

TITLE 10

VEHICLES AND TRAFFIC

Chapters:

- 10.04 State Vehicle Code Adopted
- 10.08 Stopping, Standing and Parking
- 10.12 Golf Carts and Recreational Utility Vehicles Within Village Limits

Chapter 10.04

State Vehicle Code Adopted

Sections:

- 10.04.010 Illinois Vehicle Code Chapters Adopted by Reference
- 10.04.020 Penalties

§10.04.010 Illinois Vehicle Code Chapters Adopted by Reference. The following chapters of the Illinois Vehicle Code, 625 ILCS 5/1-100 et seq., as from time to time amended, are adopted by reference as if fully set out herein.

Chapter 1	Titles and Definitions, 625 ILCS 5/1
Chapter 11	Illinois Rules of the Road, 625 ILCS 5/11
Chapter 12	Illinois Equipment of Vehicles, 625 ILCS 5/12
Chapter 15	Illinois Size and Weight Law, 625 ILCS 5/15

§10.04.020 Penalties. The penalty for violation of any provision of the Illinois Vehicle Code adopted by reference in Section 10.04.010 shall be the penalty specified for the violation of the Illinois Vehicle Code. Where the Illinois Vehicle Code does not provide a specific penalty for the violation, the penalty shall be a fine not to exceed Seven Hundred Fifty Dollars (\$750.00).

Chapter 10.08

Stopping, Standing and Parking

Sections:

10.08.010	Parking Prohibited in Certain Places
10.08.020	Parking at Curb
10.08.030	Parking on Parkway
10.08.040	Vehicles for Sale
10.08.050	Abandoned Cars – Custody
10.08.060	Parking of Trucks, Farm Tractors, Road Tractors, Trailers, and Objects
10.08.070	Loading and Unloading – Time Limit
10.08.080	Parking Restrictions
10.08.090	Business District Parking Time Limits and Penalties

§10.08.010 Parking Prohibited in Certain Places. It is unlawful to permit any vehicle, at any time, except when necessary to avoid conflict with other vehicles or in compliance with the direction of traffic police officers or traffic signals, to stand in any of the following places:

- A. In any intersection;
- B. In a crosswalk;
- C. Upon any bridge or viaduct, or in any subway or the approach thereto;
- D. Between a safety zone and the adjacent curb or within thirty (30) feet of a point on the curb immediately opposite the end of a safety zone;
- E. Within thirty (30) feet of a traffic signal or a through street sign on the approaching side;
- F. Within twenty (20) feet of any intersection;
- G. At any place where the standing of a vehicle reduces the usable width of the roadway for moving traffic to less than eighteen (18) feet;
- H. At any curb within fifteen (15) feet of a fire hydrant;
- I. At any place where the vehicle would block the use of a driveway;
- J. Within fifty (50) feet of the nearest rail of a railroad crossing;

- K. Within twenty (20) feet of the driveway entrance to any fire department station and on the side of the street opposite the entrance to such station within seventy (70) feet of the entrance; and
- L. At any place where official signs prohibit parking.

§10.08.020 Parking at Curb. No vehicle shall be parked with the left side of such vehicle at the curb, and it is unlawful to stand or park any vehicle in the street other than parallel with the curb and with the two (2) right wheels of the vehicle within twelve (12) inches of the regularly established curb line, except upon those streets which have been marked for angle parking, in which case vehicles shall be parked at the curb at the angle indicated by such parks.

§10.08.030 Parking on Parkway. It is unlawful to park any vehicle in the space between the curb line and the adjacent sidewalk line.

§10.08.040 Vehicles for Sale. It is unlawful to park any vehicle upon any street for the purpose of displaying it for sale, or to park any vehicle upon any business street from which vehicle merchandise is peddled.

§10.08.050 Abandoned Cars – Custody. It is unlawful to leave any vehicle unattended on the streets of the Village for more than twenty (20) consecutive hours. Any such vehicle shall be considered an abandoned vehicle and shall be removed by the Police Department and held as an abandoned car. If the Chief of Police has reason to believe that such vehicle was stolen, he/she shall take the necessary steps in regard to stolen cars.

§10.08.060 Parking of Trucks, Farm Tractors, Road Tractors, Trailers, and Objects.

