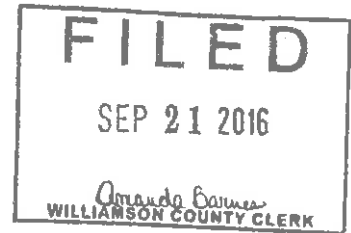


VILLAGE OF CRAINVILLE



ORDINANCE NO. 2016-09-01

Ordinance Authorizing the Operation of Qualified Golf Carts and
Utility-Terrain Vehicles (not intended for 4-wheeler) on the Streets
Under the Jurisdiction of the Village of Crainville, Illinois

ADOPTED BY THE
VILLAGE BOARD OF THE VILLAGE OF CRAINVILLE

THIS 13th DAY OF September 2016

Published in pamphlet form by authority of the Village Board of the Village of Crainville,
Williamson County, Illinois, this 13th day of September, 2016.

ORDINANCE NO. 2016-09-01

AN ORDINANCE AUTHORIZING THE OPERATION OF QUALIFIED GOLF CARTS AND UTILITY-TERRAIN VEHICLES {not intended for 4-wheelers} ON THE STREETS UNDER THE JURISDICTION OF THE VILLAGE OF CRAINVILLE, ILLINOIS

WHEREAS, the Village of Crainville has determined that the operation of qualified golf carts, utility golf cart and utility-terrain vehicle (not intended for 4-wheelers) should be allowed under certain conditions on the streets under the jurisdiction of the Village of Crainville; and

WHEREAS, the Illinois Vehicle Code Section 625 ILCS 5/11-1428(e) authorizes municipalities, by ordinance to permit qualified golf carts to operate on the streets under the jurisdiction of the municipality; and

WHEREAS, the Illinois Vehicle Code Section 625 ILCS 5/11-1426.l(d) authorizes municipalities, by ordinance to permit qualified utility-terrain vehicles (not intended for 4-wheelers) as defined therein as "Neighbors Vehicles" to be operated on the streets under the jurisdiction of the municipality if public safety would not be jeopardized; and

WHEREAS, the village of Crainville has considered the volume, speed and character of the traffic on the streets within its jurisdiction and has determined that, subject to the conditions stated herein and the provisions of 625 ILCS 5/11-1428(e) and 625 ILCS 5/11- 1426.l(d), may allow golf carts to operate on the streets within the jurisdiction of the city.

WHEREAS, the Village of Crainville shall enact an ordinance which shall allow qualified golf carts and utility-terrain vehicle (not intended for 4-wheelers) to operate on municipal streets upon the terms and conditions stated herein.

BE IT ORDAINED BY THE VILLAGE BOARD, VILLAGE OF CRAINVILLE, ILLINOIS, AS FOLLOWS:

A. Golf carts and utility-terrain vehicles (not intended for 4-wheelers), as defined and qualified herein shall be allowed on city streets under the conditions stated herein.

B. Definitions:

1. A "Golf Cart" is defined as a motorized vehicle with three or four wheels that is not designed to be operated at a speed of more than 25 miles per hour, but is capable of attaining in one mile a speed of more than 15 miles per hour, whose purpose can include, but is not limited to, the playing of golf and is generally designed to carry persons including the driver.

2. "Utility-Terrain Vehicle" (not intended for 4-wheelers) shall mean a self-propelled, electrically powered four-wheel motor vehicle or a self-propelled gasoline or diesel powered four wheeled motor vehicle with an engine displacement under 1,200 cubic centimeters which is capable of attaining in one mile a speed of more than 15 miles per hour but not more than 25 miles per hour and which conforms to the federal regulations under Title 49 C.F.R. Part 571.500.

3. "City Streets" means any of the streets within the boundaries of the Village of Crainville.

C. Requirements:

All persons wishing to operate a golf cart or a utility-terrain vehicle on the city streets must ensure compliance with the following requirements:

1. Proof of current liability insurance.
2. Must be certified with the city and have the vehicles certified with the city by inspection by the Chief of Police or a designated representative.
3. Must have city decal on the rear of the vehicle.
4. Must have current, valid **Illinois driver's license**.
5. Golf carts must be equipped as follows:
 - a. Horn;
 - b. Brakes and Brake Lights;
 - c. Turn Signals;
 - d. A Steering Wheel Apparatus;
 - e. Tires suitable for on-road driving;
 - f. Rearview Mirror;
 - g. Driver and Passenger Seat Belts;
 - h. Approved "Slow Moving Vehicle" emblem on the rear of the vehicle (625 ILCS 5/12-709);
 - i. Headlight that emits a white light visible from a distance of 300 feet to the front of which illuminate when in operation;
 - j. Tail Lamp that emits red light visible from at least 100 feet from the rear which must be illuminated when in operation;
 - k. Any additional requirements which may be amended to 65 ILCS 5/11-1428 or the Illinois Vehicle Code.

