

CHAPTER 24

MOTOR VEHICLE CODE

ARTICLE I - DEFINITIONS

24-1-1 **ILLINOIS VEHICLE CODE; DEFINITIONS ADOPTED.** The Illinois Vehicle Code, **Illinois Compiled Statutes, Chapter 625, Chapter 5/1**, entitled "**Title and Definitions**", as passed, approved and amended by the Illinois General Assembly is hereby adopted by the City, the provisions thereof shall be controlling within the corporate limits of the City.

ARTICLE II - GENERAL REGULATIONS

24-2-1 **OBEDIENCE TO POLICE.** Members of the Police Department, Special Police, Auxiliary Police and Marshals assigned to traffic duty are hereby authorized to direct all traffic in accordance with the provisions of this Article or in emergencies as public safety or convenience may require, and it shall be unlawful for any person to fail or refuse to comply with any lawful order, signal or direction of a policeman. Except in cases of emergency, it shall be unlawful for any person not authorized by law to direct or attempt to direct traffic.

24-2-2 **SCENE OF FIRE.** The Fire Department officer in command or any fireman designated by him may exercise the powers and authority of a policeman in directing traffic at the scene of any fire or where the Fire Department has responded to an emergency call for so long as the Fire Department equipment is on the scene in the absence of or in assisting the Police Department.

24-2-3 **SIGNS AND SIGNALS.** It shall be unlawful for the driver of any vehicle to disobey the instructions of any traffic sign or signal placed in view by authority of the corporate authorities or in accordance with the laws of the State of Illinois except upon direction of a police officer. All signs and signals established by direction of the governing body shall conform to the **Illinois State Manual of Uniform Traffic Control Devices for Streets and Highways.**

24-2-4 UNAUTHORIZED SIGNS. No person shall place, maintain or display upon or in view of any street, any unauthorized sign, signal, marking, light, reflector or device which purports to be or is an imitation of or resembles an official traffic control device or railroad sign or signal, or which attempts to direct the movement of traffic, nor shall any person place, maintain or display upon or in view of any street, any other sign which hides from view or interferes with the movement of traffic or effectiveness of any traffic-control device or any railroad sign or signal, and no person shall place or maintain, nor shall any public authority permit upon any highway, any traffic sign or signal bearing thereon any commercial advertising. No tree, bush or foliage of any kind shall be so placed, maintained, allowed to remain, or be displayed upon either public or private property in such a manner as to hide from view or interfere with the movement of traffic or the effectiveness of any traffic-control device, sign or signal.

24-2-5 INTERFERENCE WITH SIGNS OR SIGNALS. It shall be unlawful for any person to deface, injure, move or interfere with any official traffic sign or signal.

24-2-6 ADVERTISING SIGNS. It shall be unlawful to maintain anywhere in the City any sign, signal, marking or device other than a traffic sign or signal authorized by the City Council or the Illinois State Department of Public Works and Buildings, which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal in view of any street or highway, and it shall be unlawful to place or maintain any sign which hides from view any lawful traffic-control device. It shall be unlawful to maintain or operate any flashing or rotating beacon of light in view of any street or highway. **(See Chapters 27 and 33)**

24-2-7 ANIMALS OR BICYCLES. Any person riding a bicycle or an animal or driving any animal drawing a vehicle upon any street shall be subject to the provisions of this Code applicable to the driver of a vehicle except those provisions which can have no application to one riding a bicycle or driving or riding an animal.

24-2-8 EQUIPMENT ON BICYCLES AND USE OF SIDEWALKS.
(A) Every bicycle, when in use at nighttime, shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least **five hundred (500) feet** to the front and with a red reflector on the rear of a type approved by the Department which shall be visible from all distances of **one hundred (100) feet to six hundred (600) feet** to the rear when directly in front of lawful lower beams of headlights on a motor vehicle. A lamp emitting a red light visible from a

distance of **five hundred (500) feet** to the rear may be used in addition to the red reflector.

(B) A bicycle shall not be equipped with, nor shall any person use any siren upon a bicycle.

(C) Every bicycle shall be equipped with a brake which will adequately control movement of and stop and hold such bicycle.

(D) No person shall sell a new bicycle or pedal for use on a bicycle that is not equipped with a reflex reflector or conforming to specifications prescribed by the State on each pedal, visible from the front and rear of the bicycle during darkness from a distance of **two hundred (200) feet**.

(E) No person shall sell or offer for sale a new bicycle that is not equipped with side reflectors. Such reflectors shall be visible from each side of the bicycle from a distance of **five hundred (500) feet** and shall be essentially colorless or red to the rear of the center of the bicycle and essentially colorless or amber to the front of the center of the bicycle provided. The requirements of this paragraph may be met by reflective materials which shall be at least **three-sixteenths (3/16) of an inch** wide on each side of each tire or rim to indicate as clearly as possible the continuous circular shape and size of the tires or rims of such bicycle and which reflective materials may be of the same color on both the front and rear tire or rim. Such reflectors shall conform to specifications prescribed by the State.

(F) No person shall sell or offer for sale a new bicycle that is not equipped with an essentially colorless front-facing reflector.

(G) No person shall operate a bicycle on a public sidewalk. This paragraph (G) shall not apply to a child operating a bicycle equipped with training wheels when accompanied by an adult.

(H) No person shall operate a skateboard on a public sidewalk.

(I) A parent or guardian who knowingly allows their minor child to violate any provision of this Section shall be subject to the fines described in paragraph (J). It will be assumed that the parent or guardian knowingly allows such violation if any such violation occurs subsequent to receiving written notice of a prior violation.

(J) Any person charged with a violation of this Section shall pay a fine of **Twenty-Five Dollars (\$25.00)** for the first offense and for a similar charge during the same year, a fine of **Seventy-Five Dollars (\$75.00)**. (See **625 ILCS Sec. 5/11-1507**) (Ord. No. 1146; 11-06-07)

ARTICLE III - STOP AND THROUGH STREETS

24-3-1 **THROUGH STREETS.** The streets and parts of streets of the City designated by ordinance as "through streets" are hereby declared to be through streets. The driver of a vehicle shall stop at the entrance to a through street and shall yield the right-of-way to other vehicles which have entered the intersection or which are approaching so close on a through street as to constitute an immediate hazard unless directed otherwise by the traffic officer. **(See Schedule "A")**

24-3-2 **ONE-WAY STREETS OR ALLEYS.** It shall be unlawful to operate any vehicle on any streets or alleys designated as one-way streets or alleys by ordinance in any direction other than that so designated.