- A. Definitions. For the purpose of this Section 10.08.060, the following definitions shall apply:
 - 1. “Gross Weight” means the weight of the motor vehicle and its load or contents, or the weight of the trailer or object and its load or contents; not the combined weight of both a motor vehicle and an attached trailer.
 - 2. “Length” means for a motor vehicle with an attached trailer, the combined length of the motor vehicle and the trailer. For an unattached trailer or an object, the normal meaning of “length” shall apply.
 - 3. “Object” means any non-motorized object, including a container.

4. "Trailer" means a non-motorized vehicle for transporting or storing which is designed to pull by a motor vehicle. The term includes but is not limited to all forms of trailers, semi-trailers, utility trailers, vehicle hauling trailers, pleasure craft trailers, camper trailers, and construction trailers.
 5. Other Definitions. For terms not defined in subsections A.1. through A.4. above, the definitions set forth in the Vehicle Code shall apply.
- B. Farm Tractors, Road Tractors. It is unlawful to park a farm tractor or road tractor on a Village street unless such parking is authorized by the Village.
 - C. Motor Homes, Bus, Semi-Trailer, Tractor Truck. No person shall stand or park any truck, motor home, tractor, semi, semi-trailer, trailer or bus on any street for a longer period than is necessary for the loading or unloading of such vehicles, except that a driver of a bus may park such bus in a designated bus zone or stand, or as otherwise provided in this Chapter unless such parking is authorized by the Village. This restriction shall not apply to any pickup truck or van whose extreme overall length does not exceed twenty-four (24) feet and whose body width, excluding mirrors or similar accessories, does not exceed eighty (80) inches.
 - D. Objects, Dumpsters, Pods. It is unlawful to park or place any form of container used for refuse, storage or any other function, upon any Village street without authorization from the Village. Authorization may be granted for no longer than seventy-two (72) hours. If additional time is needed over seventy-two (72) hours, then a Fifteen Dollar (\$15.00) a day permit will be required.
 - E. Parking Boats or Recreational Vehicles on the Street. No recreational vehicle may be parked on the street, unless it is of a temporary nature. No trailer, boat trailer or any vehicle other than a passenger car, truck, and van may be parked on the street, unless it is of a temporary nature. "Temporary Nature" shall be defined as no longer than an eight (8) hour period, and no more than one (1) eight (8) hour period per week. In the event that such above-named vehicle would require to be parked on the street for longer than an eight (8) hour period, it will still be considered as "temporary". A one-time permit for Twenty-five Dollars (\$25.00) can be obtained for such temporary period, not to exceed two (2) weeks, after review by the Code Enforcement Officer or the Village President.
 - F. Exceptions. The prohibition and restrictions stated in subsections B through E above shall not apply when a motor vehicle subject to subsection C above, a motor vehicle with an attached trailer, a trailer or an object:

1. Is in current use for the purpose of engaging in trade or providing a service.
 2. Is in the process of and currently being used to make a delivery to a Village resident or business residing or located on or near the Village street on which the parking occurs.
- G. Compliance with this Code and the Illinois Vehicle Code. All motor vehicles and all motor vehicles with trailers that are subject to this Section 10.08.060 also shall comply with all other applicable parking rules and requirements in this Code and in the Illinois Vehicle Code.
- H. Penalties:
1. The penalty for violating this Section 10.08.060 shall be a fine in the amount of Fifty Dollars (\$50.00) for each offense. This fine shall increase to Seventy-five Dollars (\$75.00) if not paid within fifteen (15) days of the date a ticket imposing the fine is issued. Thereafter the Board may take legal action to collect the fine.
 2. The Board may authorize or designate any one (1) or more employees or agents to issue parking tickets for violations of this Section 10.08.060. Tickets issued by and fines imposed by such employees or agents shall have the same force of law as if issued or imposed by the Board.

Further, the Board may authorize any one (1) or more employees or agents to cause to be removed any motor vehicle, motor vehicle with attached trailer, trailer, or object that is parked in violation of this Section 10.08.060. In addition to the fine provided, the owner or person responsible for or in apparent charge of the motor vehicle with trailer, trailer, and/or object shall, at the time of recovery, pay all towing and storage costs for such removal, which costs shall constitute a lien on the motor vehicle, trailer, and/or object until paid.

§10.08.070 Loading and Unloading – Time Limit. During the times specified in this Chapter, it is unlawful for the driver of a vehicle to stand a passenger vehicle for longer than is necessary to load or unload passengers not to exceed three (3) minutes, and/or the driver to stand any freight-carrying vehicle for a period of time longer than is necessary to load, unload and deliver materials, not to exceed thirty (30) minutes at any officially designated loading zone.

