

**MICHIGAN STATE
UNIVERSITY**

APPROVED

APRIL 12, 2019

**BOARD OF TRUSTEES
MICHIGAN STATE UNIVERSITY**

April 12, 2019

MEMORANDUM

To: Committee on Student Life and Culture

From: Satish Udpa
Acting President and Executive Vice President for Administration

Subject: Mobility Device Ordinance Amendments

RECOMMENDATION

The Trustee Committee on Student Life and Culture recommends that the Board of Trustees amend University Ordinance 33.00 (Bicyclists – Traffic) and make conforming changes to Ordinances 5.01, 10.00, 12.00, 35.26, 36.05, and 38.00 to address the use of mobility devices on campus.

RESOLUTION

BE IT RESOLVED, that the Board of Trustees of Michigan State University hereby amends University Ordinance 33.00 (Bicyclists – Traffic) and authorizes conforming changes to Ordinances 5.01, 10.00, 12.00, 35.26, 36.05, and 38.00 as shown in Exhibit A attached hereto to address the use of mobility devices on campus.

BACKGROUND

Personal motorized and shared transportation continue to be among the most active fields of innovation. Docked and dock-less shared bicycles, motorized hover boards, e-scooters, e-bikes, mopeds, and other transportation innovations have entered MSU's campus in the past few years. MSU's rules and regulations need to be updated to provide consistent ways to deal with these innovations, with the primary concern being campus safety for all traffic participants.

Currently, MSU's ordinances prohibit electric mobility devices from being operated in bicycle lanes and on sidewalks, thereby limiting their use to roadways. University ordinances also do not provide for designated parking areas for these devices, often leaving them to be parked illegally or abandoned on campus. The proposed ordinance amendments are intended to address the operation and parking of mobility devices on campus and related safety concerns.

cc: Board of Trustees, J. Youatt, K. Wilbur, N. Barr, B. Quinn, M. Zeig, W. Bauer, K. Roudebush



OFFICE OF THE
EXECUTIVE
VICE PRESIDENT FOR
ADMINISTRATION

Michigan State University
Hannah Administration Building
126 Auditorium Road, Room 412

East Lansing, Michigan
48824

Phone 517.355.5014
Fax 517.353.6772
www.admnsv.msu.edu

EXHIBIT A

33.00 ~~BICYCLISTS~~ MOBILITY DEVICES – TRAFFIC

33.01 **Definition**

Definitions

33.02* ~~Unlawful~~ Additional mobility devices; authority to operate or possess unregistered bicycle
designate

33.03* ~~Permits; display of~~
required

33.04* Display of permits

33.05* Transfer of permits

33.0506 ~~When to apply for permit; registration~~

~~33.06 Impounding and release of~~
permits

33.07* ~~Unlawful to operate unless equipped as desired~~

~~33.071* Equipped with lights and mirrors~~

~~33.072* Equipped with brakes~~
required

33.08* Operation; where permitted

33.09* Not to be operated more than two abreast

33.0910* ~~Speed not greater than reasonable to safety~~
; speed limits for electric mobility devices

33.4011* Clinging to moving vehicle prohibited

33.4412* To yield to pedestrians at intersections and crosswalks

33.4213* Number of riders

33.14* Careless or reckless manner

33.4315* On sidewalk prohibited; exception

33.4416* Rights and duties

33.4517* Obedience to traffic control devices required

33.4618* Unlawful to ~~park~~ leave unattended except in ~~bicycle~~ designated areas

~~33.17* Parking prohibited~~

33.19* Unlawful to leave unattended in ~~area~~ areas for motor vehicles; exception

~~33.18 Inoperable bicycles; impound~~

~~33.19* Locking required~~

33.20* Bicycles; locking required

33.21 Authority to publish special regulations

~~33.21 Parking limitations~~

~~33.22* Number of riders~~

33.22 Limitations on persons who may leave unattended on campus

33.23 Impounding and release

~~.01 The term "bicycle" as used in~~ For purposes of this ordinance shall mean and include any one or two wheeled:

~~The term "commercial" means made available to the public to use for payment.~~

~~The term "Department of Police and Public Safety" means the Michigan State University Department of Police and Public Safety.~~

