Prosecuting Attorney of the County of Ingham shall otherwise direct.
- .03 – It shall be the duty of the Director of the Department of Public Safety to cause all property unclaimed after the expiration of the notice specified in Section 1, money excepted, to be sold at public auction to the highest bidder or through normal sales procedures established by the University salvage yard, unless the Prosecuting Attorney of the County of Ingham shall direct that it shall remain unsold for a longer period to be used as evidence in the administration of justice; and the proceeds thereof shall be forthwith paid to the University's Business Office together with all money, if any, which shall remain in his hands after such notice as aforesaid, first deducting actual charges of said sale.

29.00 – Property Removal

- .01 – No person shall remove any property from lands or buildings owned and operated by Michigan State University. Such property shall include books, films, documents, maps, charts, soil, plant material, construction materials, tools, vehicles, refuse or any other items having value or not that is owned by Michigan State University.
- .02 – No person shall take or remove property owned by or in custody of Michigan State University from the custody or control of the University

department or agency responsible for its use and maintenance or to whose inventory it is assigned, without authorization of the head of that department or agency or his designated subordinates, or without following the regulations established by appropriate University authority for borrowing such property.

- .03 — The use of University equipment or other property for other than University business is prohibited.

30.00— Selling and Advertising

- .01 — No person, firm or corporation shall engage in the business of selling, hawking, or peddling any goods, wares, merchandise or services, or take orders or make contracts for the purchase or delivery thereof, either at the time or in the future, within the boundaries of Michigan State University.
- .02 — No person shall erect or otherwise display, except on his personal property, any sign or poster or distribute handbills upon property governed by the Board which advertises or otherwise calls attention to any commercial product, service or activity.

31.00— Signs

- .01 — No person shall erect or otherwise display, except on bulletin boards erected by Michigan State University, any sign or poster advertising or otherwise calling attention to any person or activity of the students or staff of Michigan State University.
- .02 — No person shall efface, alter, tamper with, destroy or remove any sign or inscription on any property governed by the said Board.
- .03 — It shall be unlawful for any person to attach any sign or poster to any property other than a bulletin board governed by said Board.

32.00— Smoking

- .01 — Smoking is hereby prohibited:
- .011 — In barns and farm buildings except where specifically approved for smoking by the Director of the Department of Public Safety.
- .012 — In and adjacent to all buildings used primarily for storage of combustible materials and/or flammable liquids; provided, however, that all buildings and areas other than classrooms shall be clearly posted as "No Smoking" areas.

33.00— Telephones

- .01 — It shall be unlawful for any person to telephone any other person repeatedly for the sole purpose of harassing or molesting such other person or his family, whether or not conversation ensues.
- .02 — It shall be unlawful for any person to use any threatening, vulgar, indecent, obscene, immoral or insulting language over any telephone instrument or equipment.
- .03 — It shall be unlawful to summon, as a joke or prank or otherwise, without any good reason thereof, by telephone or otherwise, the police or the fire department or any public or private ambulance to go to any address where the service called for is not needed.

34.00—Traffic—Rights and Duties of Drivers and Pedestrians

- .01 — Traffic-control signals (legend). Whenever traffic is controlled by traffic-control signals, exhibiting different colored lights successively one at a time, or with arrows, the following colors shall be used and said lights shall indicate and apply to drivers of vehicles and pedestrians as follows:
 - .011 — GREEN alone: Vehicular traffic facing the signal may proceed straight through or turn right or left unless a sign at such place prohibits either such turn. But vehicular traffic, including vehicles turning right or left, shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time such signal is exhibited.
 - .012 — GREEN alone: Pedestrians facing the signal may proceed across the roadway within any marked or unmarked crosswalk.
 - .013 — YELLOW alone (following a GREEN signal): Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at the intersection, but if such stop cannot be made in safety, a vehicle may be driven cautiously through the intersection.
 - .014 — YELLOW alone (following a GREEN signal): Pedestrians facing such signal are hereby advised that there is insufficient time to cross the roadway, and any pedestrian then starting to cross shall yield the right-of-way to all vehicles.
 - .015 — RED alone: Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at an intersection or at such other point as may be indicated by a clearly visible line and shall remain standing until green is shown alone.
 - .016 — RED alone: No pedestrian facing such signal shall enter the street unless he can do so safely and without interfering with any vehicular traffic.
 - .017 — GREEN ARROW (steady): Vehicular traffic facing such signal may cautiously enter the intersection only to make the movement indicated by such arrow but shall yield the right-of-way to pedestrians lawfully within a crosswalk and to other traffic lawfully using the intersection.
 - .018 — RED ARROW (flashing): When a RED ARROW is illuminated by rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection or at a limit line when marked, and shall then be privileged to make the movement indicated, provided that no interference is offered pedestrians or vehicles lawfully on the street.
 - .019 — RED ARROW (flashing): No pedestrian facing such signal shall enter the street unless he can do so safely and without interfering with any vehicular traffic.
- .02 — In the event a traffic-control signal is erected and maintained at a place other than an intersection, the provisions of this section shall be applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made at the signal.
- .03 — Pedestrian "WALK" and "WAIT" signals: Whenever special pedestrian-control signals exhibiting the words "WALK," "DON'T WALK," or "WAIT" are in place, such signals shall indicate as follows:
 - .031 — "WALK": Pedestrians facing such signal may proceed across the roadway in the direction of the signal and shall be given the right-of-way by the drivers of all vehicles.
 - .032 — "DON'T WALK" or "WAIT": No pedestrian shall start to cross the street in the direction of such signal but any pedestrian who has partially

- completed his crossing on the "WALK" signal shall proceed to a sidewalk or safety island while the "DON'T WALK" or "WAIT" signal is showing.
- .04 — Flashing RED or YELLOW signals: Whenever flashing RED or YELLOW signals are used they shall require obedience by vehicular traffic as follows:
 - .041 — Flashing RED (stop signals): When a RED lens is illuminated by rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection or at a limit line when marked and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign;
 - .042 — Flashing YELLOW (caution signal): When a YELLOW lens is illuminated with rapid intermittent flashes, drivers of vehicles may proceed through the intersection or past such signal only with caution.
 - .05 — Signal indicating approach of train (stop required): Whenever any person driving a vehicle approaches a railroad grade crossing under any of the circumstances stated in this section, the driver of such vehicle shall stop within 50 feet but not less than 15 feet from the nearest rail of such railroad, and shall not proceed until he can do so safely. The foregoing requirements shall apply when:
 - .051 — A clearly visible and positive signal gives warning of the immediate approach of a railway train or car;
 - .052 — A crossing gate is lowered or when a flagman gives or continues to give a signal of the approach or passage of a railroad train;
 - .053 — A railroad train approaching within approximately 1500 feet of the highway crossing emits a signal audible from such distance and such railroad train, by reason of its speed or nearness to such crossing, is an immediate hazard;
 - .054 — An approaching railroad train is plainly visible and is in hazardous proximity to such crossing;
 - .055 — No person shall drive any vehicle through, around, or under any crossing gate or barrier at a railroad grade crossing while such gate or barrier is closed or is being opened or closed.
 - .06 — Stop signs: When stop signs are erected at or near the entrance to any intersection, every driver of a vehicle shall stop such vehicle at such sign or at a clearly marked stop line, except when directed to proceed by a public safety officer or traffic-control signal and shall proceed into the intersection only when such movement can be made in safety and without interfering with other traffic.
 - .07 — Emerging from alley, private road or driveway: The driver of a vehicle about to enter or cross a highway from an alley, private road or driveway shall come to a full stop and yield right-of-way to all vehicles or pedestrians approaching on said highway so close to such point of entry as to constitute an immediate hazard.
 - .08 — Obstructing intersection: Notwithstanding any traffic-control signal indication or other right to proceed, no driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate his vehicle without obstructing or blocking the passage of other vehicles or pedestrians.
 - .09 — Passing stopped vehicle at intersection: Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass such stopped vehicle.
 - .10 — Right-of-Way (at intersection):
 - .101 — When two vehicles enter an open intersection at approximately the same

time, the driver of the vehicle on the left shall yield the right-of-way to the vehicle on the right. The driver of any vehicle traveling at an unlawful speed shall forfeit any right-of-way which he might otherwise have hereunder;

- .102 – The driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard, but said driver, having so yielded and having given a signal when and as required by this ordinance, may make such left turn and the drivers of all other vehicles approaching the intersection from said opposite direction shall yield the right-of-way to the vehicle making the left turn: Provided, that at an intersection at which a traffic signal is located, a driver intending to make a left turn shall permit vehicles bound straight through in the opposite direction which are waiting a "Go" signal to pass through the intersection before making the turn;
- .103 – When the intersection is designated as a "Yield Right-of-Way" intersection, the driver of a vehicle approaching said sign shall slow to a reasonable speed for existing conditions of traffic and visibility, yielding the right-of-way to all vehicles on the intersecting street or highway which have entered the intersection or are so close as to constitute an immediate hazard. If a driver is involved in a collision at an intersection or interferes with the movement of other vehicles after failure to heed and driving past a "Yield Right-of-Way" sign, such collision or interference shall be deemed prima facie evidence of the driver's failure to yield right-of-way.