6. Utility-terrain Vehicles must be equipped as follows:
 - a. Brakes and Brake Lights;
 - b. Turn Signals on the front and rear;
 - c. A Steering Wheel Apparatus;
 - d. Tires suitable for on-road driving;
 - e. Rearview Mirror;
 - f. Driver and Passenger Seat Belts;
 - g. Approved "Slow Moving Vehicle" emblem on the rear of the vehicle {625 ILCS 5/12-709};
 - h. Headlight that emits a white light visible from a distance of 300 feet to the front of which illuminate when in operation;
 - i. Tail Lamp that emits red light visible from at least 100 feet from the rear which must be illuminated when in operation;
 - j. Any additional requirements which may be amended to 65 ILS 5/11-1426 or the Illinois Vehicle Code.
7. Must obey all traffic of the State of Illinois and the Village of Crainville
8. Must have a valid driver's license.
9. Must be operated only on city streets, except where prohibited.
10. Must not be operated on Illinois Highway 13, Samuel Rd. and Grand Ave. except to cross highway at any intersection.
11. Must not be operated in excess of posted speed limit and, with respect to utility-terrain vehicles and golf carts, may not exceed 25 miles per hour.
12. A person operating or is in actual physical control of a golf cart or utility-terrain vehicle as described herein on a roadway while under the influence is subject to Section 11-500 through 11-502 of the Illinois compiled Statues {625 ILCS 5/11-500-11-502}.
13. Golf carts and utility-terrain vehicles shall not be operated on sidewalks or in village parks other than parking areas.
14. Golf carts and utility-terrain vehicles may not be operated on streets and highways and roads under the jurisdiction of the Illinois Department of Transportation.
15. Excessive noise from golf carts and utility-terrain vehicles will not be allowed. Operation of said vehicles must comply with the Crainville Village nuisance ordinance concerning loud noises, CHAPTER 6 – PUBLIC WELFARE, ARTICLE IV OTHER OFFENSES, Section 27 LOUD AND UNNECESSARY NOISE: Paragraph (d).

D. Permits:

1. No person shall operate a qualified golf cart or utility-terrain vehicle without first obtaining a permit from the water clerk as provided herein. Permits shall be granted for a period of one (1) year and renewed annually. The permit term shall run each year from February 1 to January 31 of the following year. The cost of the permit is \$50.00, with no pro-rated permit fee for late-year purchases. Insurance coverage will be verified by the Police Department when obtaining or renewing a permit.

2. Every application for a permit shall be made on a form supplied by the city and shall contain the following:

- a. Name and address of applicant;
- b. name and address of Liability insurance carrier;
- c. The serial number, make, model and description of golf cart or utility-terrain vehicle;
- d. Signed Waiver of Liability by applicant releasing the Village of Crainville and agreeing to indemnify and hold the city harmless from any and all future claims resulting from the operation of their golf cart or utility-terrain vehicle on the Village of Crainville streets.
- e. Photocopy of applicable liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit.
- f. Such other information as the city may require.
- h. Excessive noise from said vehicles will not be allowed.

3. No permit shall be granted unless the following conditions are met:

- a. The vehicle must be inspected by the City Chief of Police (or designee) to insure that the vehicle is safe to operate on city streets and is in compliance with this ordinance and with the State of Illinois MotorVehicle Code;
- b. A physically handicapped applicant must submit a certificate signed by a physician certifying that the applicant is able to safely operate a qualified golf cart or utility-terrain vehicle on city streets.
- c. The applicant must provide evidence of insurance in compliance with provisions of the Illinois Statutes regarding minimum liability insurance for passenger motor vehicle to be operated on the roads of the State of Illinois.

4. The village may suspend or revoke a permit granted hereunder upon finding that the holder thereof has violated any provision of this ordinance or there is evidence that permittee cannot safely operate a qualified golf cart or utility-terrain vehicle on the designated roadways.

E. Violations

Any person who violates any provisions of this ordinance shall be guilty of a petty misdemeanor and shall be punished by a fine of \$75.00. Any second or subsequent offense shall result in an additional \$75.00 fine and the revocation of the permit for a period of not less than three (3) nor more than five (5) years. To the extent that any violation of this ordinance also constitutes a violation of a criminal statute of the State of Illinois, then the violator shall also be subject to criminal prosecution.

F. Miscellaneous:

1. In the event that a court of competent jurisdiction declares any particular provision of this ordinance to be invalid or unenforceable, the remaining provisions of this ordinance shall be construed to be valid and enforceable. The invalidity of any of this ordinance shall not affect any other parts thereof.
2. This ordinance shall be in full force and effect from and after passage and approval as provided by law.
3. Any ordinance, or portion thereof, of the Village of Crainville which is contrary to this ordinance shall be deemed to be repealed.

ORDINANCE NO. 2016-09-01

An Ordinance Authorizing the Operation of Qualified Golf Carts and Utility-Terrain Vehicles (not intended for 4-wheelers) on the Streets Under the Jurisdiction of the Village of Cranville, Illinois.

This Ordinance shall be known as Ordinance No. 2016-09-01 of the ordinance of the Village of Cranville, Illinois, and shall be in full force and effect from and after its passage, approval, recording and publication in pamphlet form in accordance with law.

Approved: Ron Mitchell
Village President

Attest: Jacquelyn A. Chapman
Village Clerk

For: 5

Against: 0

Passed: 5

Approved: 9-13-16

Recorded: _____

STATE OF ILLINOIS)

) ss.

COUNTY OF WILLIAMSON)