24-3-3 **STOP STREETS.** The driver of a vehicle shall stop in obedience to a stop sign at an intersection where a stop sign is erected pursuant to ordinance at one or more entrances thereto and shall proceed cautiously, yielding to the vehicles not so obliged to stop which are within the intersection or approaching so close as to constitute an immediate hazard, unless traffic at such intersection is controlled by a police officer on duty, in which event, the directions of the police officer shall be complied with. **(See Schedule "A")**

24-3-4 **YIELD RIGHT-OF-WAY STREETS.** The driver of a vehicle approaching a yield sign, in obedience to such sign, shall slow down to a speed reasonable for the existing conditions and if required for safety to stop, shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection or if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway. After slowing or stopping, the driver shall yield the right-of-way to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard during the time such driver is moving across or within the intersection. **(See Schedule "K")**

24-3-5 **POSTING SIGNS.** Appropriate signs shall be posted to show all through, stop and yield right-of-way streets, all one-way streets and alleys and all stop intersections.

ARTICLE IV - DRIVING RULES

24-4-1 ILLINOIS VEHICLE CODE; RULES OF THE ROAD ADOPTED.

The Illinois Vehicle Code, **Illinois Compiled Statutes, Chapter 625, Section 5/11**, entitled "**Rules of the Road**", as passed, approved and amended by the Illinois General Assembly is hereby adopted by the City and the provisions thereof shall be controlling within the corporate limits of the City except for the following changes, deletions and omissions:

(A)

Omissions:

- (1) Omit Sections 11-207, 11-208.1, 11-208.2, 11-209, 11-209.1, 11-302, 11-303, 11-310(f), 11-313, 11-401 to and including 11-416, 11-500 to and including 11-502, 11-602, 11-603, 11-604, 11-606(b), 11-608, 11-1419 and 11-1422.

(B)

Changes and Additions:

- (1) Change 11-904(a) to read: "Preferential right-of-way at an intersection may be indicated by stop or yield signs as authorized by this Code."
- (2) Change 11-1416(a) to read: "Any person who shall willfully and unnecessarily attempt to delay, hinder or obstruct any other person in lawfully driving and traveling upon or along any highway within this State or who shall offer for barter or sale, merchandise on said highway so as to interfere with the effective movement of traffic shall, upon conviction, be guilty of a violation of this Code."

24-4-2 DRIVING RULES.

(A)

Careless Driving. It shall be unlawful to operate a vehicle in the City in a careless manner so as to interfere with the safe or lawful operation of any other vehicle or so as to interfere with or to injure, damage, or endanger persons or property engaged in the lawful use of the street.

(B)

Drag Racing Unlawful. No person shall be a participant in drag racing as defined in **Section 11-504 of the Illinois Compiled Statutes.**

(C)

Fleeing or Attempting to Elude Police Officer. Any driver or operator of a motor vehicle who, having been given a visual or audible signal by a police officer directing such driver or operator to bring his vehicle to a stop, willfully fails to or refuses to obey such direction, increases his speed, extinguishes his lights or otherwise flees or attempts to elude the officer is guilty of a violation of this Chapter. The signal given by the police officer may be by hand, voice, siren, red or blue light. Provided, however, the officer giving such signal shall be in police uniform and if driving a vehicle, such vehicle shall be marked showing it to be an official police vehicle.

(D)

Unlawful Possession of Highway Sign or Marker. The Department of Local Authorities with reference to traffic-control signals, signs or markers owned by the Department of Local Authorities are authorized to indicate the ownership of such signs,

signals or markers on the back of such devices in letters not less than **three-eighths (3/8)** of an inch or more than **three-fourths (3/4)** of an inch in height, by use of a metal stamp, etching or other permanent means and except for employees of the Department of Local Authorities, police officers, contractors and their employees engaged in highway construction, contract or work on the highway approved by the Department of Local Authorities, it is a violation of this Chapter for any person to possess such sign, signal or marker so identified.

(E) **Special Speed Limitations on Elevated Structures.** No person shall drive a vehicle over any bridge or other elevated structure constituting a part of a highway at a speed which is greater than the maximum speed which can be maintained with safety to such bridge or structure when such structure is sign-posted.

Upon the trial of any person charged with the violation of this Section, proof of the determination of the maximum speed by the City and the existence of such signs is conclusive evidence of the maximum speed which can be maintained with safety to such bridge or structure.

(F) **General Speed Restrictions.** The speed limits on the various streets shall be approved by the City Council, but shall not exceed **twenty miles per hour (20 MPH)** in a school zone and not to exceed **twenty-five miles per hour (25 MPH)** on a residential street; otherwise, **thirty miles per hour (30 MPH)** on an arterial street unless otherwise posted. **(See Schedule "L")**

(G) **Special Speed Limit While Passing Schools.** No person shall drive a motor vehicle at a speed in excess of **twenty miles per hour (20 MPH)** while passing a school zone or while traveling upon any public thoroughfare on or across which children pass going to and from school during school days when school children are present.

This Section shall not be applicable unless appropriate signs are posted upon streets and maintained by the City or State wherein the school zone is located.

(H) **Failure to Reduce Speed.** A vehicle shall be driven upon the streets and alleys of this City at a speed which is reasonable and proper with regard to traffic conditions and the use of the street or alley. The fact that the vehicle does not exceed the applicable maximum speed limit does not relieve the driver of the duty to decrease speed when approaching and crossing an intersection or when special hazard exists with respect to pedestrian or other traffic or by reason of weather or highway conditions. Speed must be decreased as may be necessary to avoid colliding with any person or vehicle on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.

(I) **Traffic Lane Usage.** Whenever any roadway within the City has been divided into **two (2)** or more clearly marked lanes for traffic, a vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

(J) **U-Turns Prohibited.** No driver of a vehicle shall make a "U-turn" on any street or at any intersection of any streets in the City.

24-4-3 **DUTY TO REPORT ACCIDENT.** The driver of a vehicle which is in any manner involved in an accident within the City shall, without unnecessary delay, notify the Police Department and shall make a report of such action. Failure to report an accident within the City immediately by the nearest communication, shall result in arrests of the person or persons involved.

24-4-4 **TRANSPORTING LIQUOR IN VEHICLES.** No person shall transport, carry, possess or have any alcoholic liquor within the passenger area of any motor vehicle in the City except in the original container and with the seal unbroken. **(See 625 ILCS Sec. 5/11-502)**

24-4-5 **TRUCKS PROHIBITED ON CERTAIN STREETS.** It shall be unlawful to operate a truck upon any street where truck operation is prohibited by this Code and where such signs of prohibition are posted, except that a truck may be driven on such street for not more than the minimum distance necessary for the purpose of making deliveries or picking up loads. **(See Schedule "O")**

ARTICLE V - EQUIPMENT OF VEHICLES

24-5-1 ILLINOIS VEHICLE CODE; EQUIPMENT OF VEHICLES ADOPTED. The Illinois Vehicle Code, **Illinois Compiled Statutes, Section 5/12**, entitled "**Equipment of Vehicles**", as passed, approved, and amended by the Illinois General Assembly is hereby adopted by the City and the provisions thereof shall be controlling within the corporate limits of the City, except for the last sentence of **Sections 12-205**, beginning with "the" and ending with "act", 12-605, and 12-605.1.