35.00 – Driving in Roadway – Following, Overtaking and Passing

- .01 – Upon all roadways of sufficient width a vehicle shall be driven upon the right half of the roadway, and on highways with four or more lanes, within the extreme right hand lane, except as follows:
- .011 – When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movement;
- .012 – When the right half of a roadway is closed to traffic while under construction or repair;
- .013 – Upon a roadway divided into three lanes for traffic under the rules applicable thereon;
- .014 – Upon a roadway designated and signposted for one-way traffic;
- .015 – Upon a roadway that has a lane marked and designated for the use of bicycles.
- .02 – Drive within marked traffic lane: It shall be a violation of this ordinance for the operator of any vehicle to fail or refuse to keep such vehicle within the boundaries of any legally marked traffic lane except when lawfully passing another vehicle or preparatory to making a lawful turning movement.
- .03 – Following too closely: The driver of a motor vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard for the speed of such vehicles, and the traffic upon and the condition of the streets.
- .04 – Following fire apparatus prohibited: The driver of any vehicle other than an authorized emergency vehicle on official business shall not follow any fire apparatus traveling in response to a fire alarm closer than 500 feet or drive into or park such vehicle within 500 feet where fire apparatus has stopped in answer to a fire alarm.
- .05 – Passing vehicles proceeding in opposite directions: Drivers of vehicles

proceeding in opposite directions shall pass each other to the right, and upon roadways having width for not more than one lane of traffic in each direction each driver shall give to the other at least one-half of the main-traveled portion of the roadway as nearly as possible.

- .06 — The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to those limitations, exceptions, and special rules hereinafter stated:
- .061 — The driver of any vehicle overtaking another vehicle proceeding in the same direction shall pass at a safe distance to the left thereof, and when safely clear of such overtaken vehicle shall take up a position as near the right-hand edge of the main-traveled portion of the highway as is practicable;
- .062 — Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.
- .07 — The driver of a vehicle may overtake and pass upon the right of another vehicle only under the following conditions:
- .071 — When the vehicle overtaken is making or about to make a left turn;
- .072 — Upon a street or highway with unobstructed pavement not occupied by parked vehicles of sufficient width for two or more lines of moving vehicles in each direction and when such vehicles are moving in substantially continuous lanes of traffic;
- .073 — Upon a one-way street, or upon any roadway on which traffic is restricted to one direction of movement, where the roadway is free from obstructions and of sufficient width for two or more lines of moving vehicles and when such vehicles are moving in substantially continuous lanes of traffic;
- .074 — The driver of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting such movement in safety. In no event shall such movement be made by driving off the pavement or main-traveled portion of the roadway.
- .08 — No vehicle shall be driven to the left side of the center of a two-lane (or any multiple thereof) highway or in the center lane of a three- or five-lane highway in overtaking and passing another vehicle proceeding in the same direction unless such left side or center lane is clearly visible and is free of on-coming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken. The foregoing limitation shall not apply upon a one-way roadway.
- .09 — It shall be unlawful to overtake or pass any vehicle in a designated "no passing" zone.
- .10 — Driving on three-lane roadway: Upon a roadway which is divided into three lanes a vehicle shall not be driven to the left of the center lane except when making a left turn and shall not be driven in the center lane except when overtaking and passing another vehicle where the roadway is clearly visible and such center lane is clear of traffic within a safe distance, or in preparation of a left turn or where such center lane is at the time allocated exclusively to traffic moving in the direction the vehicle is proceeding and is signposted to give notice of such allocation.
- .11 — Driving on one-way streets, alleys and rotary traffic islands: Vehicular traffic shall move only in the indicated direction upon those streets and parts of streets and in those alleys and in those roadways around rotary traffic

35.11

islands where signs have been erected indicating traffic shall move in only one direction. A vehicle passing around a rotary traffic island shall be driven only to the right of such island.

- .12 — No person shall drive any motor vehicle upon other than established roadway or parking area.
- .13 — No person shall operate any bicycle upon other than established roadways, parking areas or bicycle paths.
- .14 — No person shall ride any animal upon other than an established roadway, parking area or bridle path.
- .15 — The provisions of 35.12, 35.13 and 35.14 shall not apply when a public safety officer shall direct otherwise.

36.00—Turning Movements

- .01 — Signals for turning: The driver of any vehicle upon a street before starting, stopping or turning from a direct line shall first see that such movement can be made in safety and shall give a signal as required in this section.
- .02 — Signals for turning: The signal herein required shall be given either by means of the hand and arm in the manner herein specified or by a mechanical or electrical signal device which conveys an intelligible signal or warning to another driver approaching from the rear. Whenever the signal is given by means of the hand and arm, the driver shall indicate his intention to turn by extending the hand and arm horizontally from and beyond the left side of the vehicle.
- .03 — Position for turning: The driver of a vehicle intending to turn at an intersection, alley or driveway shall do so as follows:
 - .031 — Both the approach for a right turn and a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway;
 - .032 — Approach for a left turn shall be made in that portion of the right half of the roadway nearest the center line thereof and after entering an intersection the left turn shall be made so as to leave the intersection to the right of the center line of the roadway being entered;
 - .033 — Approach for a left turn from a two-way street into a one-way street shall be made in that portion of the right half of the roadway nearest the center line thereof and by passing to the right of such center line where it enters the intersection. A left turn from a one-way street into a two-way street shall be made from as close as practicable to the left-hand curb or edge of the roadway and by passing to the right of the center line of the street being entered upon leaving the intersection.
 - .034 — Where both streets or roadways are one-way, both the approach for a left turn and a left turn shall be made as close as practicable to the left-hand curb or edge of the roadway.
- .04 — Signs limiting turn: When pavement markers, signs or signals placed within or adjacent to intersections require and direct that a different course from that specified in this article be traveled by vehicles turning at an intersection, no driver of a vehicle shall turn a vehicle at such an intersection other than as directed by such markers, signs, or signals; and then only when such movement can be made in safety and without interfering with other traffic.

37.00—Speed Regulations

- .01 — No person shall drive a vehicle on a highway at a speed greater than is reasonable and prudent under the conditions then existing.
- .02 — Where no special hazard exists, the following speeds shall be prima facie lawful, but any speed in excess of said limits shall be prima facie evidence

that the speed is not reasonable or prudent and is unlawful:

- .021 — 25 miles per hour in any school district;
- .022 — 15 miles per hour in any residential district;
- .023 — Any other number of miles per hour when and as posted.
- .03 — The fact that the speed of a vehicle is lower than the foregoing prima facie limits shall not relieve the driver from the duty to decrease speed when approaching and crossing an intersection, when approaching and going around a curve, when approaching a hill crest, when traveling upon any narrow or winding roadway, or when special hazards exist with respect to pedestrians or other traffic or by reason of weather or highway conditions, and speed shall be decreased as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.
- .04 — In every charge of violation of the provision of this section, by driving a vehicle in excess of the applicable speed limits specified under subsection .02 of this section, the complaint, and also the summons or notice to appear, shall specify the speed applicable within the district or at the location, and in the event charges shall also be made of violation of any other provisions of this act, the complaint and the summons or notice to appear shall also specify such other offense alleged to have been committed.

38.00—School Bus—Overtaking, Meeting, and Passing Stopped Bus, Signs on Bus

- .01 — The driver of a vehicle shall not overtake or meet and pass any school bus which has stopped for the purpose of receiving or discharging passengers. All school buses shall contain such signs on the back and front thereof, with respect thereto, as shall be approved by the State Highway Commissioner.
- .02 — The driver of a vehicle overtaking or meeting any school bus which has stopped for the purpose of receiving or discharging any passenger shall bring such vehicle to a full stop at least 10 feet from the school bus and shall not proceed until the school bus resumes motion or the school bus driver signals to proceed or the visual signals are no longer actuated. The driver of the school bus, before resuming motion, shall signal stopped traffic to proceed and shall when resuming motion proceed in such a manner as to allow congested traffic to disperse by keeping the bus as near to the right side of the road as can be done with safety. Passengers crossing the road upon being discharged from a school bus shall cross in front of the stopped school bus. At an intersection where traffic is controlled by an officer or a traffic stop and go signal, a vehicle need not be brought to a full stop before passing any such school bus, but may proceed to pass such school bus at a speed not greater than is reasonable and proper and in no event greater than 10 miles an hour and with due caution for the safety of the passengers being received or discharged from such school bus.
- .03 — No school bus driver shall stop his bus upon the highway for the purpose of receiving or discharging passengers unless such bus is clearly visible in a stopped position to approaching or overtaking drivers of vehicles for a distance of at least 500 feet.
- .04 — The driver of a vehicle upon any highway which has been divided into two roadways by leaving an intervening space, or by a physical barrier, or clearly indicated dividing sections so constructed as to impede vehicular

traffic, need not stop upon meeting a school bus which has stopped on the roadway across the dividing space, barrier, or section.

- .05 — Every school bus shall, in addition to any other equipment and distinctive markings required by law, be equipped with signal lamps mounted as high and widely spaced laterally as practicable which shall be capable of displaying to the front two alternately flashing red lights at the same level and to the rear two alternately flashing red lights located at the same level. The red lights shall be no less than 6 inches in diameter and shall have sufficient intensity to be visible from a distance of at least 500 feet in normal sunlight and shall be actuated by the driver of the said school bus whenever but only whenever said vehicle is stopped or is about to stop for the purpose of receiving or discharging school children.

39.00 — Parking

- .01 — Except as otherwise provided in this section, every vehicle stopped or parked upon a highway shall be so stopped or parked with the wheels of such vehicle parallel to the roadway and within 12 inches of any existing right-hand curb.
- .02 — Obedience to angle-parking signs or markings: Upon those streets or in those parking lots which have been signed or marked by the Traffic Engineer or Director of Public Safety for angle parking, no person shall stop, stand or park a vehicle other than at the angle to the curb or edge of the roadway indicated by such signs or markings, and no person shall stop, stand or park a vehicle except completely within such pavement markings as may exist.
- .03 — Unattended motor vehicle: No person having control or charge of a motor vehicle shall allow such vehicle to stand on any highway or in any parking lot unattended without first effectively setting the brakes thereon and stopping the motor of said vehicle and when standing upon any grade without turning the front wheels of such vehicle to the curb or side of highway; nor shall any person leave any motor vehicle unattended upon any street or in any parking lot without removing the keys from the ignition of said vehicle.
- .04 — Parking not to obstruct traffic: No person shall park any vehicle upon a street or in any parking lot in such a manner or under such conditions as to leave available insufficient width of the roadway for free movement of vehicle traffic or so as to require vehicles operating upon the roadway to leave their assigned traffic lane in order to pass such parked vehicle.
- .05 — A vehicle starting from a parked position shall give moving vehicles the right-of-way and the operator of such vehicle shall give a timely and visible warning signal before so starting.
- .06 — A vehicle parked at an angle to the curb and about to start shall give moving vehicles the right-of-way and the operator thereof shall not back such vehicle from the curb into the moving lane of traffic unless such maneuver can be made in safety and without conflict with moving vehicles, and shall not back such vehicle to cause other traffic to yield right-of-way to avoid a collision.
- .07 — Whenever a vehicle is parked upon a street or highway during the hours between one-half hour after sunset and one-half hour before sunrise, and at any other time when there is not sufficient light to render clearly discernible persons and vehicles on the highway at a distance of 500 feet ahead, there shall be displayed upon the left side of such vehicle one or more lamps which shall exhibit a white light on the roadway side visible from a distance

of 500 feet to the front of the vehicle and a red light visible from a distance of 500 feet to the rear.