~~The term "electric mobility device propelled by human power" is limited to electric bicycles and electric skateboards.~~

~~The term "mobility device" is limited to bicycles and electric mobility devices.~~

~~The term "mobility device company" means a person or entity that has a wheel makes mobility devices available to the public to use for payment.~~

~~The following terms have the meanings ascribed to them in the Michigan Vehicle Code, as amended from time to time: "bicycle," "electric bicycle," and "electric skateboard."~~

~~.02 Notwithstanding the definitions in section 33.01:~~

~~(a) the Police Chief and Director of Public Safety is hereby authorized to designate, in his or wheels 16 inches her discretion, additional "mobility devices" for purposes of this ordinance;~~

(b) any such designation must specify whether such mobility device is considered a "bicycle," "electric bicycle," or greater in diameter other "electric mobility device" for purposes of this ordinance; and

.02

(c) any such designation may be subject to such conditions, and may vary the terms of this ordinance as applied to such additional "mobility device," as the Police Chief and Director of Public Safety deems appropriate, in his or her discretion.

.03* No person ~~shall~~may operate or leave unattended upon the campus;

(a) any ~~bicycle~~noncommercial mobility device which does not bear a current and valid license or permit issued by the Department of Police and Public Safety or, in the case of noncommercial bicycles only, a current and valid permit issued by the Michigan State University Department of Police and Public Safety, the City of Lansing, the City of East Lansing, Lansing Township, or Meridian Township;or

.03

(b) any commercial mobility device that does not bear the clearly identifiable logo of a mobility device company with a current and valid permit issued by the Secretary of the Board of Trustees pursuant to authority granted in section 27.01.

.04* The permission to operate a ~~bicycle~~noncommercial mobility device in and upon the campus shall be evidenced by a permit tag ~~to be designed by the Department of Police and Public Safety. Such~~The Department of Police and Public Safety shall issue such permit tag ~~shall be issued by the Department of Police and Public Safety after acceptance for filing of the application for a permit. Each owner or owners of a bicycle~~noncommercial mobility device shall, upon receiving a permit tag from the Department of Police and Public Safety, cause the ~~same~~permit tag to be affixed in a conspicuous place on the ~~bicycle~~noncommercial mobility device covered by ~~said~~the permit; provided, however, that the Department of Police and Public Safety may, in ~~their~~its discretion, designate the particular place on each ~~bicycle~~noncommercial mobility device where the permit tag shall be displayed. Notwithstanding the foregoing, any noncommercial bicycle that bears a current and valid permit issued by the City of Lansing, the City of East Lansing, Lansing Township, or Meridian Township is not subject to this section 33.04.

.04

.05* Upon the ~~sale or other~~ transfer of a ~~licensed bicycle~~permitted noncommercial mobility device, the owner shall remove the permit tag and surrender the same to the Department of Police and Public Safety; provided, however, that ~~said~~the owner, together with the transferee ~~or purchaser~~ of a ~~bicycle~~noncommercial mobility device, may apply to the Department of Police and Public Safety for the transfer of the ~~registration of said bicycle and the~~ permit to operate ~~same~~the noncommercial mobility device to the transferee ~~or purchaser~~, and upon such application the Department of Police and Public Safety shall transfer the ~~registration of the bicycle and the~~ permit to operate ~~it~~the noncommercial mobility device to the name of the transferee ~~or purchaser~~. Notwithstanding the foregoing, any noncommercial bicycle that bears a current and valid permit issued by the City of Lansing, the City of East Lansing, Lansing Township, or Meridian Township is not subject to this section 33.05.

.05

.06 Application for a permit to operate a bicyclenoncommercial mobility device shall be made upon bringing a bicyclethe noncommercial mobility device not meeting the requirements of Sectionsection 33.02 of this ordinance03 upon the campus. The Department of Police and Public Safety shall provide for bicycle registrationnoncommercial mobility device permitting at some time during every day of the year except Saturdays, Sundays, and holidays.

~~.06~~ The Department of Police and Public Safety shall 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 this ordinance, 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 sold and the proceeds of such sale applied to the cost of enforcement and impoundment.

