

CHAPTER 12

VILLAGE VEHICULAR AND TRAFFIC CODES

ARTICLE I: GENERAL

Sec. 12-0. GENERAL - APPLICABILITY.

The provisions of this Chapter shall apply to all persons residing in or visiting the Village of Orangeville, present and future, who have any stated, implied or incurred jurisdiction, liability or responsibility regarding the implementation, enforcement, and compliance with any and all of the articles of this Chapter.

Sec. 12-1. GENERAL - PURPOSE

A. The purpose of this Chapter is to establish reasonable, comprehensive, and functional vehicular and traffic Codes for the Village regarding inoperable motorized vehicles, the Illinois Vehicle Code, traffic control devices, speed, snow, parking, weight, parades, off-road vehicles, and non-motorized vehicles.

B. It is intended that these Codes shall help protect and preserve the character of the Village with a consideration toward conserving the community's public health, safety, and welfare, while providing the best possible wholesome community environment.

Sec. 12-2. GENERAL - TERMS and DEFINITIONS.

For the purposes of this Chapter, the following definitions shall apply to the terminologies indicated whenever they are used in this Chapter, unless the context clearly indicates or requires a different meaning:

COMMERCIAL VEHICLE. The term "Commercial Vehicle," when used herein, shall mean any vehicle in excess of a two-ton (2t) capacity operated for the transportation of persons or property in the furtherance of any commercial or industrial enterprise, for-hire or not-for-hire, but not including a commuter van, a vehicle used in a ride-sharing agreement when being used for that purpose, or a recreational vehicle not being used commercially.

COWLING. The term "Cowling," when used herein, shall mean the forward portions of a snowmobile surrounding the motor and clutch assembly.

DANGEROUS DRUG. The term "Dangerous Drug," when used herein, shall mean any drug defined as a depressant or stimulant in the "Controlled Substances Act," (ILCS Ch. 720, Act 570, § 101& 102).

DOWNTOWN AREA. The term “Downtown Area,” when used herein, shall mean that portion of the Village that is defined in boundary by specific streets. The term “streets” shall include each street’s adjacent sidewalks, parking lots and any other public property.

HIGHWAY. The term “Highway,” when used herein, shall mean the entire width between boundary lines of any highway, road, street, avenue, alley or public driveway.

INOPERABLE MOTOR VEHICLE. The term "Inoperable Motor Vehicle," when used herein, as used in this Article shall mean any motor vehicle from which, for a period of at least seven (7) days, the engine, wheels or other parts have been removed, or on which the engine, wheels or other parts have been altered, damaged or otherwise so treated that the vehicle is incapable of being driven under its own power. The term "Inoperable Motor Vehicle" shall not include a motor vehicle which has been rendered temporarily, for a period not exceeding seven (7) days, incapable of being driven under its own power in order to perform ordinary service or repair operations.

INTOXICATING BEVERAGE. The term “Intoxicating Beverage,” when used herein, shall mean any beverages enumerated in the “Liquor Control Act” (ILCS Ch. 235, Act 5, § 1-1 et seq).

MOTORIZED VEHICLE. The term “Motorized Vehicle,” when used herein, shall mean automobiles, trucks, vans, motorcycles, mopeds, scooters, motorized three wheeled vehicles, go-carts and all other vehicles, powered by other than muscle power, which are used on public streets and highways. The term shall not include bicycles, tricycles, tractors, lawn implements and railroad vehicles.

NARCOTIC DRUG. The term “Narcotic Drug,” when used herein, shall mean any drug listed in the “Controlled Substances Act,” (ILCS Ch. 720, Act 570, § 101 & 102).

NEGLIGENT OPERATION. The term “Negligent Operation,” when used herein, shall mean the operation of a vehicle in such a manner as to endanger or be likely to endanger any person or property.

OPERATE. The term “Operate,” when used herein, shall mean to ride in or on, other than as a passenger, use or control the operation of a vehicle in any manner, whether or not the vehicle is underway.

OPERATOR. The term “Operator,” when used herein, shall mean every person who operates or is in actual physical control of a vehicle.