24-5-2 EXCESSIVE NOISE - STOPPED VEHICLE. No operator of a motor vehicle shall, when the motor vehicle is stopped, unreasonably accelerate the engine thereof with the gears of the vehicle in neutral, thereby causing an unreasonably loud or excessive noise.

24-5-3 EXCESSIVE NOISE - WHEELS. No operator of a motor vehicle shall, when the motor vehicle is stopped, accelerate the engine with the gears of such vehicle in neutral and while so accelerating the engine, shift the gears of the vehicle into a forward or reverse movement, thereby causing an unreasonably loud noise with the drive wheels of the vehicle.

24-5-4 EXCESSIVE NOISE - SQUEALING TIRES. No operator of a motor vehicle shall accelerate the engine thereof when shifting the gears of such vehicle in such a manner as to cause the rear wheels of such vehicle to spin violently, thereby causing an unreasonably loud or excessive noise.

24-5-5 MUFFLER. No motor vehicle shall be operated on any street unless such vehicle is provided with a muffler in efficient actual working condition; and the use of a cut-out is prohibited. No muffler shall cause an unreasonably loud or excessive noise.

24-5-6 RECKLESS, NEGLIGENT OR CARELESS DRIVING. It shall be unlawful to operate any vehicle in the City in a careless, reckless, negligent or wanton manner, or carelessly so as to endanger life or property.

24-5-7 EXCESSIVE NOISE WHILE DRIVING. No operator of a motor vehicle shall, when operating the vehicle, accelerate the vehicle or rapidly stop the vehicle causing an unreasonably loud noise.

ARTICLE VI - PARKING RULES

24-6-1 **TIME LIMIT PARKING.** It shall be unlawful to park any vehicle for a period of time in excess of the amount of time designated by law and so posted.

24-6-2 **PARKING FOR SALE OR REPAIR.** No person shall park a vehicle upon any street for the purpose of:

- (A) displaying such vehicle for sale; or
- (B) washing, greasing or repairing such vehicle, except when emergency repairs are necessary.

24-6-3 **STOPPING, STANDING OR PARKING PROHIBITED IN SPECIFIED PLACES.**

(A) Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic-control devices, no person shall:

- (1) **Stop, Stand or Park a Vehicle:**
 - (a) On the roadway site of any vehicle stopped or parked at the edge or curb of a street.
 - (b) On a sidewalk.
 - (c) Within an intersection.
 - (d) On a crosswalk.
 - (e) Between a safety zone and the adjacent curb or within **thirty (30) feet** of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings.
 - (f) Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic.
 - (g) Upon any bridge or other elevated structure upon a highway or within a highway tunnel.
 - (h) On any railroad tracks.
 - (i) At any place where official signs prohibit stopping.
 - (j) On any controlled-access highway.
 - (k) In the area between roadways of a divided highway, including crossovers.
 - (l) In any alley, that is open and maintained.
- (2) **Stand or Park a Vehicle.** (whether occupied or not, except momentarily to pick up or discharge passengers):
 - (a) In front of a public or private driveway.
 - (b) Within **fifteen (15) feet** of a fire hydrant.
 - (c) Within **twenty (20) feet** of a crosswalk at an intersection.

- (d) Within **thirty (30) feet** upon the approach to any flashing signal, stop sign, yield sign or traffic-control signal located at the side of the roadway.
 - (e) Within **twenty (20) feet** of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within **seventy-five (75) feet** of such entrance when properly sign-posted.
 - (f) At any place where official signs prohibit standing or parking.
- (3) **Parking a Vehicle** (whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers):
- (a) Within **fifty (50) feet** of the nearest rail of a railroad crossing.
 - (b) At any place where official signs prohibit parking.
- (B) No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.
- (C) **Truck Parking Prohibited.** No Second Division vehicle licensed for a "F" classification or higher shall be parked on any street, alley or any public parking lot not so designated for public parking of vehicles described herein in the City except temporary parking for loading and unloading purposes. Vehicle described in this paragraph shall include either the tractor or trailer of such unit. **(Ord. No. 839; 02-20-96) (See 625 ILCS Sec. 5/3-815)**

24-6-4 PARKING FOR THE HANDICAPPED.

(A) **Designated Parking.** Certain parking spaces within the confines of the business district will be designated for use by handicapped persons' vehicles only and will be posted with appropriate signs to that effect.

(B) **Use of Designated Handicapped Parking.** The use of designated handicapped parking locations, duly posted and signed to that effect, will be open to any vehicle which bears the appropriate handicapped Illinois Registration Plate issued by the Secretary of State for the State of Illinois, or a valid handicapped parking permit issued by another governmental agency or which bears a handicapped card furnished in accordance with **Illinois Compiled Statutes, 625 ILCS Sec. 5/11-1301.2. (Ord. No. 926; 08-18-98)**

(C) **Application for Illinois Handicapped Registration Plate.** The issuance of an Illinois Handicapped Motor Vehicle Registration Plate shall be made with the Secretary of State of the State of Illinois at any facility provided and approved for that purpose by the Secretary of State.

(D) **Application for City Handicapped Card.** The owner of any vehicle who wishes to obtain a City Handicapped Card shall apply to the Chief of Police or his designate and cause must be shown for the need for the issuance of a handicapped parking

permit. Each and every vehicle used for the transportation of handicapped persons shall require a separate City Handicapped Registration Card. City Handicapped Registration Cards will be issued to a person and be registered to a vehicle and said registration will not be transferable to any other person or vehicle. A City Handicapped Registration Card may be limited as to duration of use by the Chief of Police of the City.

(E) **Transfer of City Handicapped Registration.** It will be the responsibility of the registered owner of a City Handicapped Card to apply at the Police Department whenever the registration is needed to be transferred from the issued vehicle to another vehicle. There shall be no charge for the transfer.

(F) **Lost or Stolen Cards.** Upon the loss or theft of an issued City Handicapped Registration Card, application may be made at the Police Department for replacement. No fee will be charged for the replacement of the Registration Card.

(G) **Placement.** Illinois Handicapped Registration Plates shall be attached securely to the vehicle in accordance with the provisions of the Illinois Vehicle Code. City Handicapped Registration Cards must be firmly attached to the inside of the rear window of a vehicle in a position that would normally make that card visible from the street and will not cause obstruction to the safe operation of the vehicle.

(H) **Fees.** A registration fee of **One Dollar (\$1.00)** will be charged for each City Handicapped Registration Card issued and said fees are payable at the time of issuance. The Chief of Police will see that an accurate record of such registration is kept and any funds deposited with the Clerk of the City as soon as possible.

(I) **Private Parking Facility.** Nothing herein shall be construed as applying this provision to any privately-owned or maintained parking facility, whether that facility is open to public use or not.