.07* No person ~~shall~~may operate a bicyclemobility device on the campus unless the same ~~shall be~~is equipped as follows:

.071*

(a) Every bicyclemobility device 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~~500 feet ~~into the~~ front of ~~such bicyclethe~~ mobility device, and shall also be equipped with a mirror reflector or lamp on the rear, exhibiting a red light visible under like conditions from ~~a distance of at least 200~~all distances from 100 feet to 600 feet to the rear of ~~such bicyclethe~~ mobility device.

.072*

(b) Every bicyclemobility device shall be equipped with a suitable brake adequate to control the movement of and to stop ~~said bicyclethe~~ mobility device within a reasonable distance on dry, smooth, hard-surfaced road.

.08* Where a usable and designated path for mobility devices is provided adjacent to the roadway, a person operating a mobility device must use that path. Where such a path is not provided, a person operating a mobility device shall ride as near the right side of the roadway as practicable and shall exercise due care when passing a standing vehicle or one proceeding in the same direction. Mobility devices may be operated on all highways and streets upon the campus, regardless of the speed limit of any such highway or street, provided that such operation is in compliance with this ordinance.

.09* No persons operating bicyclesmobility devices on the campus ~~shall~~may ride more than two abreast.

~~.09~~

~~.10*~~ No person ~~shall~~may operate a bicycle~~mobility device~~ at a speed faster than what is reasonable and proper with regard to the safety of the operator and others; provided, however, that operating an electric mobility device at a speed greater than the speed permitted by the Michigan Vehicle Code, as amended from time to time, is prohibited.

~~.40~~

~~.11*~~ No person operating a ~~bicycle~~mobility device ~~may~~ attach himself or herself to any other moving vehicle.

~~.14~~

~~.12*~~ Every person operating a bicycle~~mobility device~~ shall accord the right-of-way to pedestrians crossing roads and streets on the campus at all intersections and crosswalks.

~~.42~~

~~.13*~~ A person propelling a bicycle or electric bicycle shall not ride other than upon or astride a permanent and regular seat attached to such bicycle or electric bicycle. No mobility device may be used to carry more persons at one time than the number for which it is designed and equipped.

~~.14*~~ The operator of a bicycle~~mobility device~~ shall at no time remove both feet from the pedals, nor both hands from the handlebars or steering apparatus of ~~said bicycle~~the mobility device; nor shall any person operate a bicycle~~mobility device~~ in a careless or reckless manner or practice any acrobatic riding on campus.

~~.13~~

~~.15*~~ No operator of a bicycle~~mobility device~~ 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~~mobility device~~ may dismount from ~~such bicycle~~the mobility device and proceed upon such sidewalks and footpaths on foot, pushing ~~said bicycle~~the mobility device while so proceeding on foot.

~~.14~~

~~.16*~~ Every person operating a bicycle~~mobility device~~ 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 with~~ or modify said general laws ~~which by their nature can have no application to the operation of bicycles.~~

~~.15~~

~~.17*~~ Any person operating a bicycle~~mobility device~~ 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 police officer.

~~.16~~

~~.18*~~ No person operating a ~~bicycle~~mobility device ~~may leave~~ the same ~~to be parked~~unattended at any place upon the campus outside of ~~bicycle~~designated mobility device parking lots and areas. In the event that bicycle parking racks are available in said parking lots and areas, the operator of

~~.19* No person may leave a bicycle shall park such bicycle in the racks provided. If no racks are provided, or if the number of racks is insufficient, the operator of a bicycle shall park his or her bicycle in an upright position within the confines of said parking lots or areas.~~

~~.17* No person shall park a bicycle mobility device unattended in any space designed and intended for use by motor vehicles unless such area shall be specifically allocated to bicycle mobility device parking by placement of a bicycle rack.~~

~~.18~~

~~.20* No person shall park a bicycle in an inoperable condition on University property for a period longer than 48 hours. Any such inoperable bicycle shall be impounded by the Department of Police and Public Safety and its owner shall pay the impoundment fee prescribed above to secure release of said bicycle.~~

~~.19* No person shall may park a bicycle and leave it unless it is locked to a bicycle rack or immobilized with a locking device.~~