OWNER. The term “Owner,” when used herein, shall mean a person, other than a lien holder, having title to a motor vehicle. The term includes a person entitled to the use or possession of a motor vehicle subject to an interest in another person, reserved or created

by agreement and securing payment or performance of an obligation, but the term excludes a lessee under a lease not intended as security.

PERSON. The term "Person," when used herein, shall mean an individual, partnership, firm, corporation, association, or other entity.

RIDING: The term "Riding," when used herein, shall mean a person is deemed to be "riding" a vehicle if he/she is astride the same in any manner while it is in motion.

ROADWAY. The term "Roadway," when used herein, shall mean that portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two or more separate roadways, the term "roadway" as used in this Chapter refers to any such roadway separately but not to all such roadways collectively.

SKATEBOARD. The term "Skateboard," when used herein, shall mean a foot board mounted on four or more wheels, which is usually propelled by the user, (but can be propelled by a small motor) who sometimes stands, sits, kneels or lies upon the device while it is in motion.

SNOWMOBILE. The term "Snowmobile," when used herein, shall mean a self-propelled device designed for travel on snow or ice or natural terrain steered by skis or runners, and supported in part by skis, belts or cleats.

TRUCK. The term "Truck," when used herein, shall mean every motor vehicle designed, used, or maintained primarily for the transportation of property.

Sec. 12-3. GENERAL - SEVERABILITY.

The articles, paragraphs, sentences, clauses and phrases of this Chapter are severable, and if any phrase, clause, sentence, paragraph or section of this Chapter shall be declared unconstitutional, invalid, or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality, invalidity, or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Chapter.

Sec. 12-4 through 12-10. RESERVED.

ARTICLE II: INOPERABLE MOTORIZED VEHICLES

Sec. 12-11. VEHICLES - PUBLIC NUISANCE DECLARED.

It is hereby declared that all inoperable motorized vehicles, whether on public or private property and in view of the general public, are a public nuisance. Any motor vehicle or part

thereof which is inoperable or deteriorated or in need of repair which is located for seven (7) days or more upon public or private property within the Village of Orangeville, Illinois outside any enclosure which encloses the vehicle completely from lateral view on all sides, is hereby declared to be a public nuisance.

Sec. 12-12. VEHICLES - REPAIRS; TIME LIMIT.

Any inoperable motor vehicle which has been rendered temporarily, for a period of seven (7) days or more, incapable of being driven under its own power in order to perform ordinary service or repair operations is hereby declared to be public nuisance. Said inoperative motor vehicle which has been rendered temporarily, for a period of seven (7) days or more, incapable of being driven under its own power in order to perform ordinary service or repair operations shall be placed within a building, which building encloses the vehicle completely from lateral view on all sides so that it is not in view of the general public.

Sec. 12-13. VEHICLES - EXCEPTION.

Nothing in this Article shall apply to any motor vehicle that is kept within a building or an enclosure which encloses the vehicle on the lawfully zoned premises of a place of business engaged in the repair, wrecking or junking of motor vehicles.

Sec. 12-14. VEHICLES - REMOVAL; AFTER NOTICE.

A. The Village Police Department is hereby authorized to remove or have removed, after seven (7) days from the issuance of the municipal notice, any inoperable motor vehicle or parts thereof.

B. Prior to removing any inoperable motor vehicle or parts thereof, said law enforcement agency shall send a municipal notice to the owner or occupier of the public or private property involved where said offending inoperable motor vehicle or parts thereof are located, stating in substance, that said inoperable motor vehicle, or parts thereof, after reasonable notice describing the same in said notice, are to be removed by said owner or occupier of the public or private property involved within seven (7) days after the date of service of said notice. Said municipal notice may be served by deposit in the U.S. Mail with sufficient postage for delivery of same, or be personal service of said notice by said law enforcement agency of the Village, or by deposit in the U.S. Mail by certified mail, return receipt requested, with the proper postage prepaid, addressed to said owner or occupier of the premises involved.

C. After seven (7) days from the issuance of said municipal notice, said inoperable motor vehicle or parts thereof which have not been removed shall be removed by said law enforcement agency of the Village or agency contracted by the Village to a suitable storage area. The owner or occupier of the land involved or the owner of said

inoperable motor vehicle or the part thereof, shall be liable for the payment of reasonable charges for towing and storage of such inoperable motor vehicle or parts thereof as a condition to regaining possession.

