

## **ARTICLE IV. HORSEBACK RIDING AND RIDING STABLES\***

### **DIVISION 1. GENERALLY**

#### **Sec. 10-311. Purpose of article.**

The purpose of this article is to regulate the keeping, riding and using of horse within the city in order to protect the health and safety of all persons using and riding horses, all persons using the public roads, and all persons owning property, living or working within the city.

**\*State law reference** – Horse riding stables and sales barns, MCL 287.111 et seq., MSA 12.417(1) et seq., horse racing law of 1995, MCL 431.301 et seq., MSA 10.966(301) et seq..

#### **Sec. 10-312. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Boarding stable* means any place where horses or ponies are boarded, housed or kept, for any uses or purposes, for hire, of for a fee or charge, or for certain privileges of use or service from such animals.

*Carriages or wagons* means any vehicles or objects which are pulled or drawn by horses or ponies for the purpose of carrying persons or other loads or for display purposes.

*Owner or operator* means the person owning, operating, managing, controlling, or in any capacity directly supervising the business of a riding stable, riding academy or boarding stable.

*Riding stable or academy* means any place where horses or ponies are rented for hire for the purpose of horseback riding or for pulling or drawing carriages or wagons, and shall include boarding stables.

(Code 1974, § 3-94)

**Cross reference** – Definitions generally, § 1-2.

#### **Sec. 10-313. Horses and ponies restricted to roadways and bridle paths.**

No person shall lead or ride any horse or pony on any public property not duly dedicated for roadway or bridle path purposes.

(Code 1974, § 3-95)

**Sec. 10-314. Riding on private property.**

No person shall lead or ride any horse or pony on any private property without the permission of the owner of the property.

(Code 1974, § 3-96)

**Sec. 10-315. Applicability of traffic regulations.**

Every person leading or riding a horse or pony upon any street, roadway or thoroughfare within the city shall be granted all of the rights and shall be subject to all duties applicable to the driver of a vehicle under the provisions of this code, other ordinances of the city and the laws of the state, except those provisions which by their very nature can have no application.

(Code 1974, § 3-97)

**Sec. 10-316. Riding more than two abreast on public ways.**

Except as otherwise provided, when any groups consisting of more than two persons are leading, riding horses or ponies together on any street, roadway or thoroughfare within the city, they shall lead or ride the horses or ponies not more than two abreast.

(Code 1974, § 3-98)

**Sec. 10-317. Riding after dark.**

It shall be unlawful for any person to lead or ride a horse or pony on any street, roadway or thoroughfare of the city during the period from one-half hour after sunset to one-half hour before sunrise.

(Code 1974, § 3-99)

**Secs. 10-318 – 10-340. Reserved.**

DIVISION 2. RIDING STABLES

**Sec. 10-341. License required.**

It shall be unlawful for any person to conduct or operate a riding stable or academy, or in any way carry on the business of renting horses for the purpose of horseback riding, or pulling or drawing carriages or wagons, or to conduct a boarding stable without first obtaining a license therefore.

(Code 1974, § 3-106)

**State law reference** – State license required to operate a riding stable, MCL 287.112, MSA 12.417(2).

**Sec. 10-342. License fee.**

Each applicant for a license required by this division shall pay to the city clerks a annual fee as set for time to time by the city council for the licensed establishment, together with an annual fee set for time to time by the city council for each horse or pony used or boarded by the applicant. It shall be presumed that all horses or ponies kept by any person owning or operating a riding stable or academy are used in the applicant's business.

(Code 1974, § 3-107)

**Sec. 10-343. Insurance required.**

Before any license shall be granted pursuant to this division, the owner or operator of the riding stable or academy shall provide the city clerk with a certificate indicating that the riding stable or academy is insured in a sum as established by the city council from time to time for the payment of any damages done to private or public property and injury to person other than the rider of the horses or ponies. The insurance policy required by this section shall contain a provision prohibiting cancellation of the insurance without ten days' notice being given to the city clerk by the insurer.

(Code 1974, § 3-108)

**State law reference** – Equine activity liability act, MCL 691.1661 et seq.; MSA 12.418 (1) et seq.

**Sec. 10-344. Issuance of license; contents; signature; seal.**

The city clerk, upon receipt of the license fees and certificates of insurance required by this division, shall issue a license showing the name of the licensee and the date of expiration of the license. The license shall bear the signature of the city clerk and the seal of the city.

(Code 1974, § 3-109)

**Sec. 10-345. Posting license.**

The owner or operator of any riding stable or academy shall post the current license issued to him by the city clerk pursuant to this division at a conspicuous place within the riding stable or academy.

(Code 1974, § 3-110)

**Sec. 10-346. Condition of premises; violations.**

The issuance of a license under this division shall be contingent upon the owner or operator of the riding stable or academy maintaining the premises in a clean, orderly condition and keeping the buildings and facilities of the riding stable or academy in a reasonable repair and in compliance with the applicable city zoning and building ordinances. Any violation of this section shall be grounds for either revocation of a license granted under this division or refusal to renew an expired license.

(Code 1974, § 3-111)

**Sec. 10-347. Accounting and disposition of fees.**

The city clerk shall keep an account record of all fees collected under this division and shall turn the fees over to the city treasurer who shall deposit the fees in the general funds.

(Code 1974, § 3-112)

**Sec. 10-348. Register book to be kept by owner or operator; contents.**

It shall be the duty of the owner or operator of a riding stable or academy to keep a register book which shall be open to public inspection at all times. Such register shall contain the name and address of each person renting a horse or pony. The register book shall also show the date and time the horse or pony left the stable and the date and time it was returned.

(Code 1974, § 3-113)

**Sec. 10-349. Provisions of division to be posted in stable.**

The owner or operator of any riding stable or academy in the city shall post a copy of this division at a conspicuous place within the riding stable or academy and shall call the attention of all persons renting animals from the riding stable or academy to the provisions of this division.

(Code 1974, § 3-114)