

CITY OF CARO
ORDINANCE # 484

AN ORDINANCE OF THE CITY OF CARO TO AUTHORIZE THE OPERATION OF
UTILITY TERRAIN VEHICLES (SIDE-BY-SIDES) ON CITY STREETS

THE CITY OF CARO ORDAINS:

- I. The Ordinances of The City of Caro, Michigan, is amended by adding Ordinance No. 484 to read as follows:

Utility Terrain Vehicle defined

- II. For the purpose of this ordinance, a Utility Terrain Vehicle (UTV), commonly referred to as a side-by-side, is defined as a commercially manufactured vehicle designed for off-highway use that meets all of the following criteria:
- a) Has a dry weight of not more than 2,000 pounds
 - b) Is not more than 80 inches in width
 - c) Has an engine displacement of not more than 1,000cc
 - d) Is designed to travel on four or more low pressure or non-pneumatic tires
 - e) Has a steering wheel
 - f) Features non-straddle seating
 - g) Has two headlights, a taillight, and a brake light
 - h) Has a roll bar or similar structural system or device
 - i) Has a seat belt for the operator and each passenger
 - j) Has a 17-character VIN or PIN

UTV (side-by-side) operation on city streets and alleys

The operation of a UTV is permitted on the streets and alleys within the City of Caro except M-81 and M-24 unless crossing the same at an intersection.

A UTV operated in the City must be operated:

- a) At a rate of speed not greater than is reasonable and proper having due regard for conditions then existing, and in no event in excess of twenty-five (25) miles per hour
- b) On the far right-hand side of the maintained portion of the roadway
- c) By an individual having on his person a valid motor vehicle operator's license
- d) In a manner which does not interfere with traffic on the road, traveling single file, except when overtaking another UTV or golf cart, and yielding to vehicular traffic when necessary

- e) Between the hours of one-half hour after sunrise and one-half hour before sunset
- f) With the operator and all passengers wearing DOT-approved helmets unless the UTV has a manufacturer-designed and installed roll bar above and behind the head
- g) With the driver and all passengers wearing properly fitted and fastened safety belts at all times
- h) With all passengers seated in seating designed and manufactured for a passenger
- i) With a throttle so designed that when the pressure used to advance the throttle is removed, the engine speed will immediately and automatically return to idle
- j) With a U.S. Forest Service-approved spark arrester type exhaust system
- k) With a muffler in good working order and in constant operation
- l) With a braking system in good working condition that operates by either hand or foot
- m) In accordance with local ordinances prohibiting excessive noise
- n) In abeyance of all traffic signals, signs, and devices

UTVs must yield to pedestrians when crossing streets and may only cross a street at an intersection and in the most direct line possible.

UTV operation on private property

No person shall operate a UTV in any cemetery, airport, or established public park or recreation area or on private property without the consent of the property owner or his agent

UTV careless operation

No person shall operate a UTV in the City in a careless or negligent manner likely to endanger any person or property

Municipal Civil Infraction

A violation of said Ordinance is a municipal civil infraction and punishable by a fine of not more than \$500.00. The City of Caro Police Department is authorized to issue citations.

II. A summary of this ordinance shall be published within 15 days after its adoption.

III. This ordinance shall become effective 15 days upon publication of a summary of its provisions.

WHEREAS, The City of Caro Council held a public hearing on October 4, 2021 to hear public comments regarding the Ordinance of the City of Caro to Authorize the Operation of Utility Terrain Vehicles (Side-by-Sides) on City Streets, Ordinance No. 484, and

WHEREAS, The City of Caro Council recommend the adoption of the Ordinance of the City of Caro to Authorize the Operation of Utility Terrain Vehicles (Side-by-Sides) on City Streets, Ordinance no. 484.

THEREFORE BE IT RESOLVED, that the City of Caro Council adopts the Ordinance of the City of Caro to Authorize the Operation of Utility Terrain Vehicles (Side-by-Sides) on City Streets, Ordinance no. 484. This Ordinance shall take effect 7 days after its publication.


MOVED: **ESCHENBACHER** _____ SUPPORTED: **HALL** _____

YES: **BATSCHKE, CAMPBELL, ESCHENBACHER, HALL, JONES-HOLUBEC, WHITE, MAYOR GREENE**

NO: _____

ABSTAIN: _____


ABSENT: _____



Joseph Greene, Mayor - City of Caro

ATTEST:

I hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted by the City Council of the City of Caro at a Regular meeting held on Monday, October 4, 2021, at 7:30 p.m. in the Council Chambers of the Caro Municipal Building, 317 S. State Street, Caro, Michigan.



Rita Papp, Clerk - City of Caro