~~.20~~

~~.21 The Police Chief and Director of Public Safety is hereby authorized to publish special regulations providing for removal of bicycle mobility devices from a bicycle parking area or areas and prohibiting bicycle mobility device parking in such area or certain areas for designated periods for ground maintenance and improvements or other University functions. Bicycle Mobility devices 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 section 33.0623.~~

~~.21~~

~~.22 No person shall park may leave unattended any bicycle mobility device on the campus longer than 48 hours unless he or she is currently registered as a student, is employed by the University, or is residing on University property. Bicycles parked contrary to this provision shall be~~

~~.23 The Department of Police and Public Safety may impound any mobility device found upon the campus which is not permitted as required by this ordinance, or which is operated or parked in violation of this ordinance and shall be impounded, per Section 33.06, and shall release such mobility device only after its owner obtains the requisite permit and pays a fee for its impoundment or a summons is issued to the owner for the alleged violation. The fee for impoundment shall be an amount sufficient to reimburse the University for all costs of impounding and enforcing the provisions of this ordinance. Impounded mobility devices not claimed may be sold and the proceeds of such sale applied to the cost of enforcement and impoundment.~~

~~.22* 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.~~

Enacted: September 15, 1964

Amended: May 21, 1981

December 10, 1994

April 12, 2019

*Denotes Civil Infraction

5.00 DUTIES OF POLICE OFFICERS

5.01 Duties

5.02 Police Chief and Director of Public Safety restricting access to property

.01 The Police Chief and Director of the Department of Police and Public Safety and his or her subordinate police officers shall: apprehend and arrest any person in violation of any provision of these ordinances and shall make complaint against such violator before any judge or judicial officer having jurisdiction; shall restrict access to any area to secure the protection of an individual, crime scene, or the public; is empowered to delegate to any citizen or peace officer authority to enforce any provision(s) of these ordinances when the citizen or peace officer is acting in conjunction with the police officer; may eject from property governed by the Board any person lacking lawful right to be present on said property; shall take into custody any property which appears to be lost, stolen or abandoned; shall cause to be towed and/or impounded any motor vehicle and/or bicycle device in, upon, or by which any person or property is or may be transported, if such device is parked contrary to the provisions of these ordinances, when the vehicle or bicycle is causing damage or constitutes a hazard, is parked upon a lawn or crop area, is obstructing convenient movement of the public or University operations, or is in violation of the provisions of these ordinances or state law; shall take into protective custody any person present upon property governed by the Board who appears to be mentally disturbed, or otherwise incapacitated, until such person may be placed into the care of appropriate health professionals; shall take into custody any domestic animal found running loose upon property governed by the Board until the animal can be returned to its owner or placed in the custody of an animal shelter; is authorized to destroy any domestic animal running loose on property governed by the Board which is deemed to pose a threat of danger to the safety or well being of the public and if unable to capture the animal; shall apprehend and arrest any person who, without proper authority, obstructs or interferes with the free movement of any other person lawfully present on property governed by the Board; shall diligently secure respect for the civil rights of all persons lawfully property in connection with the occurrence of any event or activity held on property governed by the Board.

.02 The Police Chief and Director of Public Safety, and his or her subordinates, are authorized to temporarily restrict access to and use of University property, or portions of such property, as is deemed necessary or desirable for the convenient and efficient conduct of University affairs or activities, and any such restrictions shall be made known by use of signs, barricades, announcements, postings or other means deemed appropriate under the circumstances.

Enacted: September 15, 1964

Amended: December 10, 1994

April 12, 2019

Reprinted: May 16, 1969

10.00 ~~BICYCLES~~CERTAIN MOBILITY DEVICES; ILLEGAL TAKING OF

10.01 Owner's authority required

10.02 Party to unauthorized taking of

.01 No person shall take or use a ~~bicycle~~noncommercial mobility device 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~~noncommercial mobility device.

Enacted: September 15, 1964

Amended: December 10, 1994

April 12, 2019

12.00 BUILDINGS

12.01 Restricting access to or use of buildings and property

.01

The Secretary of the Board of Trustees is empowered to establish regulations restricting or prohibiting access to and/or use of University buildings and property in order to provide for the convenient and efficient conduct of the University's affairs, and the management and protection of such buildings and property; such regulations must be posted in the affected areas.