(J) **Penalty.** Any vehicle parked in violation of this Article in a posted designated handicapped space which does not bear an Illinois Handicapped Registration Plate, or a valid handicapped parking permit issued by another governmental agency or a City Handicapped Registration Card will be ticketed and the vehicle will be removed in accordance with departmental policies and in accordance with **Section 5/11-1301, Chapter 625 of the Illinois Compiled Statutes.** The registered owner of the vehicle as ascertained by the registration plates of the vehicle will be presumed to be in control of the vehicle and will be fined **Fifty Dollars (\$50.00)**. The same registered owner will be held liable for the cost of removal of the vehicle and must pay that cost, plus storage charges, if any, prior to the release of the vehicle. **(Ord. No. 926; 08-18-98)**

(K) **Handicapped Parking Areas.** Those places designated as "Handicapped Parking Spaces" are listed in **Schedule "O"**. **(Ord. No. 638A; 04-19-88)**

24-6-5 LOAD LIMITS.

(A) **Established.** There is hereby established "gross load limits" on certain City streets. The term "gross load limit" shall mean the total weight of a vehicle and the load it is carrying. The specified streets and the load limits are hereby listed in **Schedule "J"**.

(B) **Exceptions.** This Chapter shall not include a vehicle making actual deliveries to customers or pickup trucks, trucks operated by the City maintenance and repairs on the street or the operation of a vehicle owned by the U.S. government or State of Illinois while on lawful business of these agencies.

24-6-6 STREET CLEANING AND SNOW ROUTES.

(A) It shall be unlawful to park any vehicle on any public street or portion thereof in the City at any time when such street is being cleaned or snow removed. Signs indicating such cleaning or snow removal shall be posted before such work is done.

(B) Whenever there is an accumulation of **two (2) inches** or more of snow on the streets, as listed in **Schedule "M"**, it shall be unlawful to park or allow any vehicle to remain parked or standing on any street or part thereof in the City designated as a "snow route", and until it has stopped snowing and the street cleared of snow for the entire width of the street as traveled. **(Ord. No. 687A; 01-16-90)**

24-6-7 CONSTRUCTION EQUIPMENT. It shall be unlawful for anyone to permit construction equipment including but not limited to motor vehicles used to transport construction equipment to remain on the City streets from **6:00 P.M. to 6:00 A.M.** Provided further that from **6:00 A.M. to 6:00 P.M.** the prohibited vehicles may park on the City streets only during that period in which they are being utilized in that immediate area for construction purposes.

Any such vehicle or piece of equipment may be removed by the Chief of Police and in each case, storage and removal cost shall constitute a lien on the property. **(Ord. No. 609A; 02-17-87)**

24-6-8 TOWING CARS AWAY. The Police Department and all members thereof assigned to traffic duty are hereby authorized to remove and tow away, or have removed and towed away by commercial towing service, any car, boat, trailer, or other vehicle illegally parked in any place where such parked vehicle creates or constitutes a traffic hazard, blocks the use of a fire hydrant or obstructs or may obstruct the movement of any emergency vehicle; or any vehicle which has been parked in any public street or other public place for a period of **twenty-four (24) hours.**

Vehicles towed away shall be stored on any City property or in a public garage or parking lot and shall be restored to the owner or operator thereof after payment of the expense incurred by the City in removing and storing such vehicle(s).

24-6-9 PARKING VIOLATIONS. Any person accused of a violation of an ordinance prohibiting parking a vehicle in a designated area, or restricting the length of time a vehicle may be there parked, may settle and compromise the claim against him or her for such illegal parking by paying to the City **Ten Dollars (\$10.00)** for each such offense. Further provided that the fine shall be **Twenty Dollars (\$20.00)** if paid after **ten (10) days** from the issuance of the ticket. Violators of paragraph **24-6-3(C)** above shall be fined **One Hundred Dollars (\$100.00)** for each violation,

provided further that for each day the vehicle is in violation the violators may be fined an additional **One Hundred Dollars (\$100.00)**. (Ord. No. 839; 02-20-96) Such payment may be made at the City Hall and a receipt shall be issued for all money so received and such money shall be promptly turned over to the Treasurer to be credited to the General Fund. The members of the Police Department are hereby authorized to refrain from instituting a prosecution for the alleged offense involved for at least **ten (10) days**; provided however, that this section, with respect to the time elements, shall not apply to persons parking a vehicle so as to obstruct the entrance or exit of any place where Police Department or Fire Department apparatus or other emergency equipment is kept or housed or so as to block an emergency entrance in a hospital. Nor shall this section apply to any person charged with parking a vehicle so as to entirely obstruct traffic in any street or alley or parking in such a way as to reduce traffic on an arterial street to one-way traffic only; nor to any person who refuses to remove a vehicle illegally parked at the request of any member of the Police Department.

The following form of ticket may be used:

LICENSE NO. _____ DATE _____ HOURS _____

CHARGE: Illegal parking in violation of Article VI of the Municipal Code of Breese, Illinois, by:

- Parking in prohibited area.
- Double Parking.
- Blocking an Alley.
- Blocking a Driveway.

The operator of the above described vehicle may pay **Ten Dollars (\$10.00)** at the office of the Breese Police Department, or if after **ten (10) days**, the operator may pay the sum of **Twenty Dollars (\$20.00)** at the office of the Breese Police Department, or may appear in Circuit Court at _____ (date and time) for trial.

This ticket is issued as a courtesy, in lieu of an arrest. If the operator does not settle this claim or appear for trial, such further action will be taken as the law allows.

Police Department, City of Breese
OFFICER _____

Received **Ten Dollars (\$10.00)** for the City of Breese.

DATE _____ SIGNED _____
(Ord. No. 768; 03-16-93) City Clerk

24-6-10 PRIMA FACIE PROOF. The fact that a vehicle which is illegally parked or operated is registered in the name of a person shall be considered prima facie proof that such person was in control of the vehicle at the time of such violation.

**ARTICLE VII – ABANDONED, LOST, STOLEN OR
UNCLAIMED VEHICLES**

24-7-1 ABANDONMENT OF VEHICLES PROHIBITED.

(A) The abandonment of a vehicle or any part thereof on any highway in this City is unlawful and subject to penalties as set forth under **Section 1-1-20** of this Code.

(B) The abandonment of a vehicle or any part thereof on private or public property, other than a highway, in view of the general public, anywhere in this City is unlawful except on property of the owner or bailee of such abandoned vehicle. A vehicle or any part thereof so abandoned on private property shall be authorized for removal, by the City, after a waiting period of **seven (7) days** or more, or may be removed immediately if determined to be a hazardous dilapidated motor vehicle under Section 5/11-40-3.1 of the Illinois Municipal Code. A violation of subsections (A) or (B) of this Section is subject to penalties as set forth under **Section 1-1-20** of this Code.

