
CHAPTER 77. PUBLIC TRANSIT SYSTEM

7.201. Finding of Fact. The City Council finds and declares that it is in the public interest and public welfare that motor driven vehicles operating in the City of Frankenmuth as a public transit system be regulated under the police power of the City of Frankenmuth in order to promote the safety and welfare of the citizens and residents and visitors to the City of Frankenmuth, and to reduce interference with the flow of traffic through the City of Frankenmuth.

7.202. Definitions.

(1) Public Transit System. Any motor driven vehicle or vehicles, which has a passenger carrying capacity and is used to provide intra-city transportation or passengers for hire, or without charge. This definition shall not apply to vehicles operated by a school system.

(2) Intra-City. Any transit system, eighty (80%) per cent of whose regular route is within the City limits of the City of Frankenmuth, or whose route includes more than one stop within the corporate limits of the City of Frankenmuth.

7.203. Transit System License. No person shall operate a public transit system within the City of Frankenmuth until application for license has been filed with the City Clerk and approved by the City Council. Such license application shall clearly describe the route to be used for such system, as well as loading and unloading zones and the establishment of the fare to be charged, together with such other information as the Council and Mayor may require.

7.204. Limitation on Use of Public Streets. Use of the public streets of the City of Frankenmuth by a public transit system shall be on routes with parking spaces for pickup and discharge of passengers which have been approved by the City Manager and the Chief of Police.

7.205. Insurance Requirements.

(1) If the statutes of the State of Michigan control, the owner of such a controlled public transit system vehicle shall procure and file with the City Manager a liability insurance policy that conforms with the requirements of the Michigan Department of Transportation, pursuant to the Motor Bus Transportation Act, being Sections 474.101 to 474.141 Michigan Compiled Laws. (Current insurance requirements are Five Million and 00/100 (\$5,000,000) Dollars for all personal injury protection and One Million and 00/100 (\$1,000,000) Dollars for public damage protection.)

(2) If the owner of a public transit system vehicle is not controlled by the statutes of the State of Michigan, the owner shall procure and file with the City Manager, a liability insurance policy in an amount to be determined by City Council resolution from time to time.

(Ordinance No. 2002-08, 12-03-2002)

7.206. Certificate of Authority. All applicants who are required to hold a Certificate of Authority from the State of Michigan shall file a copy of that Certificate with their application for a City of Frankenmuth transit system license.

7.207. Hours of Operation. Public transit system vehicles shall be allowed to operate on the streets of the City of Frankenmuth during any hours of the day or night.

7.208. Fares. Fares to be charged for intra-city passenger service by public transit system vehicles shall be subject to approval by the City Council.

7.209. Maintenance of Equipment Used for Intra-City Services.

- (1) All vehicles shall be equipped with such safety devices as may be required by the State of Michigan.
- (2) All vehicles shall be maintained in a clean, neat and safe condition at all times.
- (3) All signs, whether information or advertising, placed on the outside of the public transit system vehicles shall be first approved by the Historic District Commission.

7.210. Drivers. All drivers operating public transit system vehicles shall possess a valid chauffeur's license from the State of Michigan, and shall have received at least twelve (12) hours of instructions and training in the operation of a public transit system vehicle, and shall have demonstrated to the satisfaction of the Chief of Police that each driver has the capability to operate a public transit vehicle in a safe and reasonable manner.

7.211. Vehicle License. No person or corporation shall operate any public transit system vehicle either owned or controlled by him or it without first obtaining a license for each such vehicle from the City Manager, which license shall designate the maximum number of passengers for each licensed vehicle.

7.212. License Fees. The City Council shall require the payment of a license fee for a transit system, as well as a license fee for individual vehicles used by such system. The amount of the fee shall be determined by the City Council.

7.213. Temporary License. A temporary license, valid for up to ten (10) days, for the use of a different route may be issued by the City Manager with the approval of the Chief of Police. No license fee shall be required for the temporary license.

7.214. Violations; Municipal Civil Infractions; Misdemeanors.

- (1) A person who violates any provision of this Chapter, other than Sections 7.209(1) or 7.210, is responsible for a municipal civil infraction, subject to payment of a civil fine of not less than \$100.00 nor more than \$500.00, plus costs and other sanctions, for each violation. Repeat offenses shall be subject to increased fines as provided by Section 1.12(3)(b) of this Code. The City Manager is hereby designated as the authorized City official to issue municipal civil infraction citations (directing alleged violators to appear in court) or municipal civil infraction violation notices (directing alleged violators to appear at the City of Frankenmuth Municipal Ordinance Violations Bureau) for violations under this Chapter as provided by this Code.
- (2) A person who violates Sections 7.209(1) or 7.210 of this Chapter shall, upon conviction, be guilty of a misdemeanor punishable as provided by Sections 1.12(1) and (2) of this Code.

(Ordinance No. 2002-05, 08-07-2002)

7.215. Suspension of License. The City Manager or Chief of Police may suspend an operator's license at any time if, in their opinion, the public health or safety is endangered or a public nuisance is created.

7.216. Revocation. The City Council retains the right to revoke any and all licenses issued under this Chapter at any time the Council determines that such revocation will promote the safety and welfare of the citizens and residents and visitors of the City of Frankenmuth and will reduce interference with the flow of traffic through the City of Frankenmuth.