- .08 — Any lighted headlights upon a parked vehicle shall be depressed or dimmed.
- .09 — Prohibitions (no signs required): No person shall stop or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a public safety officer or traffic-control device, in any of the following places:
 - .091 — On a sidewalk;
 - .092 — In front of a public or private driveway;
 - .093 — Within an intersection;
 - .094 — Within 15 feet of a fire hydrant;
 - .095 — On a crosswalk;
 - .096 — Within 20 feet of a crosswalk, or if none, then within 15 feet of the intersection of property lines at an intersection of highways;
 - .097 — Within 30 feet upon the approach to any flashing beacon, stop sign, yield right-of-way sign or traffic-control signal located at the side of the highway or roadway;
 - .098 — Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
 - .099 — Within 50 feet of the nearest rail of a railroad crossing;
 - .0910 — Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of said entrance when properly signposted;
 - .0911 — Alongside or opposite any street excavation or obstruction when such stopping, standing, or parking would obstruct traffic;
 - .0912 — On the highway side of any vehicle stopped or parked at the edge or curb of a street;
 - .0913 — Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
 - .0914 — Within 200 feet of an accident at which public safety officers are in attendance;
 - .0915 — In front of any theater;
 - .0916 — In any place or in any manner so as to block immediate egress from any emergency exit or exits conspicuously marked as such on buildings;
 - .0917 — In any place or in any manner so as to block or hamper the immediate egress from any fire escape conspicuously marked as such providing an emergency means of egress from any building.
- .10 — Motor buses, for the purpose of taking on or discharging passengers, may be stopped at the places designated in Sections 39.092, 39.094 and 39.096 of this ordinance, or on the highway side of a vehicle illegally parked in a legally designated bus loading zone.
- .11 — No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.
- .12 — No person shall drive a motor vehicle or park such vehicle upon the grass or over a curb or beyond the designated highway width or off the shoulder of a highway unless otherwise directed to do so by a public safety officer.
- .13 — Prohibitions and restrictions (signs required): No person shall stop, stand, or park a vehicle, except when necessary to avoid conflict with traffic or in compliance with law or the direction of a public safety officer, in violation of any legally established parking restriction or prohibition, provided that signs stating such restrictions or prohibitions are duly posted in accordance with this ordinance.

- .14 — No person shall park a vehicle upon any street for the principal purpose of:
- .141 — Displaying such vehicle for sale;
- .142 — Washing, polishing, greasing, or repairing such vehicle, except repairs necessitated by an emergency;
- .143 — Displaying advertising;
- .144 — Selling merchandise from such vehicle except in a duly established market place, or when so authorized or licensed under this ordinance;
- .145 — Storage for more than 48 continuous hours.
- .15 — No person shall park or store mobile homes, trailers, boats or similar property in other than areas designated and posted for such purposes.
- .16 — Alley: No person shall park a vehicle in a public alley, except when authorized by signs posted at the direction of the Traffic Engineer, nor shall he stop or stand a vehicle in a public alley except while actually in the process of loading or unloading a vehicle.
- .17 — Metered parking zones:
- .171 — When parking meters are erected adjacent to a space marked for parking, such space shall be a metered parking zone and no person shall stop a vehicle in any such zone for a period of time longer than designated on said parking meters upon the deposit of a coin of the United States currency of the denomination designated on said meters, except government-owned vehicles shall be exempt from the payment of the meter fee.
- .172 — Every vehicle shall be parked wholly within the metered parking space for which the meter shows parking privilege has been granted.
- .18 — When parking gates are installed to restrict use of a parking area or parking lot, no person shall use such area without depositing the coin of United States currency of the denomination designated on said parking gate and according to the operating instructions designated on the parking gate.
- .19 — No person shall drive or attempt to drive a vehicle through parking lot entrances or exits controlled by parking gates except in the manner posted and indicated by the nature of the operation of the parking gate.
- .20 — No person shall drive or attempt to drive a vehicle into a parking lot through the "exit" side of the parking gate or drive a vehicle from a parking lot through the "entrance" side of the parking gate unless directed to do so by a public safety officer.
- .21 — No person shall by any means whatsoever cause or attempt to cause the mechanism of a parking gate to operate unless that person shall be driving a vehicle through a parking lot entrance controlled by that parking gate and then shall cause the mechanism to operate in only its normal and intended manner and as provided elsewhere in this section.
- .22 — Loading and unloading only:
- .221 — Standing in passenger loading zone: No person shall stop, stand, or park a vehicle for any purpose or period of time except for the expeditious loading or unloading of passengers in any place marked as a passenger loading zone during hours when the regulations applicable to such passenger loading zone are effective and then only for a period not to exceed 5 minutes;
- .222 — No person shall stop, stand or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or pick up and loading of materials in any place marked as a freight loading zone during hours when the provisions applicable to such zones are in effect;
- .223 — The driver of a vehicle may stop temporarily at a place marked as a

- freight loading zone for the purpose of and while actually engaged in loading or unloading passengers, when such stopping does not interfere with any motor vehicle used for the transportation of materials which is waiting to enter or about to enter such zone.
- .23 — Stopping, standing or parking of buses and taxicabs regulated: The operator of a bus or taxicab shall not stop, stand or park upon any street in any business district at any place other than at a bus stop or taxicab stand, respectively, except that this provision shall not prevent the operator of any such vehicle from temporarily stopping in accordance with other stopping, standing or parking regulations at any place for the purpose of and while engaged in the expeditious unloading or loading of passengers.
 - .24 — Restricted use of bus and taxicab stands: No person shall stop, stand or park a vehicle other than a bus in a bus stop or other than a taxicab in a taxicab stand when such stop or stand has been officially designated and appropriately signed, except that the driver of a passenger vehicle may temporarily stop therein for the purpose of and while actually engaged in the expeditious loading or unloading of passengers when such stopping does not interfere with any bus or taxicab waiting to enter or about to enter such zone.
 - .25 — In any proceeding for violation of the parking provisions of this ordinance, the registration plate and/or university permit displayed on such motor vehicle shall constitute in evidence a prima facie presumption that the owner of such motor vehicle was the person who parked or placed such motor vehicle at the point where such violation occurred.
 - .26 — No parking tow-away zone: The Traffic Engineer or Director of Public Safety may establish temporary or permanent "No Parking" zones in which, by posting of "Tow-away Zone" signs, vehicles parked in violation may be towed away and impounded.
 - .27 — No person shall open the door of a motor vehicle on the side adjacent to moving traffic unless and until it is reasonably safe to do so, nor shall any person leave a door open on the side of a motor vehicle next to moving traffic for a period of time longer than necessary to load or unload passengers.
 - .28 Schedule of fines:
 \$4.00 fines;
 Sub-sections .01, .02, .03, .07, .08, .13, .14, .141, .142, .143, .144, .145, .15, .16, .17, .171, .172 and .23
 \$10.00 fines;
 Sub-sections .04, .09, .091, .092, .093, .094, .095, .096, .097, .098, .099, .0910, .0911, .0912, .0913, .0914, .0915, .0916, .0917, .10, .11, .12, .22, .221, .222, .223, .24, .25 and .26

40.00—Miscellaneous Rules

- .01 — Driver's license: No person shall drive any motor vehicle upon a street within the boundaries of Michigan State University unless such person is licensed as an operator or chauffeur as required by Michigan Vehicle Code, Act 300, Public Acts of 1949, as amended.
- .011 — Every operator of a motor vehicle shall at all times have in his immediate possession when driving a motor vehicle his operator's or chauffeur's license. The certificate of registration shall at all times be carried in the vehicle to which it refers or shall be carried by the person driving or in control of such vehicle. The license or certificate shall be submitted for examination upon demand by any public safety officer;