(C) A towing service may begin to process an unclaimed vehicle as abandoned by requesting a record search by the Secretary of State up to **ten (10) days** after the date of the tow, or any later date acceptable to the Secretary of State. This paragraph shall not apply to vehicles towed by order or authorization of the City or a law enforcement agency. **(625 ILCS 5/4-201)**

**24-7-2 ABANDONED, LOST, STOLEN OR UNCLAIMED VEHICLE
NOTIFICATION TO LAW ENFORCEMENT AGENCIES.**

When an abandoned, lost, stolen or unclaimed vehicle comes into the temporary possession or custody of a person in this City, not the owner of the vehicle, such person shall immediately notify the municipal police when the vehicle is within the corporate limits of any City having a duly authorized police department, or the State Police or the county sheriff when the vehicle is outside the corporate limits of the City. Upon receipt of such notification, the municipal police will authorize a towing service to remove and take possession of the abandoned, lost, stolen or unclaimed vehicle. The towing service will safely keep the towed vehicle and its contents, maintain a record of the tow as set forth in **625 ILCS 5/4-204** for law enforcement agencies, until the vehicle is claimed by the owner or any other person legally entitled to possession thereof or until it is disposed of as provided in this Code. **(625 ILCS 5/4-202)**

**24-7-3 REMOVAL OF MOTOR VEHICLES OR OTHER VEHICLES; TOWING
OR HAULING AWAY.**

(A) When a vehicle is abandoned on a highway in an urban district **ten (10) hours** or more, its removal by a towing service may be authorized by a law enforcement agency having jurisdiction.

(B) When a vehicle is abandoned or left unattended on a highway other than a toll highway, interstate highway, or expressway, outside of an urban district for **twenty-four (24) hours** or more, its removal by a towing service may be authorized by a law enforcement agency having jurisdiction.

(C) When an abandoned, unattended, wrecked, burned or partially dismantled vehicle is creating a traffic hazard because of its position in relation to the highway or its physical appearance is causing the impeding of traffic, its immediate removal from the highway or private property adjacent to the highway by a towing service may be authorized by a law enforcement agency having jurisdiction.

24-7-4 POLICE TOWS; REPORTS, RELEASE OF VEHICLES, PAYMENT.

When a vehicle is authorized to be towed away as provided in **Section 24-7-2** or **24-7-3**:

(A) The authorization, any hold order, and any release shall be in writing, or confirmed in writing, with a copy given to the towing service.

(B) The police headquarters or office of the law officer authorizing the towing shall keep and maintain a record of the vehicle towed, listing the color, year of manufacture, manufacturer's trade name, manufacturer's series name, body style, Vehicle Identification Number, license plate year and number and registration sticker year and number displayed on the vehicle. The record shall also include the date and hour of tow, location towed from, location towed to, reason for towing and the name of the officer authorizing the tow.

(C) The owner, operator, or other legally entitled person shall be responsible to the towing service for payment of applicable removal, towing, storage, and processing charges and collection costs associated with a vehicle towed or held under order or authorization of the law enforcement agency. If a vehicle towed or held under order or authorization of a law enforcement agency is seized by the ordering or authorizing agency or any other law enforcement or governmental agency and sold, any unpaid removal, towing, storage, and processing charges and collection costs shall be paid to the towing service from the proceeds of the sale. If applicable law provides that the proceeds are to be paid into the treasury of the appropriate civil jurisdiction, then any unpaid removal, towing, storage, and processing charges and collection costs shall be paid to the towing service from the treasury of the civil jurisdiction. That payment shall not, however, exceed the amount of proceeds from the sale, with the balance to be paid by the owner, operator, or other legally entitled person.

(D) Upon delivery of a written release order to the towing service, a vehicle subject to a hold order shall be released to the owner, operator, or other legally entitled person upon proof of ownership or other entitlement and upon payment of applicable removal, towing, storage, and processing charges and collection costs. **(625 ILCS 5/4-204)**

24-7-5 RECORD SEARCHES FOR UNKNOWN OWNER.

(A) When a law enforcement agency authorizing the impounding of a vehicle does not know the identity of the registered owner, lienholder or other legally entitled person, that law enforcement agency will cause the vehicle registration records of the State of Illinois to be searched by the Secretary of State for the purpose of obtaining the required ownership information.

(B) The law enforcement agency authorizing the impounding of a vehicle will cause the stolen motor vehicle files of the State Police to be searched by a directed communication to the State Police for stolen or wanted information on the vehicle. When the State Police files are searched with negative results, the information contained in the National Crime Information Center (NCIC) files will be searched by the State Police. The information determined from these record searches will be returned to the requesting law enforcement agency for that agency's use in sending a notification by certified mail to the registered owner, lienholder and other legally entitled persons advising where the vehicle is held, requesting a

disposition be made and setting forth public sale information. Notification shall be sent no later than **ten (10) business days** after the date the law enforcement agency impounds or authorizes the impounding of a vehicle, provided that if the law enforcement agency is unable to determine the identity of the registered owner, lienholder or other person legally entitled to ownership of the impounded vehicle within a **ten (10) business day period** after impoundment, then notification shall be sent no later than **two (2) days** after the date the identity of the registered owner, lienholder or other person legally entitled to ownership of the impounded vehicle is determined. Exceptions to a notification by certified mail to the registered owner, lienholder and other legally entitled persons are set forth in **625 ILCS 5/4-209**.

(C) When ownership information is needed for a towing service to give notification as required under this Code, the towing service may cause the vehicle registration records of the State of Illinois to be searched by the Secretary of State.

The written request of a towing service, in the form and containing the information prescribed by the Secretary of State by rule, may be transmitted to the Secretary of State in person, by U.S. Mail or other delivery service, by facsimile transmission, or by other means the Secretary of State deems acceptable.

The Secretary of State shall provide the required information, or a statement that the information was not found in the vehicle registration records of the State, by U.S. Mail or other delivery service, facsimile transmission, as requested by the towing service, or by other means acceptable to the Secretary of State.

(D) The Secretary of State may prescribe standards and procedures for submission of requests for record searches and replies via computer link.

(E) Fees for services provided under this Section shall be in amounts prescribed by the Secretary of State under Section 3-821.1 of the Illinois Municipal Code. Payment may be made by the towing service using cash, any commonly accepted credit card, or any other means of payment deemed acceptable by the Secretary of State. **(625 ILCS 5/4-205)**

24-7-6 IDENTIFYING AND TRACING OF VEHICLE. When the registered owner, lienholder or other person legally entitled to the possession of a vehicle cannot be identified from the registration files of this State or from the registration files of a foreign state, if applicable, the law enforcement agency having custody of the vehicle shall notify the State Police, for the purpose of identifying the vehicle owner or other person legally entitled to the possession of the vehicle. The information obtained by the State Police will be immediately forwarded to the law enforcement agency having custody of the vehicle for notification purposes as set forth in **Section 24-7-5** of this Code. **(625 ILCS 5/4-206)**

24-7-7 RECLAIMED VEHICLES; EXPENSES.

