

**STATE OF MICHIGAN
COUNTY OF ROSCOMMON
ORV ORDINANCE**

AMENDED ORDINANCE No. 4 (partial)

An ordinance adopted for the purpose of authorizing and regulating the operation of Off Road Vehicles (ORVs) on roads and streets in Roscommon County, for the purpose of providing penalties for the violation thereof, and for the distribution of public funds resulting from those penalties pursuant to 2008 PA 240, MCL 324.81131.

THE COUNTY OF ROSCOMMON ORDAINS:

Sec. 1 As used in this ordinance, the following definitions shall apply:

- g) "ORV" means a motor driven vehicle capable of cross-country travel without benefit of a road or trail, on or immediately over land, snow, ice, marsh, swampland, or other natural terrain. ORV or vehicle includes, but is not limited to, a multitrack or multiwheel drive vehicle, an ATV, a motorcycle or related 2-wheel, 3-wheel, or 4-wheel vehicle, an amphibious machine, a ground effect air cushion vehicle, or other means of transportation deriving motive power from a source other than muscle or wind.

Sec. 2 An ORV may be operated on the far right of the maintained portion of a road or street within the county.

Sec. 3 A township board of a township in the county may close any roads within the boundaries of the township to the operation of ORVs permitted by the county. Beginning July 17, 2009, the township board of a township in the county may adopt an ordinance authorizing the operation of ORVs pursuant to MCL 324.81131 (3).

Sec. 6 An ORV may NOT be operated on the road surface, roadway, shoulder or right-of-way of any state or federal highway in the county—i.e., M-18, M-55, US 127 & I-75.

Sec. 7 Except as set forth herein or otherwise provided by law, an ORV meeting all of the following conditions may be operated on a road or street in the county:

- a) at a speed of no more than 25 miles per hour or a lower posted ORV speed limit.
- b) by a person not less than 12 years of age.
- c) with the flow of traffic.
- d) in a manner which does not interfere with traffic on the road or street.
- e) traveling single file except when overtaking and passing another ORV.
- f) when visibility is not substantially reduced due to weather conditions unless displaying a lighted headlight and lighted taillight.
- g) 1/2 hour before sunrise until 1/2 hour after sunset unless displaying a lighted headlight and lighted taillight.
- h) while displaying a lighted headlight and lighted taillight at all hours beginning January 1, 2010.
- i) while the operator and each passenger is wearing a crash helmet and protective eyewear approved by the United States department of transportation unless the vehicle is equipped with a roof that meets or exceeds standards for a crash helmet and the operator and each passenger is wearing a properly adjusted and fastened seat belt.
- j) 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.
- k) while the ORV is equipped with a spark arrester type United States forest service approved muffler in good working order and in constant operation.
- l) pursuant to noise emission standards defined by law.

Sec. 8 A child less than 16 years of age shall not operate an ORV on a road or street in the county unless the child is under the direct visual supervision of an adult and the child has in his or her immediate possession a Michigan issued ORV safety certificate or a comparable ORV safety certificate issued under the authority of another state or a province of Canada.

Sec. 9 Unless a person possesses a valid drivers license, a person shall not operate an ORV on a road or street in the county if the ORV is registered as a motor vehicle and is either more than 60 inches wide or has three wheels.

Sec. 10 Any person who violates this ordinance is guilty of a civil infraction and may be ordered to pay a civil fine of not more than \$500.00.

Sec. 11 A court may order a person who causes damage to any street, highway, or other property as a result of the operation of an ORV in an area permitted by this ordinance to pay full restitution for that damage above and beyond the penalties paid for civil fines or misdemeanor violations.

Sec. 13 This amended ordinance becomes effective May 13, 2009.