- .012 — It shall be unlawful for any person to display or cause or permit to be displayed or to have in possession any operator's or chauffeur's license knowing the same to be fictitious, or to have been canceled, revoked, suspended, or altered; to lend or to knowingly permit use of, by one not entitled thereto, any operator's or chauffeur's license issued to the person so lending or permitting the use thereof; to display or to represent as one's own any operator's or chauffeur's license not issued to the person so displaying the same;
- .013 — It shall be unlawful for an operator holding an instruction permit to operate a motor vehicle unless accompanied by a licensed operator or chauffeur who is actually occupying a seat beside the driver;
- .014 — It shall be unlawful for the owner of a motor vehicle to knowingly authorize or permit any unlicensed driver to drive such vehicle.
- .02 — License plates: No person shall operate a motor vehicle on the streets within the boundaries of Michigan State University without having his motor vehicle equipped with license plates as provided in the Michigan Vehicle Code, Act 300, Public Acts of 1949, as amended.
- .03 — Reckless driving: Any person who drives any vehicle upon a street, sidewalk, parking area or structure, recreation, lawn or farm area or within any building carelessly and needlessly in willful or wanton disregard of the rights or safety of others, or without due caution and circumspection and at a speed or in a manner so as to endanger or be likely to endanger any person or property, shall be guilty of reckless driving.
- .04 — Drivers to exercise due care: Every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian, vehicle or other object upon any roadway, area adjacent to any roadway or area open to motor vehicles and shall give warning by sounding the horn when necessary.
- .05 — It shall be unlawful for any person, whether licensed or not, who is an habitual user of narcotic drugs, barbitol or any derivative of barbitol, or any person who is under the influence of intoxicating liquor or narcotic drugs, barbitol or any derivative of barbitol, to drive any vehicle upon any street or any other place within the boundaries of Michigan State University.
- .06 — It shall also be unlawful for the owner of any motor vehicle or any person having such in charge or in control thereof to authorize or knowingly permit the same to be driven or operated upon any street or any other place within the boundaries of Michigan State University by any person who is an habitual user of narcotic drugs, barbitol or any derivative of barbitol or any person who is under the influence of intoxicating liquor or narcotic drugs, barbitol or any derivative of barbitol.
- .07 — Driver regulations applicable: Every person operating a motorcycle or motor-driven cycle upon a roadway shall be granted all the rights and shall be subject to all the duties applicable to the driver of a vehicle under this ordinance except as to those provisions which by their nature can have no application.
- .08 — The operators of motorcycles or motor-driven cycles shall not ride more than two abreast on any roadway and shall comply with the seating and control requirements prescribed for bicyclists in Sections 43.07 and 43.08.
- .09 — Spotlights: A motorcycle shall not be equipped with more than one spot lamp, and every lighted spot lamp shall be so aimed and used upon approaching another vehicle that no part of the beam will be directed into the eyes of the approaching driver. Spotlights may not emit other than either a white or amber light.
- .10 — Every person riding animals or driving any animal drawing a vehicle upon a street shall be subject to the provisions of this ordinance applicable to the driver of a vehicle, except those provisions of this ordinance which by their nature can have no application.

- .11 — Persons riding or leading animals on or along any street shall ride or lead such animals on the left side of said street facing approaching traffic.
- .12 — No person shall use the streets for traveling on skis, toboggans, coasting sleds or similar devices. No person shall use any roadway within the boundaries of Michigan State University as a sled or ski course for the purpose of coasting on sleds, skis, or other similar devices except on portions of such streets officially set aside for such use and adequately roped off or otherwise marked for such purpose.
- .13 — Driving through funeral or other procession: No operator of a vehicle shall drive through the vehicles, persons, or animals comprising a funeral or other authorized procession while such funeral or procession is in motion except when otherwise directed by a public safety officer. This provision shall not apply to authorized emergency vehicles.
- .14 — Permits required for parades, processions, and sound trucks: No funeral, procession, or parade, excepting the forces of the United States Armed Services, the military forces of this State, and the forces of the police and fire departments shall occupy, march or proceed along any street or roadway except in accordance with a permit and such other regulations as are set forth herein which may apply. No sound truck or other vehicle equipped with amplifier or loudspeaker may be used unless written authorization is obtained as indicated in Section 2.03.
- .15 — Backing: The driver of a vehicle shall not back said vehicle:
- .151 — Unless such movement can be made with safety and without interfering with other traffic;
- .152 — Under such circumstances as to cause other traffic to yield right-of-way to avoid a collision;
- .153 — Through or into any intersection of two or more roadways.
- .16 — Vehicles shall not be driven on a sidewalk or footbridge. The driver of a vehicle shall not drive upon or within any sidewalk area or footbridge except at a driveway.
- .17 — Driving through safety zones prohibited: No vehicle shall at any time be driven through or within an occupied safety zone.
- .18 — Splashing: No person shall recklessly, wilfully, wantonly or carelessly operate his vehicle in such manner as to splash snow, rain, water, mud, dirt, or debris on any person then upon a sidewalk or crosswalk.
- .19 — Leaking or spilling: No vehicle shall be driven or moved on any street unless such vehicle is so constructed or loaded as to prevent its contents from dropping, sifting, leaking, or otherwise escaping therefrom.
- .20 — Crossing fire hose: No vehicle shall be driven over any unprotected hose of a fire department without the consent of the fire department official in command.
- .21 — Coaster, roller skates and similar devices restricted: No person upon roller skates, or riding in or by means of any coaster, toy vehicle or similar device, shall go upon any roadway except while crossing a street on a crosswalk, and when so crossing such person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians. This section shall not apply upon any street while set aside as a play street as provided for in this ordinance.
- .22 — Clinging to vehicles: No person riding upon any bicycle, motorcycle, motor-driven cycle, coaster, sled, roller skates or any toy vehicle shall attach the same or himself to any vehicle upon any street.
- .23 — Boarding or alighting from vehicles: No person shall board or alight from any vehicle while such vehicle is in motion.
- .24 — Restrictions on trucks and commercial vehicles upon use of streets: When signs are erected giving notice thereof, no person shall operate or stop, stand or park any truck or commercial vehicle with a gross weight in

excess of the amounts specified thereon at any time upon any of the streets or parts of streets on which such signs have been posted.

- .25 — Lamp or flag on projecting load: Whenever the load upon any vehicle extends to the rear 4 feet or more beyond the bed or body of such vehicle, there shall be displayed at the extreme rear end of the load, during the hours between one-half hour after sunset and one-half hour before sunrise, and at any other time when there is not sufficient light to render clearly discernible persons and vehicles on the highway at a distance of 500 feet ahead, a red light or lantern plainly visible from a distance of at least 500 feet to the sides and rear. The red light or lantern required under this section shall be in addition to the red rear light required upon every vehicle. At any other time there shall be displayed at the extreme rear end of such load a red flag or cloth not less than 12 inches square and so hung that the entire area is visible to the driver of a vehicle approaching from the rear.
- .26 — No person shall drive a vehicle when it is so loaded, or when there are in the front seat such number of persons as to obstruct the view of the driver to the front or sides of the vehicle or as to interfere with the driver's control over the driving mechanism of the vehicle.
- .27 — No passenger in a vehicle shall ride in such position as to interfere with the driver's view ahead or to the sides, or to interfere with his control over the driving mechanism of the vehicle.
- .28 — No person in a bus, trolley coach, or other transit vehicle shall stand beyond the safety line which shall be inlaid, constructed in the floor or painted upon the floor so as to interfere with or obstruct the driver's view to the front or sides, or to obstruct the view of signals he may give to drivers of other vehicles.
- .29 — No person shall drive any motor vehicle with a window so damaged or with any sign, poster or other non-transparent material upon the front windshield, sidewings, side or rear windows of such vehicle so as to obstruct the driver's view, other than a certificate or other paper required to be so displayed by law.
- .30 — No vehicle shall be operated upon any street unless the driver's vision through any required equipment is normal and unless such vehicle complies with the provisions of Section 41.00.
- .31 — No owner shall display upon any part of his vehicle or knowingly permit the display thereon of any official designation, sign, or insignia of any public or quasi-public corporation, municipal, state or national department or government subdivision without authority of such agency.
- .32 — Any person who drives any vehicle upon a street, sidewalk, parking area or structure, recreation area, lawn or farm area or within any building carelessly and heedlessly, but without wantonness or recklessness, in a manner so as to endanger or be likely to endanger any person or property shall be guilty of driving in an unsafe manner.

41.00—Equipment

- .01 — No person shall drive or move and no owner shall cause or knowingly permit to be driven or moved on any street or any other place upon property governed by the Board any vehicle or combination of vehicles which is in such unsafe condition as to endanger any person or which does not contain those parts or is not at all times equipped with such lamps and other equipment in proper condition and adjustment as required by this section, or which is equipped in any manner in violation of this section.
- .02 — Every motor vehicle shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive noise and annoying smoke, and no person shall operate on the streets a motor vehicle equipped with a muffler cut-out, by-pass or similar device, or a device

- for the purpose of causing flame or smoke to be emitted from a vehicle, except a highway maintenance vehicle.
- .03 — The engine and power mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the escape of excessive fumes or smoke.
 - .04 — No person shall introduce any gasoline, foreign material or obstruction into the muffler or exhaust pipe which causes or is capable of causing exhaust gases to ignite, burn, or flash in any manner or form.
 - .05 — Lights: Every vehicle upon a street within the boundaries of Michigan State University shall be equipped with lights which shall be lighted in accordance with the provisions of the Michigan Vehicle Code, Act 300, Public Acts of Michigan, 1949, as amended.
 - .06 — Spot lamps: Any motor vehicle may be equipped with not to exceed two spot lamps, and every lighted spot lamp shall be so aimed and used upon approaching another vehicle that no part of the beam will be directed into the eyes of the approaching driver. Spot lamps may not emit other than either a white or amber light.
 - .07 — Flashing, RED and GREEN lights: No vehicles except those authorized by law shall display any flashing light except directional signals, or a red light to the front or a green light to the rear.
 - .08 — Brakes: Every motor vehicle or combination of motor-drawn vehicles when operated upon a street or any other place within the boundaries of Michigan State University shall be equipped with brakes of such construction and capable at all times and under all conditions of stopping the vehicle in such manner as required by the Michigan Vehicle Code, Act 300, Public Acts of Michigan, 1949, as amended.
 - .09 — Horns: Every motor vehicle when being operated shall be equipped with a horn in good working order and capable of emitting sound audible under normal conditions from a distance of not less than 200 feet, but no horn or other warning device shall emit an unreasonable loud or harsh sound or a whistle. The driver of a motor vehicle shall, when reasonably necessary to insure safe operation, give audible warning with his horn but shall not otherwise use such horn when upon a street.
 - .10 — Obstruction to view: No person shall drive any motor vehicle with any sign, poster or other non-transparent material upon the front windshield, sidewings or side of rear windows of such vehicle which obstructs the driver's clear view of the highway or other suspended object as authorized by law, which in any way obstructs the vision of the driver of the vehicle.
 - .11 — Windshield wiper: The windshield of every motor vehicle shall be equipped with a device for cleaning rain, snow or other moisture from the windshield, which device shall be so constructed as to be controlled by the driver of the vehicle and shall be continuously self-operating after having been actuated by the driver of the vehicle.
 - .111 — Every windshield wiper upon a motor vehicle shall be maintained in good working order.
 - .12 — Windshield washer: No motor vehicle licensed as such and manufactured after January 1, 1956, shall be operated on the streets or property of Michigan State University unless it is equipped with a windshield washer maintained in operable condition at all times and capable of cleaning the windshield in such a fashion as to leave the driver with a clear view of the highway or any intersecting highway.
 - .13 — Tires: No motor truck, tractor, trailer or semi-trailer shall be operated on the paved areas of the property governed by the Board if the tires are equipped with metal that comes in contact with the surface of the road or which have a partial contact of metal with the surface of the road.
 - .131 — No tire on a vehicle moved on any paved area shall have on its periphery

any block, stud, flange, cleat, or spike or any other protuberance of any material other than rubber which projects beyond the thread of the traction surface of the tire, except that it shall be permissible to use farm machinery with tires having protuberances which will not injure the highway, and except also that it shall be permissible to use tire chains of reasonable proportions upon any vehicle when required for safety because of snow, ice, or other conditions tending to cause a vehicle to skid.