Sec. 12-15 through 12-20. RESERVED.

ARTICLE III: ILLINOIS VEHICLE CODE

Sec. 12-21. CODE - ADOPTION.

The Illinois Vehicle Code as now or hereafter amended [625 ILCS 5/1-100 *et seq.*] is adopted by reference as if set forth at length in this Chapter. Terms used in this Chapter that are defined in the Illinois Vehicle Code shall have the meanings assigned to them by such Code. In the event of a conflict between the provisions of this Chapter and the Illinois Vehicle Code, the provisions of this Chapter shall control.

Sec. 12-22. through 12-25. RESERVED.

ARTICLE IV: TRAFFIC CONTROL DEVICES

Sec. 12-26. CONTROL DEVICES - AUTHORITY FOR.

The Village of Orangeville may designate streets and alleys, and place and maintain traffic control devices upon said streets and alleys within the Village and subject to the jurisdiction of the Village, including, but not limited to, stop and yield signs, and street markings for the designation of any intersection as a stop or yield intersection. All traffic control devices shall conform to the current edition of the *Manual on Traffic Control Devices for Streets and Highways* as published by the U. S. Department of Transportation and as adopted by the State of Illinois.

Sec. 12-27 through Sec. 12-30. RESERVED.

ARTICLE V: SPEED LIMITS

Sec. 12-31. SPEED - LIMITS.

Except as otherwise provided in this Book of Codes, it shall be unlawful for any person to operate any motor vehicle on any street not under the jurisdiction of the state or the county within the Village at a speed in excess of twenty-five (25) miles per hour, unless otherwise posted.

Sec. 12-32 through 12-35. RESERVED.

ARTICLE VI: SNOW REMOVAL

Sec. 12-36. SNOW - CONTINGENCY PLAN.

A. Anytime the Village of Orangeville accumulates snow to a depth of two-inches (2") or more, a Contingency Parking Plan shall be considered to be in effect until the snow has been plowed and removed from the streets of the Village. Said plan shall provide guidance for snow removal, on-street restricted parking and alternating parking.

B. The plowing of the streets and on-street parking zones shall be accomplished by the Village in two stages. Between the hours of 1:30 am and 6:00 am the Village will concentrate its snow removal efforts on the restricted parking areas as designated in Section 12-37 and the appropriate side of the remaining Village's on-street parking zones as defined by the calendar date (Section 12-38). All other streets surfaces in the Village will be plowed throughout the day as necessary.

C. Any person operating a motor vehicle in the Village of Orangeville from 1 November through 30 April each year who desires to utilize the privilege of on-street parking shall be responsible for monitoring local weather forecasts and complying with the restrictions as outlined in Sections 12-37 and 12-38.

Sec. 12-37. SNOW - RESTRICTED PARKING.

No on-street parking of any vehicle **during the times specified in Section 12-36** shall be permitted within the following described/named area(s) in the Village when there is an accumulation of snow and/or ice two-inches (2") or more in depth in the restricted parking area.

Street	Location
Main Street	From High Street to the end of the Horstmeier Building
High Street	From Richland Creek to the Alley between Main and East Street

Sec. 12-38. SNOW - ALTERNATING PARKING.

C. On-street parking on all other streets in the Village effected by the same snowfall shall be managed in the following manner: vehicle operators shall park their vehicles on the odd-numbered side of the street on odd-numbered days of the month and on the even-numbered side of the street on even-numbered days of the month during the period defined in sub-section 12-36 (C) under the conditions defined in sub-section 12-37. A vehicle should only be moved if the opposite side of the street has been sufficiently cleared to allow safe parking.

Sec. 12-39 through 12-40. RESERVED.

ARTICLE VII: STREET SWEEPING

Sec. 12-41. SWEEPING - SCHEDULE.