Roscommon County



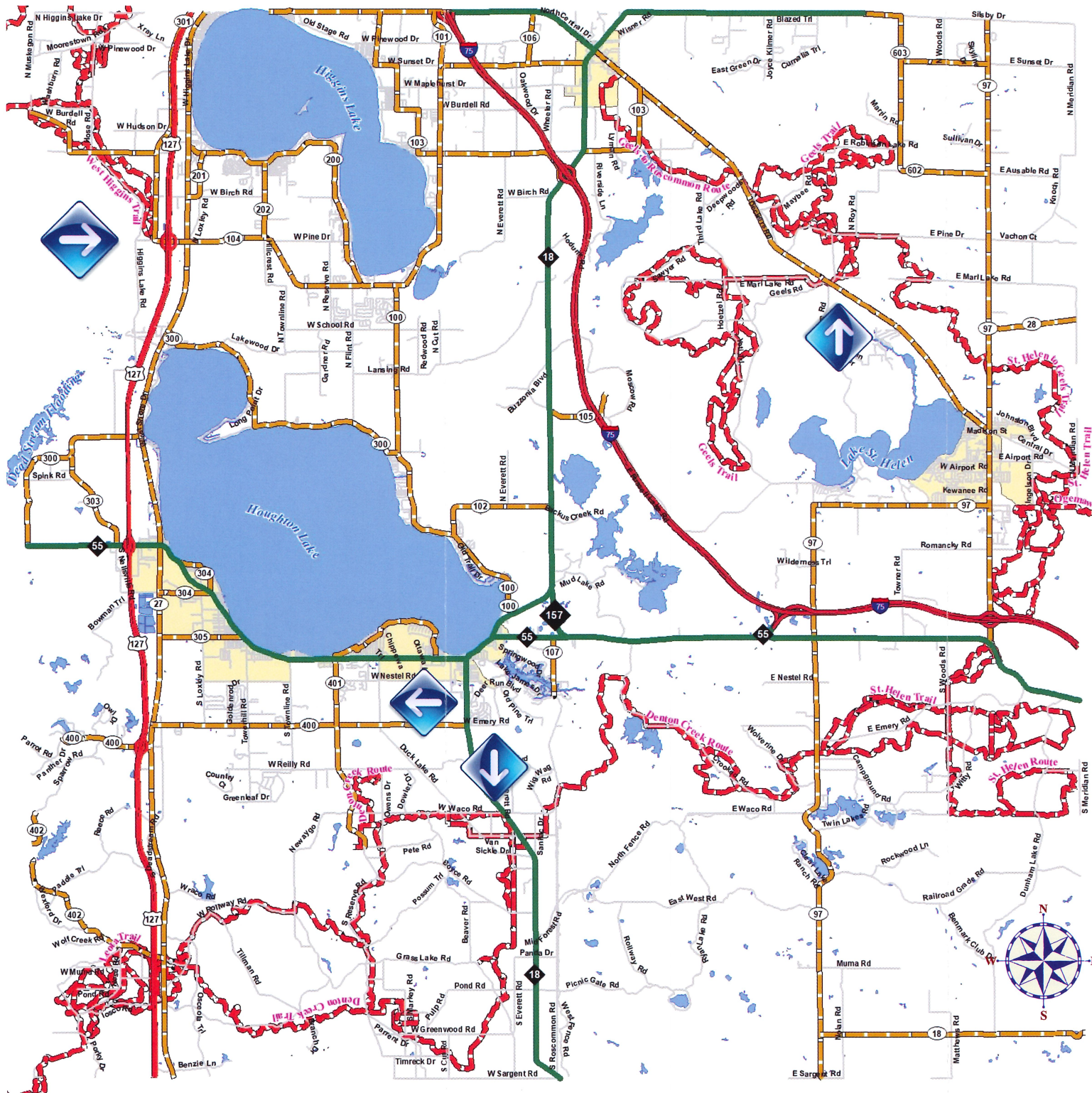
ORV

Trail Map

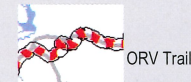
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Note: This ordinance and the information contained herein is subject to change at any time



**SPEED
LIMIT
25**



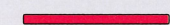
ORV Trail



Trail Head location



State Route—No ORVs



Federal Route (Freeways) — No ORVs

- Please be courteous—tread lightly—respect the environment
- Speed limit is 25 mph or less if posted
- Respect private property
- Always wear approved helmet and safety gear



*Please remember to
share the forest with
everyone and every-
thing!*