- .14 — View to rear, mirrors: No person shall drive a motor vehicle on a street or parking area or structure when said motor vehicle is so constructed or loaded as to prevent the driver from obtaining a view of the street to the rear by looking backward from the driver's position unless such vehicle is equipped with a mirror so located as to reflect to the driver a view of the street to the rear of the said vehicle. Every commercial vehicle of one-half ton capacity or more, operating upon the street, shall be equipped with two mirrors, one on each side, so adjusted that the operator shall have a clear view of the street behind such commercial vehicle.
- .15 — Size, weight, and load: No person shall drive or move or cause or knowingly permit to be driven or moved on any street any vehicle or vehicles of width, height, length or weight in excess of the limitations governing size and weight restrictions specified in the Michigan Vehicle Code, Act 300, Public Acts of Michigan, 1949, as amended.

42.00 — Traffic — Pedestrians

- .01 — Pedestrians shall be subject to traffic-control signals at intersections as provided for in Sections 34.012, 34.014, 34.016, 34.019 and 34.03 of this ordinance, and at all other places pedestrians shall be accorded the privileges and shall be subject to the restrictions stated in this section.
- .02 — Pedestrian's right-of-way at crosswalks: Where traffic-control signals are not in place or in operation, the driver of a vehicle shall yield the right-of-way to a pedestrian crossing the roadway within any marked crosswalk or within any unmarked crosswalk at an intersection, except as otherwise provided in this section.
- .03 — Whenever special pedestrian-control signals exhibiting the words "Walk," "Don't Walk" or "Wait" are in place, such signals shall indicate as specified in Section 34.03.
- .04 — Between adjacent intersections at which traffic-control signals are in operation pedestrians shall not cross the roadway except in a marked crosswalk.
- .05 — A pedestrian shall yield the right-of-way to an emergency vehicle under the conditions prescribed in Section 47.04.
- .06 — No pedestrian shall pass through, around, over or under any crossing gate or barrier at a railroad grade crossing or bridge while such gate or barrier is closed or is being opened or closed.
- .07 — Pedestrians to use right half of crosswalk: Pedestrians shall move, whenever practicable, upon the right half of crosswalk.
- .08 — Crossing roadway at right angles: No pedestrian shall, except in a marked crosswalk, cross a roadway at any other place than by a route at right angles to the curb or by the shortest route to the opposite curb.
- .09 — Crossing at other than crosswalks: Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the roadway.
- .091 — Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead pedestrian crossing has been provided shall yield the right-of-way to all vehicles upon the roadway.

- .10 — Walk on left side of roadway: Where sidewalks are provided, it shall be unlawful for pedestrians to walk upon the main traveled portion of the street or roadway. Where sidewalks are not provided, pedestrians shall, when practicable, walk on the left side of the street or highway facing traffic which passes nearest.
- .11 — Pedestrians soliciting rides or business: No person shall stand in a roadway for the purpose of soliciting a ride, employment or business from the occupant of any vehicle.
- .12 — White canes: Any driver of a vehicle who approaches within 10 feet of a person wholly or partially blind, carrying a cane or walking stick which is white or white tipped with red, or being led by a guide dog wearing a harness and walking on either side of or slightly in front of said blind person, shall immediately come to a full stop and take such precautions before proceeding as may be necessary to avoid accident or injury to the person wholly or partially blind.
- .13 — When traffic control signals are not in place or not in operation the driver of a vehicle shall yield the right of way, slowing down or stopping if need be to so yield, to a pedestrian crossing the roadway within a crosswalk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger, but no pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle, which is so close that it is impossible for the driver to yield.

43.00 — Bicyclists — Traffic

- .01 — The term "bicycle" as used in this ordinance shall mean and include any one or two-wheeled device having a wheel or wheels 16 inches or greater in diameter which is propelled by human power. The term "bicycle" as used in this ordinance shall not be deemed to include vehicles propelled by a motor or engine of any kind.
- .02 — It shall be unlawful for any person to operate or leave unattended upon the campus any bicycle which does not bear a current and valid license or permit issued by the Michigan State University Department of Public Safety, the City of Lansing, or the City of East Lansing.
- .03 — The permission to operate a bicycle in and upon the campus shall be evidenced by a permit tag to be designed by the Michigan State University Department of Public Safety. Such permit tag is to be made of metal or other durable composition and shall be issued by the Michigan State University Department of Public Safety after acceptance for filing of the application for a permit. Each owner or owners of a bicycle shall, upon receiving a permit tag from the Department of Public Safety, cause the same to be affixed in a conspicuous place on the bicycle covered by said permit, provided, however, that the Michigan State University Department of Public Safety may, in their discretion, designate the particular place on each bicycle where the permit tag shall be displayed by the owner or owners thereof. Such permit tags shall be displayed on each bicycle at all times when the same are being operated in and upon the campus.
- .04 — Upon the sale or other transfer of a licensed bicycle by the owner or owners thereof, said owner or owners shall remove the permit tag and shall surrender the same to the Michigan State University Department of Public Safety: Provided, however, that said owner or owners, together with the transferee or vendee of said bicycle, may apply to the Michigan State University Department of Public Safety for the transfer of the registration of

said bicycle and the permit to operate same to the vendee or transferee, and upon such application to the Michigan State University Department of Public Safety shall then cause the registration of said bicycle and the permit to operate the same to be placed in the name of the vendee or transferee.

- .05 — Application for a permit to operate a bicycle shall be made upon bringing a bicycle not meeting the requirements of Section 43.02 of this ordinance upon the campus. For the convenience of the public, the Department of Public Safety shall provide for bicycle registration at some time during every day of the year except Saturdays, Sundays and holidays.
- .06 — The Department of Public Safety shall take into its custody and impound any bicycle found upon the campus which is not properly registered or licensed as provided in this ordinance, or which is parked in violation of sections 43.17, 43.18, 43.19, 43.20, 43.21, or 43.22, and shall release such bicycle only after it shall be properly registered by its owner and a fee for its impoundment paid, or a summons issued to the owner for the alleged violation. The fee for impoundment shall be of such amount as shall reimburse the University for all costs of impounding and enforcing the provisions of this ordinance. Impounded bicycles not claimed shall be auctioned and the proceeds of such auction applied to the cost of enforcement and impoundment.
- .07 — It shall be unlawful for any person to operate a bicycle on the campus unless the same shall be equipped as hereinafter set forth:
- .071 — Every bicycle which is operated during the period from one-half hour after sunset to one-half hour before sunrise shall be equipped with an activated white lamp on the front thereof, visible under normal atmospheric conditions from a distance of at least 300 feet in front of such bicycle, and shall also be equipped with a reflect mirror reflector or lamp on the rear, exhibiting a red light visible under like conditions from a distance of at least 200 feet to the rear of such bicycle;
- .072 — Every bicycle shall be equipped with a suitable brake adequate to control the movement of and to stop said bicycle within a reasonable distance on a dry, smooth, hard-surfaced road.
- .08 — No persons operating bicycles on the campus shall ride more than two abreast.
- .09 — No person shall operate a bicycle at a speed faster than what is reasonable and proper with regard to the safety of the operator and others.
- .10 — No person operating a bicycle shall attach himself to any other moving vehicle.
- .11 — Every person operating a bicycle shall accord the right-of-way to pedestrians crossing roads and streets on the campus at all intersections and crosswalks.
- .12 — The operator of a bicycle shall at no time remove both feet from the pedals thereof nor both hands from the handlebars or steering apparatus of said bicycle, nor shall any operator drive said bicycle in a careless or reckless manner or practice any acrobatic riding while said bicycle is being operated on the campus.
- .13 — No operator of a bicycle shall cause the same to be driven upon or across any sidewalk or footpath situated on the campus or upon the campus grounds: Provided, however, that the operator of any bicycle may dismount from such bicycle and proceed upon such sidewalks and footpaths on foot, pushing said bicycle while so proceeding on foot.
- .14 — Every person operating a bicycle on a roadway on the campus shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a motor vehicle by the laws of the State of Michigan except

insofar as the provisions of this ordinance for the operation of such bicycle shall conflict or modify said general laws which by their nature can have no application to the operation of bicycles.

