

Act No. 86  
Public Acts of 1994  
Approved by the Governor  
April 10, 1994  
Filed with the Secretary of State  
April 12, 1994

**STATE OF MICHIGAN  
87TH LEGISLATURE  
REGULAR SESSION OF 1994**

**Introduced by Senators Pridua Ehlers Geake, Wartner Emmons Schwarz Arthurhultz Cisky Kelly  
McManus and Cherry**

# **ENROLLED SENATE BILL No. 314**

AN ACT to amend section 1 of Act No 278 of the Public Acts of 1909 entitled as amended An act to provide for the incorporation of villages and for revising and amending their charters to provide for the levy and collection of taxes borrowing of money and issuance of bonds and other evidences of indebtedness and to validate bonds issued and obligations previously incurred being section 78 1 of the Michigan Compiled Laws and to add section 25b

*The People of the State of Michigan enact*

Section 1 Section 1 of Act No 278 of the Public Acts of 1909 being section 78 1 of the Michigan Compiled Laws is amended and section 25b is added to read as follows

Sec 1 (1) This act shall be known and may be cited as the home rule village act

(2) All villages within this state incorporated before September 1 1909 under any general or special act of the legislature shall continue their corporate character and any general and special charter provisions for the government of such villages shall continue in force until superseded amended or repealed pursuant to this act A village is subject to all general laws of this state

(3) A village incorporated under this act shall have a seal and may sue and be sued

Sec 25b (1) An ordinance regulating a recreational trailway is not effective unless it is posted and maintained near each gate or principal entrance to the trailway

(2) The operation of a vehicle on a recreational trailway at a time in a place or in a manner prohibited by an ordinance is a municipal civil infraction whether or not so designated by the ordinance A civil fine ordered for a municipal civil infraction described in this subsection shall not exceed the maximum amount of a fine provided by the ordinance or \$500 00 whichever is less An act or omission described in this subsection is not a municipal civil infraction if that act or omission constitutes a violation or crime that section 25a prohibits an ordinance from designating as a municipal civil infraction

Section 2 This amendatory act shall take effect October 1 1994

Section 3 This amendatory act shall not take effect unless all of the following bills of the 87th Legislature are enacted into law

- (a) Senate Bill No 312
- (b) Senate Bill No 313
- (c) Senate Bill No 315
- (d) Senate Bill No 316
- (e) Senate Bill No 414
- (f) Senate Bill No 415
- (g) House Bill No 4350
- (h) House Bill No 5177

This act is ordered to take immediate effect

Secretary of the Senate

Co Clerk of the House of Representatives

Approved

Governor