A. The Village Maintenance Department shall be responsible for the sweeping of the following street(s) on Friday mornings between the hours of 8:00 am through 4:30 pm from 1 May through 31 October each year. The on-street parking of any vehicle within the following described area(s) during the sweeping period shall be in accordance with the stipulations in paragraph 12-41 (B) below:

Street	Location
High Street	From Illinois Route 26 to Church Street
Main Street	From High Street to South Street

B. All vehicles must be parked on the odd numbered side of the street on odd numbered days of the month and on the even numbered side of the street on even numbered days of the month during the period defined in Section 12-41 (A). Vehicles should be moved prior to 8 a.m. of the appropriate parking day.

C. The Maintenance Superintendent shall cause a standard Letter of Reminder to be created and maintained at the Village Clerk’s Office. Said letter shall be issued by the Village Clerk as an appropriate reminder as necessary during the street sweeping season to residents who park motor vehicles on the streets defined in Section 12-41 (A).

Sec. 12-42 through 12-45. RESERVED.

ARTICLE VIII: PARKING

Sec. 12-46. PARKING - LIMITED AND NO PARKING ZONES.

A. The parts of streets in the Village designated to be limited parking zones and posted as such, shall be limited parking zones, and no vehicle shall be parked in any such limited parking zone for a longer time than designated, on any day except Sundays and holidays, than the period of time respectively designated for each such limited parking zone, except where an indented curb allows parking space entirely between the established curb line and the sidewalk.

B. Parts of streets in the Village designated as limited parking zones and posted as such, shall have individual parking spaces defined by stripes. Said zones shall also have designated and marked the required number of accessible parking spaces with access aisles for both cars and vans as defined in the ADA guidelines.

C. The parts of streets in the Village designated and posted as such, shall be no parking zones, and no vehicle shall be parked in such no parking zone at any time as posted

except where an indented curb allows parking space entirely between the established curb line and the sidewalk. The Village Board may, from time-to-time establish streets and parts of streets as no parking zones between the hours of 2:00 a.m. and 6:00 a.m., and when signs prohibiting parking between such hours are posted on such streets and parts of streets, no vehicles shall be parked in such streets and parts of streets, between such hours, except where an indented curb allows parking space entirely between the established curb line and the sidewalk.

Sec. 12-47. PARKING - PLACES PROHIBITED:

The parking of a motor vehicle in the Village of Orangeville as described shall be prohibited: on the roadway side of any vehicle stopped or parked at the edge or curb of a roadway; on a sidewalk; within three-feet (3') of the nearest edge of a public or private driveway or opposite such driveway so as to obstruct ingress or egress; within an intersection; within fifteen-feet (15') of a fire hydrant; on a crosswalk; within twenty-feet (20') of a crosswalk; within-thirty-feet (30') of any flashing signal, stop sign, yield sign, or traffic control signal located at the side of the roadway; upon any bridge or other elevated structure; and in any areas where no curbing is provided, it shall be unlawful to stop, stand or park any portion of a vehicle on the side of said roadway with any portion of the vehicle protruding on the paved or designated area for the roadway.

Sec. 12-48. PARKING - PRIVATE PROPERTY.

No person shall, without the permission of the owner or lessee of any private property, leave or park any vehicle thereon if there is plain view on such property a "no parking" sign or a "parking this side only" sign.

Sec. 12-49. PARKING - COMMERCIAL VEHICLES IN RESIDENTIAL AREAS.

A. Parking of commercial vehicles on any street in a residentially zoned district for more than two (2) hours in any twenty-four (24) hour period, is prohibited. Provided, however, that a commercial vehicle may be parked on a street in a residential zoned district for more than two (2) hours in a twenty-four (24) hour period, while being loaded or unloaded, or while the custodian of the vehicle is performing services for hire in or about a residence or site abutting the street on which the vehicle is parked.

B. The operator of a commercial vehicle shall not allow the engine to idle for more than ten (10) minutes in any six (6) hour period in a residentially zoned area.

Sec. 12-50. PARKING - OF MOTOR HOMES, TRAILERS, CAMPERS, ETC.

No motor homes, or trailers, campers or any other equipment designed to be pulled behind another vehicle shall be parked upon any street in the Village for a period of time in excess of two (2) hours, unless being loaded or unloaded, or while the owner or custodian of the

equipment is performing services for hire in or about a residence or site abutting the street on which the equipment is parked.

Sec. 12-51 through 12-55. RESERVED.