§10.08.080 Parking Restrictions.

- A. The Board may from time to time by ordinance make it unlawful to park or permit anyone to park any vehicle along one or both sides of

streets within the Village limits. When the Board so determines that parking along a particular street shall be prohibited, the Board shall cause the prohibition to be marked in a manner to provide notice to the public.

- B. Any person or entity violating a parking prohibition adopted by the Board under this Section shall be fined pursuant to Chapter 1.20 for each offense, and a separate offense shall be deemed to be committed on each day during or on which a violation occurs or continues.
- C. **Parking Vehicles on Private Property.**
 - 1. It shall be unlawful to park any motor vehicles, watercraft, trailers, recreational vehicles or anything else of a vehicular nature in the Village unless it is parked on a paved hard surface including asphalt, concrete, brick or rocked material.
 - 2. No paved surface may be added to a front yard or back yard without approval from the Zoning Officer.

§10.08.090 Business District Parking Time Limits and Penalties.

- A. Between eight a.m. and five p.m. Monday through Friday, it is unlawful to parking any vehicle, or permit or cause any vehicle to remain parked, for any continuous period of time exceeding the time limits set forth below:

Time Limit	On Street	At or From	To	Direction
2 hours	Main	Santa Fe	Walnut	east-west
3 hours	Walnut	Main	Evans	north-south

- B. The penalty for violating subsection (A) of this Section shall be a fine in the amount of Five Dollars (\$5.00) for each offense. This fine shall increase to Twenty-five Dollars (\$25.00) if not paid within ten (10) days of the date a ticket imposing the fine is issued. Thereafter, the Board may take legal action to collect the fine.
- C. The Board may authorize or designate any one (1) or more employees or agents to issue parking tickets for violations of subsection (A) of this Section and to levy fines consistent with subsection (B) of this Section. Tickets issued by and fines imposed by such employees or agents shall have the same force of law as if issued or imposed by the Board.

Further, the Board may authorize any one (1) or more employees or agents to cause to be removed any vehicle parked in violation of subsection (A) of this Section. In addition to the fine provided in subsection (B) of this Section, the owner or person responsible for or in apparent charge of the vehicle shall, at the time of recovering the vehicle, pay all towing and storage costs for such removal, which costs shall constitute a lien on the vehicle until paid.

Chapter 10.12

Golf Carts and Recreational Utility Vehicles Within Village Limits

Sections:

- 10.12.010 Golf Carts and Recreational Utility Vehicles Permitted
- 10.12.020 Compliance with the Illinois Vehicle Code
- 10.12.030 Permits
- 10.12.040 Additional Requirements
- 10.12.050 Violations
- 10.12.060 Impoundment
- 10.12.070 Seat Belts
- 10.12.080 Special Events
- 10.12.090 Fees

§10.12.010 Golf Carts, Recreational Utility Vehicles and All-Terrain Vehicles Permitted. The operation of golf carts, recreational utility vehicles and all-terrain vehicles shall be permitted on streets under the jurisdiction of the Village and/or within its corporate boundaries as set forth in this Chapter. Operations of such carts/utility vehicles are permissible only on Village streets except where prohibited per Illinois Compiled Statutes. Golf carts, recreational utility vehicles and all-terrain vehicles may not be operated on streets, highways and roads under the jurisdiction of the Illinois Department of Transportation (State Highway Illinois Route 90) and (State Highway Illinois Route 91). Golf carts, recreational utility vehicles and all-terrain vehicles shall be permitted to make direct crossings at an intersection controlled by a traffic light or four-way stop sign upon or across any highway under the jurisdiction of the State of Illinois as set forth in Section 11-1426.1 of the Illinois Vehicle Code (625 ILCS 5/11-1426.1). The term “golf cart” shall have the same meaning as set forth in Section 1-123.9 of the Illinois Vehicle Code (625 ILCS 5/1-123.9). The terms “recreational utility vehicles” and “all-terrain vehicles” shall have the same meaning as set forth in Section 1-168.8 of the Illinois Vehicle Code (625 ILCS 5/11-1426.1)

§10.12.020 Compliance with the Illinois Vehicle Code. The operation of golf carts, recreational utility vehicles and all-terrain vehicles within the Village shall be in accordance with all provisions of the Illinois Vehicle Code (625 ILCS 5/1-100 et seq.), including without limitations Section 11-1426.1 thereof (625 ILCS 5/11-1426.1). All golf carts, recreational utility vehicles, and all-terrain vehicles must have, at a minimum (i) the equipment and other items set forth in Section 11-1426.1(e) of the Illinois Vehicle Code (625 ILCS 5/11-1426.1(e) and (ii) a Type 1 or Type 2 seat belt assembly conforming to 49 C.F.R. 571.209 at each designated seating position. Seat belts are hereby not required on all-terrain vehicles with the Village.