Michigan State University has established policies, ordinances, and regulations to reduce the risk of fire hazards in campus buildings. Given the current risk of fire associated with hoverboards, and electric mobility devices, and other similar equipment and the lack of recognized safety standards for hoverboards, electric mobility devices, and other similarsuch equipment, the Secretary of the Board of Trustees hereby prohibits the use, charging, storage, ~~or-and~~ possession of hoverboards, electric mobility devices, and other similar equipment in all University buildings.

For purposes of this ordinance, "electric mobility device" means any device in, upon, or by which, any person or property is or may be transported that has an electrical propulsion system (including, without limitation, electric bicycles, electric skateboards, and other electric mobility devices designated as such pursuant to section 33.02).

Enacted: September 15, 1964

Amended: May 16, 1969

Amended: December 10, 1994

Amended: March 18, 2016

Amended: April 12, 2019

35.00 ADMINISTRATION - TRAFFIC

35.01 Office of Traffic Engineer

35.02 Duties of Traffic Engineer

35.021 Traffic control orders

35.03 Stop signs; authority; erection of

35.04 Stopping, standing, or parking; authority to establish and erect signs

35.05 Speed restrictions; authority to establish and erect signs

35.051 Prima facie limit outside business-residential area

35.052 Prima facie limit in business-residential area

35.053 Prima facie limit in alleys and service drives

35.06 One-way roadways and alleys; authority to establish and erect signs

35.07 Crosswalks, safety zones and traffic lanes

35.071 Authority to designate and maintain crosswalks

35.072 Authority to establish safety zones

35.073 Authority to designate traffic lanes

35.08 Restricted turn signs; authority to erect

35.09 Turning markers; authority to place to direct turns

35.10 Through streets; authority to designate; stop signs required at entrances

35.11 Play streets; authority to establish

35.12 Parking; authority to establish parking and tow away zones

35.13 All-night parking; authority to prohibit upon Board's authorization; erection of signs

35.14 Loading zones; authority to establish and erect signs

35.141 Application for establishment of zone

35.142 When application for zone not required

35.15 Public carrier stands; authority to establish and erect signs

35.16 Metered parking zones and areas restricted by parking gates; authority to erect parking meters and gates

35.17 Weight restrictions; authority to limit weight of commercial vehicles; signs

35.18 Emergency and experimental regulations; authority to establish

35.181 Authority to test traffic-control devices

35.19 Traffic-control devices; authority to place or remove; establish effective times

35.20 Traffic-control devices; manual and specifications for

35.21 Limit to authority; permission of State Highway Commission required

35.22 Special traffic-control regulations; authority to establish; signs required

35.23 Authority of director to employ special employees to direct traffic; authority of

special employees

35.24 Special restricted parking areas; authority to establish and erect signs

35.25 Mass transit regulation

35.26* Bicycle-Mobility device lanes; authority to establish and erect signs

35.27 Display of device resembling traffic-control device prohibited

35.28 Advertisement on traffic-control devices prohibited

35.29 Authority to remove

35.30 Private parking areas without permission prohibited

35.31 Damage to traffic-control devices

35.32 Traffic law enforcement; duty of director

35.33 Record required for issuance of citation books to police officers

35.34 Issuance of citation to violator; when it shall be issued

35.35 Citation on illegally parked vehicle

35.36 Disposition of citation and copies

35.37 Illegal disposition or alteration of citation

35.38 Unlawful to cancel or solicit the cancellation of citation

35.39 Issuance of notice of impounding of vehicle

35.40 When required to send notice of impounding of vehicle to State Police

35.41 Traffic violations; maintenance of records

35.42 Driver records; maintenance of

35.421 Records maintained for five-year period

35.43 Accident reports; system of filing

35.431 All accident reports will be filed; availability of reports; use of

35.44 Copy of complaint; filing of duplicate copy

35.441 Filing of record of disposition of charge

35.45 Warrants; record of warrants issued for traffic violations; final disposition

35.46 Traffic accident studies

35.47 Accident reports; preparation of; forms

35.471 Submission of accident reports; report of accidents to State Police

35.48 Availability of traffic violation reports to public; to be serially numbered; disposal records of such forms considered public records

35.49 Annual traffic safety report; prepared by; submitted to; contents

35.491 Number of accidents; number of deaths and injuries; other pertinent data

35.492 Number of accidents investigated; other pertinent data

35.493 Plans and recommendations

35.50* Taxicab regulation; license or permit required

.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 Police Chief and Director of Public Safety, his designee 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 Police and 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 or her with the original in the headquarters of the Department of Police and 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 case, unless and until such presumption is rebutted by competent evidence.