ARTICLE IX: VEHICULAR WEIGHT RESTRICTIONS

Sec. 12-56. WEIGHT - VEHICLES LIMITED.

A. Whenever by reason of deterioration, rain, snow, freezing and thawing, or other climatic conditions, streets/roads under the control, supervision and jurisdiction of the Village of Orangeville may be damaged or destroyed, the maximum weights permitted to be transmitted to the road surface by any vehicle shall be limited to conform with the following limitations:

2 axles, single rear tires	7,000 lbs.
2 axles, dual rear tires	18,000 lbs.
3 or more axles, dual rear tires	30,000 lbs.
Gross axle load	11,000 lbs.

A notice of the above prohibitions and restrictions shall be posted at each end of that portion of any such street/road so designated on signs with black printing on a white background and minimum measurements of thirteen inches by nine inches (13" X 9").

B. The Village President is hereby authorized and directed to cause signs to be erected and maintained at each end of any such street/road, which signs shall designate the maximum weight restrictions here adopted and shall read as follows:

NOTICE
VEHICLE RESTRICTED TO THE
FOLLOWING GROSS WEIGHTS

2 axles, single rear tires	7,000 lbs.
2 axles, dual rear tires	18,000 lbs.
3 or more axles, dual rear tires	30,000 lbs.
Gross axle load	11,000 lbs.

Sec. 12-57. WEIGHT - VEHICLES PROHIBITED.

A. The operation of trucks or other commercial vehicles having a weight in excess of 8,000 pounds are allowed only upon the following streets/roads within the Village:

Street	Location
High Street	From Illinois Route 26 to Church Street
Church Street	The full length of the street
Sunset Drive	From Church Street to Rock Grove Road

B. This article and its sub-sections shall not apply to businesses which are located upon said roadways/highways where such travel is for the limited purpose of traveling to and from their "home base." This article shall not apply to garbage trucks, school buses, municipal vehicles, and emergency vehicles.

Sec. 12-58 through 12-60. RESERVED

ARTICLE X: PARADES

Sec. 12-61. PARADES - CONDUCT.

A. All organizations/agencies desiring to conduct or have conducted a parade (foot, vehicular, or both) in the Village of Orangeville shall comply with the guidelines and requirements as specified in Chapter 4 of this Book of Codes.

Sec. 12-62 through 12-70. RESERVED.

ARTICLE XI: OFF-ROAD VEHICLES

DIVISION I. SNOWMOBILES

Sec. 12-71. SNOWMOBILES - INSPECTION.

A. Any duly authorized police officer may stop and inspect any snowmobile at any time for the purpose of determining if the provisions of this Chapter are being complied with. If the inspecting officer or agent discovers any violations of the provisions of this Chapter, he/she must issue a summons to the operator of such snowmobile requiring that the operator appear before the circuit court for the county within which the offense was committed.

B. Every snowmobile subject to this Chapter, if under way and upon being hailed by a designated law enforcement officer, must stop immediately.

Sec.12-72. SNOWMOBILES - RESISTANCE.

It shall be unlawful for any person to resist or obstruct any officer or employee of the Village in the discharge of his/her duties under this Chapter.

Sec.12-73. SNOWMOBILES - EQUIPMENT.

All snowmobiles operating within the jurisdiction of the Village shall be equipped with:

- A. At least one white head-lamp having a minimum candlepower of sufficient intensity to exhibit a white light, plainly visible from a distance of at least five-hundred-feet (500') ahead during hours of limited visibility under normal atmospheric conditions.
- B. At least one red tail lamp having a minimum candlepower of sufficient intensity to exhibit a red light plainly visible from a distance of five-hundred-feet (500') to the rear during periods of limited visibility under normal atmospheric conditions.
- C. A braking system that is mechanically operational as it was originally designed and intended to be.
- D. Reflective material of a minimum area of sixteen-square-inches (16') mounted on each side of the cowling. (Identifying numbers may be included in computing the required sixteen-square-inch (16') area.)
- E. Adequate sound suppression equipment. No snowmobile manufactured after June 1, 1972, shall be sold or offered for sale in the Village unless it is equipped with sound suppression devices that limit the total machine engine noise in accordance with noise pollution standards established pursuant to the Environmental Protection Act of the State of Illinois (ILCS Ch. 415, Act).