- .15 — Any person operating a bicycle upon a roadway on the campus shall obey the instructions of all official traffic-control signals, signs and other control devices applicable to motor vehicles unless otherwise directed by a public safety officer.
- .16 — The Michigan State University Department of Public Safety shall as soon as may be practicable, lay out and establish upon the campus certain areas to be utilized as parking lots or areas for bicycles. The Michigan State University Department of Public Safety, pursuant to the authority hereby vested with them, shall establish a sufficient number of bicycle parking lots to adequately accommodate the number of bicycles duly registered and licensed under the provisions of this ordinance, and said bicycle parking lots and areas shall be established at diverse appropriate places on the campus. In the establishing of said bicycle parking lots and areas, the Michigan State University Department of Public Safety shall consult and advise with the President of Michigan State University and the Landscape Architect of Michigan State University.
- .17 — Upon the establishment of bicycle parking lots and areas as herein provided for, it shall be unlawful for the operator of a bicycle to cause the same to be parked in any place upon the campus outside of said bicycle parking lots and areas. In the event that bicycle parking racks are available in said parking lots and areas, the operator of a bicycle shall park such bicycle in the racks which may be provided. In the event that there are no racks provided or that the number of said racks is insufficient to accommodate him, the operator of a bicycle shall park his bicycle in an upright position within the confines of said parking lots or areas.
- .18 — No bicycle shall be parked in any space designed and intended for use by motor vehicles unless such area shall be specifically allocated to bicycle parking by placement of a bicycle rack.
- .19 — No bicycle in an inoperable condition, shall be parked on university property for a period longer than 48 hours. Any such inoperable bicycle shall be impounded by the Department of Public Safety and its owner shall pay the impoundment fee prescribed above to secure release of said bicycle.
- .20 — No bicycle shall be parked and left unattended unless such bicycle is locked to a bicycle rack or immobilized with a locking device.
- .21 — The Director of Public Safety is hereby authorized to publish special regulations providing for removal of bicycles from a bicycle parking area or areas and prohibiting bicycle parking in such area or areas for designated periods for ground maintenance and improvements or other university functions. Bicycles not removed from such areas or parked after the special regulations have been published shall be in violation of this ordinance and shall be impounded as provided for in Section 43.06.
- .22 — No person shall park any bicycle on the campus longer than 48 hours unless he is currently registered as a student, is employed by the university or is currently residing on university property. Bicycles parked contrary to this provision shall be in violation of this ordinance and shall be impounded as provided for in Section 43.06.
- .23 — A person propelling a bicycle shall not ride other than upon or astride a permanent and regular seat attached to the bicycle. No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped.

44.00 – Accidents – Traffic

- .01 – Duty to stop at scene of accident involving death or personal injuries or damage to vehicles: The driver of any vehicle directly involved in an accident resulting in injury to or death to any person, or resulting in damage to a vehicle which is driven or attended by any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible, but shall then forthwith return to and in every event remain at the scene of the accident until he has fulfilled the requirements of Sections 44.02, 44.03 or 44.04. Every such stop shall be made without obstructing traffic more than is necessary.
- .02 – Duty to give information and render aid: The driver of any vehicle involved in an accident resulting in injury to or death of any person or damage to any vehicle which is driven or attended by any person shall give his name, address, and the registration number of the vehicle he is driving and shall upon request exhibit his operator's or chauffeur's license to the person struck or the driver, or occupant of or person attending any vehicle collided with and where practical shall render to any person injured in such accident reasonable assistance, including the making of arrangements for the transportation of such person to a physician, surgeon or hospital for medical or surgical treatment, if necessary, or if such transportation is requested by the injured person.
- .03 – Duty to report accidents immediately: The driver of a vehicle involved in an accident resulting in injury or death to any person or any property damage shall by the quickest means of communication give notice of such accident to the Department of Public Safety. No vehicle involved in such accident shall be moved except when so ordered by a public safety officer.
- .04 – When driver unable to report: Whenever the driver of a vehicle is physically incapable of making a required accident report and there was another occupant in the vehicle at the time of the accident capable of making a report, such occupant shall make or cause to be made said report.
- .05 – Duty upon striking unattended vehicle: The driver of any vehicle which collides with any vehicle which is unattended shall immediately stop, and shall then and there either locate and notify the operator or owner of such vehicle of the name and address of the driver and owner of the vehicle striking the unattended vehicle, or if such person cannot be located, shall leave securely attached in a conspicuous place in the vehicle struck a written notice giving the name and address of the driver and of the owner of the vehicle doing the striking and a statement of the circumstances thereof, and shall report such accident as provided in Sections 44.03 or 44.04 of this ordinance.
- .06 – Duty upon striking fixtures on a street or roadway: The driver of any vehicle involved in an accident resulting only in damage to fixtures legally upon or adjacent to a street shall take reasonable steps to locate and notify the owner or person in charge of such property of such fact, and of his name and address and of the registration number of the vehicle he is driving, and shall upon request exhibit his operator's or chauffeur's license and shall make a report of such accident as provided in Section 44.03 of this ordinance.
- .07 – Garages to report: The person in charge of any garage or repair shop to which is brought any motor vehicle which shows evidence of having been involved in an accident, or struck by any bullet, shall report to the Department of Public Safety immediately after such vehicle is received and before any repairs are made to such vehicle, giving the engine number, registration number, and the name and address of the owner and operator of such vehicle, together with any other discernible information.

- .08 – Accident reports confidential: All accident reports and supplemental reports required of drivers of vehicles by Section 45.47 shall be without prejudice to the individual reporting, and shall be for the confidential use of the Department of Public Safety and the Commissioner of State Police, except that the Department of Public Safety may disclose the identity of a person involved in an accident when such identity is not otherwise known or when such person denies his presence at such accident. No such report shall be used as evidence in any court action arising out of an accident, except that the Department of Public Safety shall furnish, upon demand of any person who has or claims to have made such a report or upon demand of any court, a certificate showing that a specified accident report has or has not been made to the Department of Public Safety solely to prove a compliance or a failure to comply with the requirement that such a report be made to the department.

45.00 – Administration – Traffic

- .01 – Traffic Engineer (office): The office of Traffic Engineer is hereby established. The Traffic Engineer shall be appointed in a manner prescribed by the Board of Trustees and shall exercise the powers and duties provided in this ordinance in a manner prescribed by the Board of Trustees and shall exercise the powers and duties provided in this ordinance in a manner consistent with prevailing traffic safety practices and in the best interests of Michigan State University. In the absence of the Traffic Engineer said duties and authority shall be vested in the Director of Public Safety or other officials as determined by the Board of Trustees.
- .02 – Traffic Engineer (duties): It is the general duty of the Traffic Engineer to determine the installation, proper timing and maintenance of traffic control devices; to plan and direct the operation of traffic on streets within the boundaries of Michigan State University; to establish parking areas therein; designating limitation and use thereof; to install appropriate signs implementing the provisions of this ordinance; to certify as to installation, removal or authorization of such devices and signs by posting same in the Administration Building, Kellogg Center, and the headquarters of the Department of Public Safety or such other public places as may be deemed appropriate within the campus, accessible to the public including a map certification illustrating graphically the placement and purpose thereof, for all such actions up to and including March 2, 1965; with all subsequent such actions by the maintenance of a traffic control order (sometimes called "work order") file.
- .021 – Copies of traffic control order, certified by the Traffic Engineer to be a true transcript compared by him with the original in the headquarters of the Department of Public Safety, shall be evidence in all courts and proceedings in like manner as if the original were produced. If it shall appear that a traffic control sign, signal, or device conforming to the provisions of the ordinances was erected or in place when the alleged violation of this ordinance occurred, such showing shall be prima facie evidence of the existence of a lawful traffic control order authorizing such traffic control, sign or device, and it shall be unnecessary for the prosecution to affirmatively show the existence of a valid traffic control order in such cases, unless and until such presumption is rebutted by competent evidence.
- .03 – Stop signs: The Traffic Engineer or Director of Public Safety is hereby authorized to determine and designate intersections where conditions war-

rant the stopping of traffic and to determine whether vehicles shall stop at one or more entrances to any such intersection, and shall erect a stop sign at every place where he shall find a stop required, except at those intersections which are controlled by automatic signals or other traffic-control devices.

- .04 — Stopping, standing or parking: The Traffic Engineer or Director of Public Safety is hereby authorized to prohibit or restrict the stopping, standing or parking of vehicles on any street within the boundaries of Michigan State University and to erect signs giving notice thereof where, in his opinion, such stopping, standing or parking of vehicles interferes with the movement of traffic thereon.
- .05 — Speed restrictions. The Traffic Engineer or Director of Public Safety is hereby authorized to establish, increase, or decrease the speed regulations provided in Sections 37.00–37.04, and to erect signs giving notice thereof as follows:
 - .051 — Establish prima facie lawful speed limits on highways outside of business or residential districts;
 - .052 — Increase the prima facie speed limits on through highways within business or residential districts;
 - .053 — Establish the prima facie speed limit in alleys and service drives.
- .06 — One-way streets, roadways and alleys: The Traffic Engineer or Director of Public Safety is hereby authorized to designate one-way streets, roadways or alleys, and shall place and maintain signs giving notice thereof, and no such regulation shall be effective unless such signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.
- .07 — Crosswalks, safety zones and traffic lanes: The Traffic Engineer or Director of Public Safety is hereby authorized:
 - .071 — To designate and maintain by appropriate devices, marks or lines upon the surface of the roadway within the jurisdiction of Michigan State University, crosswalks at those places where he shall find that there is particular danger to pedestrians crossing the roadway and when he shall further find that the existence of a crosswalk will reduce that danger;
 - .072 — To establish safety zones of such kind and character and at such places where he shall find that there is particular danger to pedestrians and which are consistent with State law, and where he shall find that the existence of a safety zone will reduce that danger;
 - .073 — To mark lanes upon the roadway of any street where he shall find that a regular alignment of traffic is necessary in the interests of safety and efficiency, or at such places as he may find to be advisable, consistent with this ordinance and State law.
- .08 — Restricted turn signs: The Traffic Engineer or Director of Public Safety is hereby authorized to determine those streets or intersections of such streets from which drivers of vehicles shall not make a right, left or U turn, and shall place proper signs upon such streets and at such intersections. The making of such turns may be prohibited between the hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs or they may be removed when such turns are unrestricted.
- .09 — Turning markers: The Traffic Engineer or Director of Public Safety is authorized to place markers, buttons or signs within or adjacent to intersections and thereby require and direct that a different course from that specified in this article be traveled by vehicles turning at an intersection, and when markers, buttons or signs are so placed, no driver of a vehicle