(A) Any time before a vehicle is sold at public sale or disposed of as provided in **Section 24-7-8**, the owner, lienholder or other person legally entitled to its possession may reclaim the vehicle by presenting to the law enforcement agency having custody of the vehicle proof of ownership or proof of the right to possession of the vehicle.

(B) No vehicle shall be released to the owner, lienholder, or other person under this Section until all towing, storage, and processing charges have been paid. **(625 ILCS 5/4-207)**

24-7-8 DISPOSAL OF UNCLAIMED VEHICLE.

(A) When an abandoned, lost, stolen or unclaimed vehicle **seven (7) years** of age or newer remains unclaimed by the registered owner, lienholder or other legally entitled person for a period of **thirty (30) days** after notice has been given as provided in **Sections 24-7-5** and **24-7-6** of this Article, the law enforcement agency or towing service having possession of the vehicle shall cause it to be sold at public auction to a person licensed as an automotive parts recycler, rebuilder or scrap processor under **Article 5 of Chapter 625 of the Illinois Compiled Statutes** or the towing operator which towed the vehicle. Notice of the time and place of the sale shall be posted in a conspicuous place for at least **ten (10) days** prior to the sale on the premises where the vehicle has been impounded. At least **ten (10) days** prior to the sale, the law enforcement agency where the vehicle is impounded, or the towing service where the vehicle is impounded, shall cause a notice of the time and place of the sale to be sent by certified mail to the registered owner, lienholder, or other legally entitled persons. Notice as provided in **Sections 24-7-5** and **24-7-6** of this Article as provided in this Section shall state the time and place of sale and shall contain a complete description of the vehicle to be sold and what steps must be taken by any legally entitled persons to reclaim the vehicle.

(B) If an abandoned, lost, stolen, or unclaimed vehicle displays dealer plates, notice under this Section and **Section 24-7-9** of this Code shall be sent to both the dealer and the registered owner, lienholder, or other legally entitled persons.

(C) In those instances where the certified notification specified in **Section 24-97-5** and **24-7-6** of this Article has been returned by the postal authorities to the law enforcement agency or towing service, the sending of a second certified notice will not be required. **(625 ILCS 5/4-208)**

24-7-9 DISPOSAL OF UNCLAIMED VEHICLES WITHOUT NOTICE.

(A) **New Car.** When the identity of the registered owner, lienholder, or other person legally entitled persons of an abandoned, lost, or unclaimed vehicle of **seven (7) years** of age or newer cannot be determined by any means provided for in this Article, the vehicle may be sold as provided for in **Section 24-7-8** without notice to any person whose identity cannot be determined.

(B) **Old Car.** When an abandoned vehicle of more than **seven (7) years** of age is impounded as specified by this Article, or when any such vehicle is towed at the request or with the consent of the owner or operator and is subsequently abandoned, it will be kept in custody or storage for a minimum of **ten (10) days** for the purpose of determining the identity of the registered owner, lienholder, or other legally entitled persons and contacting the registered owner, lienholder, or other legally entitled persons by the U.S. Mail, public service or in person for a determination of disposition; and an examination of the State Police stolen vehicle files for theft and wanted information. At the expiration of the **ten (10) day** period, without the benefit of disposition information being received from the registered owner, lienholder, or other legally entitled persons, the vehicle may be disposed of in either of the following ways:

- (1) The law enforcement agency having jurisdiction will authorize the disposal of the vehicle as junk or salvage.
- (2) The towing service may sell the vehicle in the manner provided in **Section 24-7-8** of this Article, provided that the paragraph shall not apply to vehicles towed by order or authorization of a law enforcement agency.

(C) **Antique Vehicle.** A vehicle classified as an antique vehicle, custom vehicle, or street rod may, however, be sold to a person desiring to restore it. **(625 ILCS Sec. 5/4-209)**

24-7-10 DISPOSAL OF HAZARDOUS DILAPIDATED MOTOR VEHICLES.

Any hazardous dilapidated motor vehicle impounded pursuant to the provisions of this Article and **65 ILCS 5/11-40-3.1**, whether impounded at a public facility or on the property of private towing service, shall be kept in custody for a period of **ten (10) days** for the purpose of determining the identity of the registered owner or lienholder and contacting such owner or lienholder, if known, by regular U.S. Mail. At the expiration of the **ten (10) day** period, without benefit of disposition information being received from the registered owner or lienholder, the law enforcement agency having jurisdiction will authorize the disposal of the vehicle as junk. **(65 ILCS 5/4-209.1)**

24-7-11 COLLECTION OF UNPAID CHARGES. In an action to collect towing, storage, and processing charges that remain unpaid after disposition of a vehicle towed or relocated under this Code, the towing service may recover reasonable collection costs.

24-7-12 POLICE RECORD FOR DISPOSED VEHICLE. When a vehicle in the custody of the City or law enforcement agency is reclaimed by the registered owner, lienholder or other legally entitled person, or when the vehicle is sold at public sale or otherwise disposed of as provided in this Article, a report of the transaction will be maintained by that law enforcement agency for a period of **one (1) year** from the date of the sale or disposal. **(625 ILCS 5/4-210)**

24-7-13 PUBLIC SALE PROCEEDS; DISPOSITION OF.

(A) When a vehicle located within the corporate limits is authorized to be towed away by a law enforcement agency having jurisdiction and disposed of as set forth in this Article, the proceeds of the public sale or disposition after the deduction of towing, storage and processing charges shall be deposited in the treasury of the Municipality.

(B) The provisions of this Section shall not apply to vehicles disposed of or sold at public sale under subsection (k) of **625 ILCS 5/4-107** of the Illinois Vehicle Code. **(625 ILCS 5/4-211)**

24-7-14 LIABILITY OF LAW ENFORCEMENT OFFICERS.

(A) A law enforcement officer or agency, a department of municipal government designated under **625 ILCS 5/4-212.1** or its officers or employees, or a towing service owner, operator, or employee shall not be held to answer or be liable for damages in any action brought by the registered owner, former registered owner, or his legal representative, lienholder or any other person legally entitled to the possession of a vehicle when the vehicle was processed and sold or disposed of as provided by this Article.

(B) A towing service, and any of its officers or employees, that removes or tows a vehicle as a result of being directed to do so by a law enforcement officer or agency or a department of municipal government or its officers or employees shall not be held to answer or

be liable for injury to, loss of, or damages to any real or personal property that occurs in the course of the removal or towing of a vehicle or its contents on a limited access highway in a designated Incident Management Program that uses fast lane clearance techniques as defined by the Department of Transportation. **(625 ILCS 5/4-213)**

24-7-15 VIOLATIONS OF ARTICLE.