Sec.12-74. SNOWMOBILES - PROHIBITIONS.

It shall be unlawful for any person to drive or operate any snowmobile in the Village of Orangeville in the following manner:

- A. At a rate of speed too fast for conditions and the fact that the speed of the snowmobile does not exceed the applicable maximum speed limit allowed does not relieve the driver from the duty to decrease speed as may be necessary to avoid colliding with any person, vehicle, or object within legal requirements and the duty of all persons to use due care; in a careless, reckless or negligent manner; while under the influence of intoxicating beverages or narcotic or dangerous drugs; at any time without at least one lighted headlamp and one lighted taillight on the snowmobile; within one (1) mile of any nature preserve; on the tracks or right-of-way of an operating railroad; in any tree nursery or

planting in a manner which damages or destroys growing stock, or creates a substantial risk thereto.

B. Any person operating a snowmobile upon private property, without the written consent of the owner or lessee thereof shall stop and identify him/herself upon the request of the landowner or his/her duly authorized representative, and, if requested to do so by the landowner shall promptly remove the snowmobile from the premises.

C. An owner, lessee, or occupant of premises owes no duty to keep the premises safe for entry or use by others for snowmobiling, or to give warning of any unsafe condition or use of or structure or activity on such premises. This stipulation does not apply where permission to snowmobile is given for a valuable consideration, other than to this Village or any political subdivision thereof.

D. An owner, lessee or occupant of premises who gives permission to another to snowmobile upon such premises does not thereby extend any assurance that the premises are safe for such purpose, or assume responsibility for or incur liability for any injury to person or property caused by any act of persons to whom the permission is granted. This stipulation shall not apply where permission to snowmobile is given for a valuable consideration.

E. No person except persons permitted by law shall operate or ride any snowmobile with any firearm in his possession unless it is unloaded and encased in a carrying case, or bow unless it is unstrung in a carrying case.

F. No person shall operate any snowmobile emitting pollutants, in accordance with standards established pursuant to the Environmental Protection Act of the State of Illinois.

G. No person shall deposit from a snowmobile on the snow, ice, or ground surface, trash, glass, garbage, insoluble material, or other offensive matter.

H. Snowmobiles may be operated in the Village only between the hours of 8:00 a.m. and 12:00 midnight, except that they may be operated until 1:00 a.m. on Saturday and Sunday.

I. No more than two (2) machines shall travel as a group entering or leaving the Village at a given distance no less than a city block between groups.

J. Snowmobiling on the Village streets shall be limited to the shortest route entering or leaving only.

K. Snowmobiles shall not be permitted to operate in any residential area, except that persons actually residing in the specified area may use the alleys to go to and from snowmobile trails, subject to all the other provisions in this Chapter.

- L. No snowmobile shall be operated on any sidewalk in the Village.
- M. No snowmobile shall exceed the speed limit of ten (10) miles per hour while in the Village.
- N. All snowmobilers shall operate/drive their snowmobiles in a single file, the farthest to the right with traffic.
- O. All snowmobile operators within the Village limits must have in their possession while operating/driving their/a snowmobile proof of liability insurance, either by group or individual coverage.

Sec.12-75. SNOWMOBILES - HIGHWAYS.

A. It shall be unlawful for any person to drive or operate any snowmobile on a highway within the Village except as follows: On highways other than tollways, interstate highways and limited-access highways, snowmobiles may make a direct crossing provided the crossing is made at an angle of approximately ninety (90) degrees to the direction of the highway and at a place where no obstruction prevents a quick and safe crossing; and the snowmobile is brought to a complete stop before crossing a highway; and the operator yields the right-of-way to all oncoming traffic which constitutes a hazard.

B. On highways other than state highways, tollways, interstate highways and limited-access highways, snowmobiles may be operated on roadways when it is necessary to cross a bridge or culvert or when it is impracticable to gain immediate access to an area adjacent to a highway where a snowmobile is to be operated.

Sec. 12-76. SNOWMOBILES - EMERGENCIES.

The Village President and the Board of Trustees may suspend in whole or any part of this Chapter in response to any emergency requiring said action.