- shall turn a vehicle at an intersection other than as directed and required by such markers, buttons, or signs.
- .10 — Through streets: The Traffic Engineer or Director of Public Safety is hereby authorized to designate through highways if stop signs are erected at the entrances thereto, subject to the approval of the State Highway Commission if a State trunkline highway is involved.
 - .11 — Play streets: The Traffic Engineer or Director of Public Safety is hereby authorized to declare and to establish, whenever he shall find that the public safety and convenience are best served thereby, any street or part thereof a play street and to place appropriate signs and barricades enclosing the roadway.
 - .12 — Parking: The Traffic Engineer or Director of Public Safety shall determine the location and nature of parking and tow-away zones, and shall erect and maintain appropriate signs indicating the same and giving notice thereof, except that no such zones shall be established on State trunkline highways.
 - .13 — All-night parking: The Traffic Engineer or Director of Public Safety when so authorized by the Board of Trustees may prohibit all-night parking and erect signs giving notice thereof upon any street or portion thereof whenever in his opinion such prohibition is necessary or advisable in the interest of public safety.
 - .14 — Loading zones: The Traffic Engineer or Director of Public Safety is hereby authorized to determine the location of passenger and freight loading zones and shall place and maintain appropriate signs indicating the same and stating the hours during which such zones shall be restricted for loading purposes.
 - .141 — No loading zone shall hereafter be established unless a written application for such zone is submitted to the Traffic Engineer or Director of Public Safety.
 - .142 — The application required herein shall not apply to the designation of loading zones in front of any public building, theater, school, church, hospital or similar institutional building.
 - .15 — Public carrier stands: The Traffic Engineer or Director of Public Safety is hereby authorized to establish bus stops, bus stands, taxicab stands, and stands for other passenger common carrier motor vehicles on such public streets, in such places and in such number as he shall determine to be of the greatest benefit and convenience to the public. Every such bus stop, bus stand, taxicab stand or other stand shall be designated by appropriate signs which he may cause to be erected by the carrier for whom said stand is designated.
 - .16 — Metered parking zones in area: The Traffic Engineer or Director of Public Safety is hereby authorized to determine and designate metered parking zones and to install and maintain as many parking meters as necessary in said metered parking zones where it is determined that the installation of parking meters shall be necessary to aid in the regulation, control and inspection of the parking of vehicles. The Traffic Engineer or Director of Public Safety is hereby authorized to determine or designate parking lots or areas which shall be controlled and restricted by parking gates and is authorized to install and maintain as many parking gates as may be necessary in said areas where it is determined that the installation of parking gates shall be necessary to aid the regulation, control and inspection of the parking of vehicles.
 - .17 — Weight restrictions: The Traffic Engineer or Director of Public Safety is hereby authorized to prohibit the use of the roadway by trucks or other commercial vehicles and to impose limitations as to the weight thereof on

designated streets where, in his opinion, the public safety is concerned, but said prohibitions and limitations shall not become effective until notice thereof is given by means of appropriate signs placed on such streets.

- .18 — Emergency and experimental regulations: The Traffic Engineer or Director of Public Safety is hereby empowered to establish all regulations necessary to make effective the provisions of this ordinance and to establish and enforce temporary or experimental regulations consistent with this ordinance, to cover emergencies or special conditions. No such regulation shall be effective and enforceable until and unless adequate signs, signals or other notices are erected clearly indicating said regulation. No such temporary or experimental regulation shall remain in effect for more than 90 days.
- .181 — The Traffic Engineer or Director of Public Safety may test traffic-control devices under actual conditions of traffic.
- .19 — Traffic-control devices. The Traffic Engineer or Director of Public Safety shall place and maintain or remove traffic-control signs, signals, lane markings and other devices and shall determine the hours and days during which any traffic-control device shall be in operation or be in effect, when and as required under this ordinance to indicate and to carry out the provisions of said ordinance, and may place and maintain such additional traffic-control devices as he may deem necessary to regulate traffic under this ordinance and under State law, to regulate, warn or guide traffic.
- .20 — Manual and specifications for traffic-control devices: Where possible, all traffic-control signs, signals and devices shall conform to the manual and specifications as approved by the State Highway Department.
- .21 — Limit to authority: Notwithstanding the authority granted to the Traffic Engineer or Director of Public Safety under this ordinance, no stop signs, pavement marking, buttons or any traffic-control device shall be erected or maintained upon any State trunkline under the jurisdiction of the State Highway Commission without the latter's written permission.
- .22 — Special traffic-control measures: The Traffic Engineer or Director of Public Safety is hereby empowered to establish special regulations for control of traffic for limited but regularly recurring periods of time such as occur during "rush hour" traffic conditions and which extend for periods longer than the 90 days provided for in Section 45.18.
- .23 — The Director of Public Safety is hereby empowered to employ students or other special employees of the Department of Public Safety to be assigned to the control and direction of traffic. While engaged in directing traffic and while wearing devices or emblems distinctively identifying them as employees of the Department of Public Safety, such special employees shall be considered to be officers of Michigan State University and no motorist shall disregard the directions of such special employees while they are directing or controlling traffic.
- .24 — Special parking privileges and restrictions. The Traffic Engineer or Director of Public Safety is hereby empowered to establish special, restricted parking areas (and erect signs which indicate such restrictions) where such restrictions are necessary for essential activities of the university and/or where interference with such operations may adversely affect the public interest in maintaining a safe and well-ordered community. Examples of such restricted areas, without excluding others, are hospital parking zones for physicians; parking zones for emergency vehicles; parking zones for university vehicles; parking spaces rented by and reserved for specific individuals; parking areas prohibited to visitors; requirement that visitors park only in specific areas; and restriction of areas for certain types of university vehicle permits.

- .25 — Mass transit regulation: The Director of Public Safety is hereby empowered to regulate the movement and operation of mass transit vehicles operating on university property including location of loading points, routes, schedules, vehicle capacity, provisions for passenger and public safety, unscheduled and charter operations, fares, safety inspection of vehicles, approval of drivers and other matters which will ensure a safe, efficient mass transit service to the university. No person shall operate any vehicle contrary to the provisions of such regulations, nor shall any manager or owner allow any vehicle under his supervision to be operated on university property contrary to the provisions of such regulations.
- .26 — The Traffic Engineer or Director of Public Safety is hereby empowered to establish lanes on streets for the exclusive use of bicycles and erect signs which indicate such usage. When such lanes are so provided and designated it shall be illegal for any motor vehicle to be driven within the bicycle lane area.
- .27 — No person shall place, maintain or display upon or in view on any street, any unauthorized sign, signal, marking or device which purports to be, or is an imitation of or resembles a traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any traffic-control device or any railroad sign or signal.
- .28 — No person shall place or maintain any commercial or political advertising upon any street, traffic sign or signal or parking meter.
- .29 — Every such prohibited sign, signal, or marking is hereby declared to be a public nuisance and the Traffic Engineer or Director of Public Safety is hereby empowered to remove the same or cause it to be removed without notice.
- .30 — No person shall establish private or departmental parking areas within the boundaries of Michigan State University unless permission is first secured from the Traffic Engineer or Director of Public Safety.
- .31 — Damage to traffic-control devices: No person shall attempt to or in fact alter, deface, injure, knock down or remove any traffic-control device.
- .32 — Traffic law enforcement: It shall be the duty of the Director of Public Safety with such aid as may be rendered by other members of the Department of Public Safety to enforce the provisions of this ordinance and the State vehicle laws applicable to traffic, to make arrests for traffic violations, to assist in the prosecution of persons charged with such violations, to investigate accidents, to cooperate with the Traffic Engineer and other officials in the administration of the traffic regulations and in developing ways and means to improve traffic conditions and to carry out those duties especially imposed by this ordinance and any amendments thereto.
- .33 — The Director of Public Safety shall be responsible for the issuance of books of traffic citation and complaint forms and shall maintain or cause to be maintained a record of every such book and each set of citation and complaint forms contained herein issued to the individual members of the department and shall require and retain a receipt for every book so issued.
- .34 — Issuance of citation: Except when officially authorized or directed under State law to the contrary, a public safety officer who halts a person for any violation other than for the purpose of giving him a warning or warning notice and does not take such person into custody under arrest, shall take the name, address and operator's license number of said person, the registered number of the motor vehicle involved and such other pertinent information as may be necessary, and shall issue to him in writing a traffic citation.
- .35 — Notice on illegally parked vehicle: Whenever any motor vehicle without

driver is found parked or stopped in violation of any of the restrictions imposed by this ordinance or by State law, the officer finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to such vehicle a traffic citation.