(A) Any person who violates **Section 24-7-1** of this Article or who aids and abets in that violation:

- (1) shall be subject to a mandatory fine of **Two Hundred Dollars (\$200.00)**; and
- (2) shall be required by the court to make a disposition on the abandoned or unclaimed vehicle and pay all towing, storage, and processing charges and collection costs pursuant to **Section 24-7-3(A) and (E)**.

(B) When a vehicle is abandoned, it shall be presumed that the last registered owner is responsible for the abandonment and shall be liable for all towing, storage, and processing charges and collection costs, less any amounts realized in the disposal of the vehicle. The last registered owner's liability for storage fees may not exceed a maximum of **thirty (30) days'** storage fees.

The presumption established under this paragraph may be rebutted by a showing that, prior to the time of the tow:

- (1) a report of vehicle theft was filed with respect to the vehicle; or
- (2) the vehicle was sold or transferred and the last registered owner provides the towing service with the correct identity and address of the new owner at the time of the sale or transfer.

If the presumption established under this Section is rebutted, the person responsible for theft of the vehicle or to whom the vehicle was sold or transferred is liable for all towing, storage, and processing charges and collection costs. **(625 ILCS 5/4-214)**

ARTICLE VIII – NON-HIGHWAY VEHICLES

24-8-1 **GENERALLY.** The following “Non-Highway Vehicles” as defined in **625 ILCS 5/11-1426.1**: “All-Terrain Vehicles” as defined in **625 ILCS 5/1-101.8**; and “Golf Carts” as defined in **625 ILCS 5/1-123.9**, shall be allowed on City streets under the conditions as stated herein.

24-8-2 **DEFINITIONS.**

(A) “Golf Cart”, as defined herein, means a vehicle specifically designed and intended for the purposes of transporting **one (1)** or more persons and their golf clubs or maintenance equipment while engaged in the playing of golf, supervising the play of golf or maintaining the condition of the grounds on a public or private golf course.

(B) “All-Terrain Vehicle” shall mean any motorized, off-highway device designed to travel primarily off-highway, **fifty (50) inches** or less in width, having a manufacturer’s dry weight of **one thousand five hundred (1,500) pounds** or less, traveling on **three (3)** or more non-highway tires, designed with a seat or saddle for operator use and handlebars or steering wheel for steering control, except equipment such as lawn mowers.

(C) “City Streets” means any of the streets within the boundaries of the City.

24-8-3 **REQUIREMENTS.** All persons wishing to operate an allowed non-highway vehicle on the City streets must ensure compliance with the following requirements:

(A) Proof of current mandatory liability insurance as required by Article VI of Chapter 7 of the Illinois Vehicle Code.

(B) Must have the vehicle certified with the City by inspection by the Police Chief or designated representative.

(C) Must comply with the published “Rules Concerning Alternate Transportation for the City of Breese” as periodically updated.

(D) Must display City decal on the rear of the vehicle.

(E) Must have a current, valid Illinois driver’s license.

(F) Golf carts must be equipped as follows:

- (1) Horn;
- (2) Brakes and brake lights;
- (3) Turn signals;
- (4) A steering wheel apparatus;
- (5) Tires;
- (6) Rearview mirror;
- (7) Approved “Slow Moving Vehicle” emblem on the rear of the vehicle (**625 ILCS 5/12-709**);
- (8) Headlight that emits a white light visible from a distance of **five hundred (500) feet** to the front which must illuminate when in operation;
- (9) Tail lamp that emits a red light visible from at least **one hundred (100) feet** from the rear which must be illuminated when in operation;
- (10) Red reflectorized warning devices in the front and rear;

- (11) Any additional requirements which may be amended to **65 ILCS 5/11-1426.1** or the Illinois Motor Vehicle Code.
 - (12) Seat belts for each passenger and the driver of the vehicle.
 - (G) All-Terrain Vehicles must be equipped as follows:
 - (1) Brakes and brake lights;
 - (2) Turn signals on the front and rear;
 - (3) A steering wheel apparatus;
 - (4) Tires;
 - (5) Rearview mirror;
 - (6) Approved "Slow Moving Vehicle" emblem on the rear of the vehicle (**625 ILCS 5/12-709**);
 - (7) Headlight that emits a white light visible from a distance of **five hundred (500) feet** to the front which must illuminate when in operation;
 - (8) Tail lamp that emits a red light visible from at least **one hundred (100) feet** from the rear which must be illuminated when in operation;
 - (9) Red reflectorized warning devices in the front and rear;
 - (10) Any additional requirements which may be amended to **65 ILCS 5/11-1426.1** or the Illinois Motor Vehicle Code.
 - (11) Seat belts for each passenger and the driver of the vehicle.
 - (H) All non-highway vehicles operated on municipal streets must have headlamps illuminated at all times.
 - (I) Must obey all traffic laws of the State of Illinois and the City of Breese.
 - (J) Must be operated by a person **twenty-one (21) years** of age or older.
 - (K) Must be operated only on City streets, except where prohibited.
 - (L) May not be operated on US Highway 50, Germantown Road, Jamestown Road/Walnut Street and Mater Dei Drive, except at specifically designated crossing points.
 - (M) Must not be operated in excess of posted speed limit and, may not be operated at a speed in excess of **twenty-five (25) miles per hour**.
 - (N) May only be operated between sunrise and **11:00 P.M.**
 - (O) A person operating or who is in actual physical control of an allowed non-highway vehicle, as described herein, on a roadway shall not operate such vehicle while under the influence and shall be subject to Section 11-500 through 11-502 of the Illinois Compiled Statutes (**625 ILCS 5/11-500 - 11-502**).
 - (P) Allowed non-highway vehicles shall not be operated on sidewalks or in City Parks, other than parking areas.
 - (Q) Allowed non-highway vehicles may not be operated on streets and highways and roads under the jurisdiction of the Illinois Department of Transportation (US Highway 50) or the County Highway Department (North Walnut Street and Germantown Road) except to cross at designated streets.
 - (R) All non-highway vehicles permitted on City streets shall have headlights illuminated at all times while being operated on City streets.
 - (S) Each driver and passenger of the non-highway vehicle shall be required to wear a properly adjusted and fastened seat safety belt.
- (Ord. No. 1261; 09-18-12)**

24-8-4 **PERMITS.**

(A) No person shall operate an allowed non-highway vehicle without first obtaining a permit from the office of the Police Chief as provided herein. Permits shall be granted for a period of **one (1) year** and renewed annually. The cost of the permit is **Thirty-Five Dollars (\$35.00)**. Insurance coverage is to be verified, by the Police Department, to be in effect when obtaining and renewing a permit.

(B) Every application for a permit shall be made on a form supplied by the City and shall contain the following information:

- (1) Name and address of applicant;
- (2) Name of liability insurance carrier;
- (3) The serial number, make, model and description of the allowed non-highway vehicle;
- (4) Signed Waiver of Liability by applicant releasing the City and agreeing to indemnify and hold the City harmless from any and all future claims resulting from the operation of their allowed non-highway vehicle on the City streets;
- (5) Photocopy of applicable liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit;
- (6) Such other information as the City may require.