Sec 12-77 through 12-80. RESERVED.

DIVISION II. ALL TERRAIN VEHICLES (ATVs).

Sec. 12-81. ATVs - OPERATION PROHIBITED.

The operation of any vehicle described, known, or identified as an ATV on the streets of Orangeville is prohibited except when involved in an emergency response declared by the Village and under the supervision of the police and/or emergency response officials directing the Village's emergency response program.

Sec. 12-82 through 12-85. RESERVED.

ARTICLE XII: NON-MOTORIZED VEHICLES

DIVISION I: BICYCLES.

Sec 12-86. BICYCLES - REQUIREMENTS.

- A. Any bicycle being operated or ridden upon any street or sidewalk in the Village during the hours between a half-hour after sunset and a half-hour before sunrise shall be equipped with an operational lamp on the front which shall emit a white light visible from a distance of at least five-hundred-feet (500') to the front and a red reflective device on the rear which shall be visible from one-hundred-feet (100') to six-hundred-feet (600').
- B. Any person operating a bicycle shall obey the instructions of official traffic control signals, signs and other devices applicable to vehicles, unless otherwise directed by a law enforcement official.
- C. Whenever any person is riding a bicycle upon a sidewalk, such person shall yield right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian so as not to endanger the safety of the pedestrian.

Sec. 12-87. BICYCLES - RESTRICTIONS.

- A. It shall be unlawful for a person to operate or ride a bicycle in a manner which might create a possible hazard to pedestrians, vehicular traffic, and/or the operator or rider of the bicycle.
- B. It shall be unlawful for a person to operate or ride any bicycle upon any sidewalk in the Village's downtown area.
- C. It shall be unlawful for a person to operate or ride any bicycle in any area or upon any surface that is properly posted by municipal authority as being prohibited.
- D. It shall be unlawful to park or place a bicycle on any sidewalk which might impede the flow of pedestrian traffic.
- E. It shall be unlawful for any person riding upon any bicycle to attach the same or himself to any moving vehicle upon any roadway.
- F. It shall be unlawful for the parent of any child and the guardian of any ward to knowingly permit any such child or ward to violate any provisions of this article.

Sec. 12-88. BICYCLES - CONFISCATION.

Any device being ridden at the time of violation shall be subject to confiscation and

impoundment, at the discretion of the impounding authority, for a period not to exceed ten (10) days for the first offense. Succeeding like offenses shall be subject to an equal number of days doubled from the previous offense. Confiscation procedures shall be outlined in the Police Department's Protocol Book.

Sec. 12-89. BICYCLES - IMPOUNDMENT.

A. The lower portion of the Village Hall shall serve as the Police Department's impound storage facility for items in size and weight less than a motorcycle. Items remaining unclaimed after ninety (90) days in the impound storage facility shall be considered to be abandoned and become Village property to be disposed of by annual public auction.

B. Any person under the age of sixteen (16) shall be accompanied by a parent or guardian when picking up an impounded item.

Sec. 12-90 through 12-92. RESERVED

DIVISION II: SKATEBOARDS.

Sec. 12-93. SKATEBOARDS - REQUIREMENTS.

A. Any person operating or riding a skateboard upon any street or sidewalk during the hours between a half-hour after sunset and a half-hour before sunrise shall wear a reflective device on both the front and back of the skateboard rider.

B. Any person operating a skateboard shall obey the instructions of official traffic control signals, signs and other devices applicable to vehicles, unless otherwise directed by a law enforcement official.

C. Whenever any person is riding a skateboard upon a sidewalk, such person shall yield right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian so as not to endanger the safety of the pedestrian.

Sec. 12-94. SKATEBOARDS - RESTRICTIONS.

A. No skateboard shall be ridden in a manner which might create a possible hazard to pedestrians, vehicular traffic, and/or the operator or rider of the skateboard.

B. It shall be unlawful for a person to operate or ride any skateboard upon any sidewalk, or publicly owned parking lots in the Village's downtown area, and on any street within the Village.

C. It shall be unlawful for a person to operate or ride any skateboard in any area or upon any surface that is properly posted by municipal authority as being prohibited.