.03 Stop signs: The Traffic Engineer or Police Chief and Director of Public Safety is hereby authorized to determine and designate intersections where conditions warrant 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 or she 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 Police Chief and 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 or her opinion, such stopping, standing or parking of vehicles interferes with the movement of traffic thereon.

.05 Speed restrictions: The Traffic Engineer or Police Chief and Director of Public Safety is hereby authorized to establish, increase, or decrease the speed regulations 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 limits in alleys and service drives.

.06 One-way streets, roadways and alleys: The Traffic Engineer or Police Chief and 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 Police Chief and 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 or she shall find that there is particular danger to pedestrians crossing the roadway and when he or she 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 or she shall find that there is particular danger to pedestrians and which are consistent with State law, and where he or she 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 or she shall find that a regular alignment of traffic is necessary in the interests of safety and efficiency, or at such places as he or she may find to be advisable, consistent with this ordinance and State law.

.08 Restricted turn signs: The Traffic Engineer or Police Chief and 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 Police Chief and 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 Police Chief and 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 Police Chief and Director of Public Safety is hereby authorized to declare and to establish, whenever he or she 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 Police Chief and 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 Police Chief and 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 or her opinion such prohibition is necessary or advisable in the interest of public safety.

.14 Loading zones: The Traffic Engineer or Police Chief and 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 Police Chief and 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 Police Chief and 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 or she may cause to be erected by the carrier for whom said stand is designated.

.16 Metered parking zones in area: The Traffic Engineer or Police Chief and 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 Police Chief and 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 Police Chief and 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 or her 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 Police Chief and 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 Police Chief and Director of Public Safety may test traffic-control devices under actual conditions of traffic.

.19 Traffic-control devices: The Traffic Engineer or Police Chief and 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 or she 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: All traffic-control signs, signals, and devices shall conform to the specifications published in the Michigan Manual of Traffic Control Devices.

.21 Limit to authority: Notwithstanding the authority granted to the Traffic Engineer or Police Chief and Director of Public Safety under this ordinance, no stop signs, pavement markings, buttons or any traffic-control device shall be erected or maintained upon any State trunkline under the jurisdiction of the State Transportation Commission without the latter's written permission.

.22 Special traffic-control measures: The Traffic Engineer or Police Chief and 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 35.18.

.23 The Police Chief and Director of Public Safety is hereby empowered to employ students or other special employees of the Department of Police and 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 Police and 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 Police Chief and 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 regulations: The Police Chief and 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 Police Chief and Director of Public Safety is hereby empowered to establish lanes on streets for the exclusive use of bicycles, electric bicycles, electric skateboards, and/or other mobility devices and to 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 areathem.

.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 Police Chief and 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 Police Chief and 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 Police Chief and Director of Public Safety to enforce the provisions of this ordinance and the State vehicle laws applicable to traffic, to make arrests when authorized by law, to assist in the prosecution of persons charged with violations, to investigate accidents, to cooperate with the Traffic Engineer and other officials in the administration of the traffic regulations, and in developing ways to improve traffic conditions and to carry out those duties especially imposed by this ordinance and any amendment thereto.

.33 The Police Chief and 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 police officer who halts a person for any violation other than for the purpose of giving him or her 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 or her 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 parking violation notice.

.36 Disposition of citation: Every police 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 Police Chief and 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 Police and 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 36.03, 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 36.03 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 Police Chief and Director of Public Safety or other officer of the Department of Police and 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 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 Police and 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 Police and 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 Police and 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 Police Chief and Director of Public Safety shall maintain a file of one duplicate copy of the complaint corresponding to each traffic citation issued;

.441 The Police Chief and 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

Police and Public Safety a record of the disposition of the charge.