§10.12.030 Permits.

- A. No person shall operate a golf cart, recreational utility vehicles or all-terrain vehicles within the Village without first obtaining a permit, or being listed as an additional operator under a permit, as provided herein. Permits shall expire on December 31 of each year. The cost of the permit shall be set forth by the Village Board. Applications for a permit shall be made on a form supplied by the Village, shall be executed by the applicant and each additional operator and shall contain the following:
1. Name and address of applicant.
 2. Name and address of any additional operators.
 3. Name of liability insurance carrier and policy number.
 4. The serial number, make, model and description of golf cart.
 5. Waiver of liability.
 6. Such other information as the Village may require.
- B. No permit shall be granted unless the following conditions are met:
1. The vehicle must be inspected and approved by the Village's Public Works Department and/or Code Department.
 2. A physically handicapped applicant or operator must submit a certificate signed by a physician, certifying that the applicant is able to safely operate a golf cart on Village streets.
 3. The applicant must provide evidence of insurance in compliance with the provisions of the Illinois statutes regarding minimum liability insurance for passenger motor vehicles to be operated on the roads of the State of Illinois.
 4. The applicant must provide a copy of the driver's license of the applicant and each operator.
- C. Permits may be renewed upon demonstration of compliance with the requirements for initial issuance of a permit and the payment of the permit fee.

§10.12.040 Additional Requirements. The following requirements shall apply to the operation of golf carts, recreational utility vehicles and all-terrain vehicles within the Village:

- A. The applicant and all operators must be at least sixteen (16) years of age.
- B. A Village decal evidencing that a permit has been obtained shall be displayed on the golf cart.
- C. All-terrain vehicle operators under the age of eighteen (18) years of age must have a required helmet within the Village.

§10.12.050 Violations. Any person who violates the provisions of this Chapter shall be subject to revocation of permit or non-renewal of permit, at the discretion of the Village Board, and subject to a monetary fine as provided under the general penalty provision of this Code. Any unlawful use of such golf carts, recreational utility vehicles or all-terrain vehicles are subject to impoundment. Examples of unlawful use would be reckless driving, racing of any type by these vehicles, any criminal trespass while on such vehicles, any criminal damage to property created by such vehicles, and any criminal activity that would be committed while operating such vehicles.

§10.12.060 Impoundment. Golf carts, recreational utility vehicles or all-terrain vehicles shall be subject to impoundment to the same extent as vehicles as set forth in the Village Code. Examples for such impoundment are listed in Section 10.12.050.

§10.12.070 Seat Belts. Each driver of and all passengers, regardless of age, in seats of a golf cart or recreational utility vehicle operated on streets within the Village, shall wear a properly adjusted and fastened seat belt described in the Illinois Vehicle Code/Village Code; except that wearing seat belts is not required for any of the following:

- A. A driver or passenger frequently stopping and leaving the golf cart or recreational utility vehicle or delivering property from the golf cart or recreational utility vehicle, if the speed of the golf cart or recreational utility vehicle between stops does not exceed fifteen (15) miles per hour.
- B, A driver or passenger possessing a written statement from a physician that such person is unable, for medical or physical reasons, to wear a seat safety belt.
- C. A driver or passenger possessing an official certificate or license endorsement issued by the appropriate agency in another state or country indicating that the driver is unable for medical, physical, or valid reasons to wear a seat safety belt.
- D. A driver operating a golf cart or recreational utility vehicle in reverse.

All-terrain vehicles within the Village do not require seat belt usage when in operation.

§10.12.080 Special Events. Notwithstanding Section 12.12.030 of the Village Code, a golf cart, recreational utility vehicle and all-terrain vehicle may be operated on approved streets of the Village without a permit issued under said Section 12.12.030 as part of a special event for which the Village has granted approval, provided, however, that all other provisions of the Village Code, the Illinois Compiled Statutes and all other applicable laws and regulations shall apply to such operation.

§10.12.090 Fees.

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| A. | Permit for golf cart, recreational utility vehicle and all-terrain vehicle (annual) | \$ 25.00 |
| B. | Administrative fee for impoundment of a golf cart | \$250.00 |