- .36 — Disposition of citation: Every public safety officer upon issuing a traffic citation to an alleged violator of any provision of the motor vehicle laws of this State or of this ordinance shall submit the duplicate copies of the corresponding complaint to the Director of Public Safety or his authorized agent.
- .37 — Illegal alteration or disposition of traffic citation: It shall be unlawful and official misconduct for any member of the Department of Public Safety or other officer or public employee to dispose of, alter or deface a traffic citation or any copy of the corresponding complaint or the record of the issuance or disposition of any traffic citation, complaint or warrant, in a manner other than as required in this section.
- .38 — Illegal cancellation of traffic citations or complaints: It shall be unlawful for any person to cancel or solicit the cancellation of any traffic citation or complaint issued to an alleged violator of this ordinance.
- .39 — Notice of impounding: Whenever an officer removes a vehicle from a street as authorized in Section 46.03, and the officer knows or is able to ascertain the name and address of the owner thereof, such officer shall, within a reasonable period of time, give or cause to be given notice in writing to such owner of the fact of such removal, and the reasons therefore, and of the place to which such vehicle has been removed. In the event any such vehicle is stored in a garage, a copy of such notice shall be given to the proprietor of such garage.
- .40 — Whenever an officer removes a vehicle from a street so authorized in Section 46.03 and does not know and is not able to ascertain the name of the owner, or for any other reason is unable to give the notice to the owner as hereinbefore provided, and in the event the vehicle is not returned to the owner within a period of three days, then and in that event the officer shall, within a reasonable period of time, send or cause to be sent a written report of such removal by mail to the Commissioner of State Police, and shall file a copy of such notice with the proprietor of any garage in which the vehicle may be stored. Such notice shall include a complete description of the vehicle, the date, time and place from which removed, the reasons for such removal and the name of the garage or place where the vehicle is stored.
- .41 — Traffic violations: The Director of Public Safety or other officer of the Department of Public Safety designated by the Director shall keep a record of all violations of the traffic regulations of Michigan State University except standing or parking violations, and of the State vehicle laws of which any person has been charged, together with a record of the final disposition of of all such alleged offenses. Such record shall be so maintained as to show the types of violations and the totals of each. Said record shall accumulate during at least a five-year period and from that time on the record shall be maintained complete for the most recent five-year period and in accord with existing Michigan Statutes.
- .42 — Driver's record: The Department of Public Safety shall maintain a suitable record of all traffic accidents, warnings, arrests, convictions and complaints reported for each driver, except those concerning standing or parking, which shall be filed alphabetically under the name of the driver concerned;
- .421 — Such records shall accumulate during at least a five-year period and from that time on such records shall be maintained complete for at least

the most recent five-year period.

- .43 — Accident reports: The Department of Public Safety shall maintain a suitable system of filing traffic accident reports. Accident reports, or cards referring to them, shall be filed alphabetically by location. Such reports shall be available for the use and information of the Traffic Engineer;
- .431 — The Department of Public Safety shall receive and properly file all accident reports made to it under State law, or under any ordinance of Michigan State University. The reports required by this ordinance shall not be available for use in any court action, but shall be available to governmental agencies for the purpose of furnishing statistical information as to the number and cause of accidents.
- .44 — Copy of complaint: The Director of Public Safety shall maintain a file of one duplicate copy of the complaint corresponding to each traffic citation issued;
- .441 — The Director of Public Safety shall also maintain or cause to be maintained in connection with every traffic citation issued by a member of the Department of Public Safety a record of the disposition of the charge.
- .45 — Warrants: The Director of Public Safety shall also maintain or cause to be maintained a record of all warrants issued on said traffic violation charges and which are delivered to the department for service, and of the final disposition of all such warrants.
- .46 — Conduct of traffic accident studies: Whenever the accidents at any particular location become numerous, the Department of Public Safety shall cooperate with the Traffic Engineer in conducting studies of such accidents and determining remedial measures.
- .47 — Preparation of accident reports: The Department of Public Safety shall secure from the Commissioner of State Police forms for accident reports required hereunder, and thereon shall report as prescribed by law.
- .471 — Every public safety officer who, in the course of his regular duties, investigates a motor vehicle accident shall file a report of his findings with the Department of Public Safety. In addition, it shall be the duty of the Department of Public Safety to submit a copy of investigative findings of accidents occurring on University streets or on any other lands governed by the Board where there is death, injury or property damage in excess of \$200 to the Director of State Police on forms provided by the Department of State Police.
- .48 — Traffic violation reports—available to public: All forms for records of violations and notices of violations which shall include traffic citations issued by public safety officers shall be serially numbered. For each month and year a written record shall be kept available to the public showing the disposal of all such forms, and such records, notices and reports shall be public records.
- .49 — Annual traffic safety report: The Department of Public Safety shall annually prepare a traffic report which shall be submitted to the Board of Trustees. Such report shall contain information on traffic matters as follows:
 - .491 — The number of traffic accidents, the number of persons killed, the number of persons injured, and other pertinent traffic accident data;
 - .492 — The number of traffic accidents investigated and other pertinent data on the safety activities of the department;
 - .493 — Plans and recommendations for future traffic enforcement activities.

46.00—Enforcement Officials—Authority

- .01 — Direct traffic: Officers of the Department of Public Safety, or such special

officers as are assigned by the Director of Public Safety, are hereby authorized to direct all traffic by voice, hand or signal in conformance with traffic regulations provided that in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the Department of Public Safety may direct traffic as conditions may require, notwithstanding the provisions of this ordinance;

- .011 — Members of the fire department, when at the scene of a fire, may direct or assist the public safety officers in directing traffic thereat or in the immediate vicinity.
- .02 — Inspect vehicles. Any public safety officer is hereby authorized on reasonable grounds shown to stop any motor vehicle and inspect the same, and if any defects in equipment are found, to arrest the driver.
- .03 — Impound vehicles. Members of the Department of Public Safety are hereby authorized to remove a vehicle from a street, highway or parking area to the nearest garage or other place of safety, or to a garage designated or maintained by the Department of Public Safety, under the circumstances hereinafter enumerated:
 - .031 — When any vehicle is left unattended upon any bridge, viaduct or causeway, or subway where such vehicle constitutes an obstruction to traffic;
 - .032 — When a vehicle upon a highway is so disabled as to constitute an obstruction to traffic and the person or persons in charge of the vehicle are by reason of physical injury incapacitated to such an extent as to be unable to provide for its custody or removal;
 - .033 — When any vehicle is left unattended upon a street or parking area and is so parked illegally as to constitute a definite hazard or obstruction to the normal movement of traffic;
 - .034 — When a vehicle is found being driven upon the streets and is not in proper condition to be driven;
 - .035 — When a vehicle is left unattended upon a street continuously for more than forty-eight hours and may be presumed to be abandoned;
 - .036 — When the driver of such vehicle is taken into custody by the Department of Public Safety and such vehicle would thereby be left unattended upon the street;
 - .037 — When removal is necessary in the interest of public safety because of fire, flood, storm, snow or other emergency reason;
 - .038 — When any vehicle is left unattended in any parking area under such circumstances as to be presumed to be abandoned;
 - .039 — When any vehicle is found in violation and where it is determined that there are three or more outstanding violation citations against the same vehicle. Such a vehicle shall not be released from impoundment until there is satisfactory evidence that all outstanding citations relating to the vehicle have been cleared with the Court;
 - .0310 — When any vehicle is found parked in an area specifically reserved for vehicles bearing a certain type of university permit or in a parking space specifically reserved for the exclusive use of one vehicle;
 - .0311 — When any vehicle is found parked so as to obstruct university operations or is parked on lawns or in shrubbery.
- .04 — Request accident reports: The Department of Public Safety may require any driver of a vehicle involved in an accident to file written reports and supplemental reports concerning said accident, whenever the original information is insufficient in the opinion of the Department of Public Safety, and may require witnesses of such accidents to render reports to the Department of Public Safety.

47.00 – Application – Traffic

- .01 – No person shall willfully fail or refuse to comply with any lawful order or direction of any public safety officer, or member of the fire department at the scene of a fire, or any other person who is under this ordinance vested with authority to direct, control or regulate traffic.
- .02 – The parent of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this ordinance.
- .03 – The regulations applicable to bicycles shall apply whenever a bicycle is operated upon any street or upon any path set aside for the exclusive use of bicycles, subject to those exceptions stated herein.
- .04 – Exceptions: Authorized Emergency Vehicle. The driver of any authorized emergency vehicle when responding to an emergency call, but not while returning therefrom, may exercise the privilege set forth in this section, but subject to the conditions herein stated.
- .041 – Park or stand, irrespective of the provisions of this ordinance;
- .042 – Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;
- .043 – Exceed the prima facie speed limits so long as he does not endanger life or property;
- .044 – Disregard regulations governing direction of movement or turning in specified directions;
- .045 – The exemptions herein granted to an authorized emergency vehicle shall apply only when the driver of any said vehicle while in motion sounds audible signal by bell, siren or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a flashing, oscillating or rotating red or blue light visible under normal atmospheric conditions from a distance of 500 feet to the front of such vehicle, except that an authorized emergency vehicle operated as a police vehicle need not be equipped with or display a red or blue light visible from in front of the vehicle;
- .046 – The provisions of this ordinance shall not apply to persons, teams, motor vehicles and other equipment while actually engaged in work upon the surface of a street but shall apply to such persons and vehicles when traveling to or from such work.
- .05 – Preferential Right-of-Way:
- .051 – Upon the immediate approach of an authorized emergency vehicle equipped with at least one lighted flashing, rotating or oscillating lamp exhibiting red or blue light visible under normal atmospheric conditions from a distance of 500 feet to the front of such vehicle, and when the driver is giving audible signal by siren, exhaust whistle or bell, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as close as possible to the right edge or curb of the roadway (or left edge on a one-way street) clear of any intersection and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a public safety officer;
- .052 – All motor vehicles forming a funeral procession when going to any place of burial, and other authorized procession, shall have the right-of-way over all other vehicles except fire apparatus, ambulances and police vehicles, at any street intersection: Provided, that each vehicle in a funeral procession shall have displayed on the front thereof a flag which shall be white in color, and upon which shall be printed, stamped or stained a purple cross or the Star of David.

48.00

48.00—Washing Vehicles

- .01 — No person shall attach a hose to any university water supply for the purpose of washing non-university owned vehicles.
- .02 — This does not prohibit the washing of vehicles through the use of a pail or similar container.

49.00—Wildlife

- .01 — All lands and water under control of and governed by said Board are designated as a wildlife, fish and bird sanctuary and the shooting or taking or molesting of birds, fish or wildlife is hereby prohibited.

50.00—Severance Provision

- .01 — If any provision of this ordinance or part thereof shall be adjudged invalid by a court of competent jurisdiction, then such adjudication shall not affect the validity of this ordinance as a whole or any provision or part thereof not so adjudged invalid.



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