D. It shall be unlawful for the parent of any child and the guardian of any ward to knowingly permit any such child or ward to violate any provisions of this article.

E. It shall be unlawful for any person riding upon any skateboard to attach the same or himself to any moving vehicle upon any roadway.

Sec. 12-95. SKATEBOARDS - CONFISCATION.

Any skateboard being ridden at the time of violation shall be subject to confiscation and impoundment, at the discretion of the impounding authority, for a period not to exceed ten (10) days for the first offense. Succeeding like offenses shall be subject to an equal number of days doubled from the previous offense. Confiscation procedures shall be outlined in the Police Department's Protocol Book.

Sec. 12-96. SKATEBOARDS - IMPOUNDMENT.

A. The lower portion of the Village Hall shall serve as the Police Department's impound storage facility for items in size and weight less than a motorcycle. Items remaining unclaimed after ninety (90) days in the impound storage facility shall be considered to be abandoned and become Village property to be disposed of by annual public auction.

B. Any person under the age of sixteen (16) shall be accompanied by a parent or guardian when picking up an impounded item.

Sec. 12-97 through Sec. 12-98. RESERVED

ARTICLE XIII: PENALTIES

Sec. 12-99. PENALTY - BY ARTICLE AS INDICATED.

All penalties addressed by this article are applicable only upon conviction of the referenced violation in the appropriate legal forum. Upon conviction, the Village shall also be entitled to reasonable fees and costs for its part in the adjudication. The following penalties are applicable by article as indicated:

A. Article II: Any owner or lessee or any other person in control of the premises and the owner or lessee or any public nuisance as declared in this article, to exist or who maintains such public nuisance shall, upon conviction, be fined not less than fifty- dollars (\$50.00), nor more than two-hundred-dollars (\$200.00), and each day's failure to comply with the provisions of this article shall constitute a separate offense. Each motor vehicle which is permitted to exist as a public nuisance shall constitute the subject of a separate offense.

B. Article III: Any person who violates any of the provisions of the Illinois Vehicle Code shall be punished as provided in same.

C. Articles IV and V: Any person who fails to comply with a posted traffic control device shall, upon conviction, be fined not less than fifty-dollars (\$50.00), nor more than two-hundred-dollars (\$200.00). Regarding Article V, an additional sum of ten- dollars (\$10.00) shall be added to the fine for every five (5) miles per hour over the posted speed limit a driver/operator is found to be driving.

D. Articles VI through VIII: Any person who violates these articles, upon conviction, shall be subject to a fine of twenty-five-dollars (\$25.00) for each occurrence. The fine for illegally parking in a handicapped parking space shall be two-hundred, fifty-dollars (\$250.00), and the fine for fire hydrants, snow plowing and street sweeping violations shall be twenty-five-dollars (\$25.00) for each violation. Police officers shall have the discretion to issue a warning ticket for a first-time violation; however, citations shall be mandatory for all subsequent violations. The Village or its agents shall have the right to remove any illegally-parked vehicle at the owner's expense.

E. Articles IX and X: Whenever any person, firm or corporation is convicted of operating any vehicle in violation of these articles, the owner or driver of such vehicle, shall be fined accordingly to the following schedule:

0 - 2,000 lbs overweight	\$50.00 unless the weight can be shifted or removed to conform.
2,001 - 2,500 lbs overweight	\$150.00
2,501 - 3,000 lbs overweight	\$250.00
3,001 - 3,500 lbs overweight	\$350.00
3,501 - 4,000 lbs overweight	\$450.00
4,001 - 4,500 lbs overweight	\$550.00
4,501 - 5,000 lbs overweight	\$650.00
Over 5,001 lbs	\$750.00, plus an additional \$25.00 per 100 lbs over 5001 lbs.

F. Article XI: Division I and II. Any person found to have violated any portion of this article shall be guilty of an infraction and shall be assessed a monetary penalty of not more than fifty-dollars (\$50.00) for the first offense and not more than five-hundred- dollars (\$500.00) for each succeeding offense.

G. Article XII: Any person, firm or corporation violating any of the provision of this article shall be fined in an amount not less than fifty-dollars (\$50.00), nor more than five-hundred-dollars (\$500.00) for each offense.