.45 Warrants: The Police Chief and 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 Police and 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 Police and 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 police officer who, in the course of his or her regular duties, investigates a motor vehicle accident shall file a report of his or her findings with the Department of Police and Public Safety. In addition, it shall be the duty of the Department of Police and 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 police 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 Police and 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.

.50* Taxicab regulation: The Police Chief and Director of Public Safety is hereby authorized to prohibit the operation of any taxicab or other vehicle for hire on campus which does not bear a current and valid license or permit issued by a duly authorized state or local regulatory body. For purposes of this section, vehicles for hire shall include personal vehicles operated through ride-sharing networks. Taxicab drivers for hire shall be required to present proof of compliance to police officers upon request. The Department of Police and Public Safety shall maintain and make available to the campus community a current list of local authorized taxicab companies and drivers for hire.

*Denotes Civil Infraction

Enacted: September 15, 1964

Amended: April 20, 1973

December 10, 1994

June 17, 2005

June 17, 2015

April 12, 2019

36.00 AUTHORITY OF ENFORCEMENT OFFICIALS

36.01 Authority to direct traffic; emergency provisions to direct traffic

36.011 Firefighters may direct; conditions

36.02 Inspect vehicles; authority to stop and inspect; enforcement

36.03 Authority to impound vehicle with six outstanding parking violations

36.04 Request accident reports; authority to require drivers and witnesses to file additional reports

36.05 Unauthorized removal from impound facility

.01 Direct traffic: Officers of the Department of Police and Public Safety or such special officers as are assigned by the Police Chief and Director of Public Safety, are authorized to direct all traffic by voice, hand or signal and in the event of a fire or other emergency, or to expedite traffic or safeguard pedestrians, may direct traffic as conditions may require;

.011 Members of the fire department, when at the scene of a fire, may direct or assist the police officers in directing traffic in the vicinity.

.02 Inspect vehicles: Police Officers are authorized on reasonable grounds shown to stop any motor vehicle and inspect the same, and if any defects in equipment are found, to take such enforcement action as provided by law.

.03 Impound vehicles. The Department of Police and Public Safety is authorized to impound and remove to a place of safekeeping any vehicle found on the lands governed by the Board of Trustees, at the expense of the vehicle's registered owner, when it is determined that the owner has failed to answer 6 or more parking violation notices or citations regarding illegal parking. The vehicle shall be released to the owner or the agent of the owner when the impoundment fee for the vehicle has been paid and when all outstanding parking violation notices and citations regarding illegal parking relating to the vehicle have been cleared. The fee for impoundment shall be of such amount as shall reimburse the University for all towing and impoundment costs and for storage. Impounded vehicles not claimed shall be disposed of as provided by law.

.04 Request accident reports: The Department of Police and 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 Police and Public Safety, and may require witnesses of such accidents to render

reports to the Department of Police and Public Safety.

.05 It shall be unlawful for any person to remove, without the special authorization of the Police Chief and Director of Public Safety or his or her designee, any motor vehicle, motorcycle, bicycle, electric bicycle, electric skateboard, other mobility device, motor-driven cycle, motor home, trailer or other object that has been placed in an impound lot, storage facility, or bicycle pen that has been designated and posted, until the prescribed fees have been paid.

Enacted: September 15, 1964

Amended: June 8, 1990

December 10, 1994

December 8, 2000

June 6, 2003

April 12, 2019

38.00 ROLLER SKATES AND SIMILAR DEVICES

.01-* Coasters, roller skates, roller blades, in-line roller skates, skateboards, and similar devices restricted. No person on roller skates, roller blades, or a skateboard, or riding in or by means of any coaster, toy vehicle or similar device, shall go upon any roadway except while crossing a street within a crosswalk. In so crossing the street, such person holds the rights and is subject to the duties applicable to pedestrians. No person upon roller skates, roller blades, a skateboard, in-line skates or similar devices shall go in or upon any parking ramp, buildings, gardens, or any other posted areas. Restricted areas will be clearly marked. Notwithstanding anything to the contrary herein, this ordinance does not apply to bicycles, electric bicycles, electric skateboards, or other mobility devices subject to ordinance 33.00.

Enacted: April 14, 1995

Amended: June 14, 1996

April 12, 2019

* Denotes Civil Infraction