(C) No permit shall be granted unless the following conditions are met:

- (1) The vehicle must be inspected by the Chief of Police (or designee) to insure that the vehicle is safe to operate on City streets and is in compliance with this Article and with the State of Illinois Motor Vehicle Code;
- (2) A physically handicapped applicant must submit a certificate signed by a physician, certifying that the applicant is able to safely operate an allowed non-highway vehicle on City 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.

(D) The City may suspend or revoke a permit granted hereunder upon a finding that the holder thereof has violated any provision of this Article or there is evidence that permittee cannot safely operate an allowed non-highway vehicle on the designated roadways.

24-8-5 **VIOLATIONS.** Any person who violates any provision of this Article shall be guilty of a petty misdemeanor and shall be punished by a fine of **Seventy-Five Dollars (\$75.00)**. Any second or subsequent offense shall result in 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 Article also constitutes a violation of a criminal statute of the State of Illinois, then the violator shall also be subject to criminal prosecution.

24-8-6 **MISCELLANEOUS.**

(A) In the event that a court of competent jurisdiction declares any particular provision of this Article to be invalid or unenforceable, the remaining provisions of this Article shall be construed to be valid and enforceable. The invalidity of any part of this Article shall not affect any part or parts thereof.

(B) This Article shall be in full force and effect from and after passage and approval, as provided by law.

(C) Any Article, or portion thereof, of the City which is contrary to this Article shall be deemed to be repealed.

(Ord. No. 1241; 10-04-11)

SCHEDULE "A"

THROUGH STREET AND STOP INTERSECTIONS

In accordance with **Sections 24-3-1** and **24-3-3**, the following streets shall be designed as through and stop intersections:

I. STOP SIGNS

<u>THROUGH STREETS</u>	<u>STOP STREETS - DIRECTION</u>
N. 1 st St.	N. Cherry (Both)
N. 2 nd St.	N. Elm (Both)
N. 2 nd St.	N. Pine (#1018)
N. 2 nd St.	N. Plum (#1018)
N. 4 th St.	N. Cherry (Both)
N. 4 th St.	N. Chestnut (Both)
N. 4 th St.	N. Clinton (Both)
N. 4 th St.	Deeben (North Bd.)
N. 4 th St.	N. Elm (South Bd.)
N. 4 th St.	Gerdes (Both)
N. 4 th St.	Haag (North Bd.)
N. 4 th St.	N. Main (Both)
N. 4 th St.	Mason Dr. (South Bd.) (#910)
N. 4 th St.	Memorial Dr. (South Bd.) (#911)
N. 4 th St.	Mine (North Bd.)
N. 4 th St.	Oak (North Bd.)
N. 4 th St.	N. Pine (North Bd.)
N. 4 th St.	N. Plum (Both)
S. 4 th St.	S. Cherry (Both)
S. 4 th St.	S. Clinton (Both)
N. 7 th St.	Clinton (Both)
N. 7 th St.	N. Plum (Both)
N. 12 th St.	Walnut St. (East Bd.) (#940)
S. Broadway St.	Chestnut St. (North Bd.) (#790)
S. Broadway St.	Elm St. (North Bd.) (#790)
S. Broadway St.	Walnut St. (Both) (#964)
N. Cherry St.	N. 5 th St. (Both)
N. Cherry St.	N. 6 th St. (Both)
N. Cherry St.	N. 8 th St. (Both)
N. Cherry St.	N. 9 th St. (Both)
N. Cherry St.	N. 12 th St. (West Bd.) (#965)
Chestnut St.	N. 7 th St. (Both) (#899)
Clinton St.	N. 6 th St. (Both) (#1139)
N. Clinton St.	N. 1 st St. (Both)
N. Clinton St.	N. 3 rd St. (Both)
N. Clinton St.	N. 9 th St. (Both) (#1275)
S. Clinton St.	S. 2 nd St. (Both) (#1276)
Ellwood	N. 11th (West Bd.)
Ellwood	N. 12th (West Bd.)
N. Elm St.	N. 3 rd St. (Both) (#1359)
Germantown Road	N. 1st (West Bd.)
Germantown Road	N. 2nd (Both)
Germantown Road	N. 3rd (Both)
Germantown Road	S. 4th St. (East Bd.)
Germantown Road	S. Carlyle Rd. (East Bd.)
Holy Cross Ln.	Best One Dr. (North Bd.) (#1389)
Holy Cross Ln.	Lincoln Dr. (North Bd.) (#1194)
Holy Cross Ln.	Progress Dr. (Both) (#1310)
Jamestown Rd.	Regency Ln. (East Bd.) (#1055)
Koch Ln.	Foxtail Dr. (West Bd.) (#1059)

Koch Ln.

Prairie Dr. (West Bd.) (**#1059**)

THROUGH STREETS

Koch Rd.
Koch Rd.
N. Main St.
N. Main St.
N. Main St.
N. Main St.
N. Main St.
N. Main St.
N. Main St.
N. Main St.
S. Main St.
S. Main St.
S. Main St.
S. Main St.
Mater Dei Dr.
Mater Dei Dr.
Mater Dei Dr.
Mater Dei Dr.
Mater Dei Dr.
Mater Dei Dr.
Meadowlark Ln.
N. Mine St.
Pine St.
N. Pine St.
Plum St.
N. Plum St.
N. Plum St.
N. Plum St.
N. Plum St.
S. Plum St.
St. James Ln.
St. Vincent's Estates
Voss Clare Ln.
Voss Clare Ln.
Voss Clare Ln.
Voss Clare Ln.
Voss Clare Ln.
N. Walnut St.
N. Walnut St.
N. Walnut St.
N. Walnut St.
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S. Walnut St.
S. Walnut St.
S. Walnut St.
S. Walnut St.
Walnut St.

STOP STREETS - DIRECTION

Nobs Rd. (West Bd.) (#905)
Truman Dr. (East Bd.) (#906)
N. 1st St. (Both)
N. 3rd St. (Both)
N. 5th St. (Both)
N. 6th St. (Both)
N. 7th St. (Both) (#901)
N. 8th St. (Both) (#902)
N. 9th St. (Both)
N. Broadway (Both)
S. 1st St. (Both) (#1228)
S. 2nd (Both)
S. 4th (Both)
S. Broadway (Both)
N. 5th (Both)
N. 6th (Both)
N. 7th (West Bd.)
N. 8th (West Bd.)
9th St. (Mater Dei Parking) (#1140)
10th St. (Lot East Bd.) (#1140)
Voss Clare (Both) (#1122)
N. 1st St. (East Bd.) (#1193)
S. 4th (Both) (#764)
N. 1st (Both)
10th St. (#1140)
N. 1st (Both)
N. 5th St. (Both) (#1229)
N. 8th St. (Both) (#1074)
N. 9th (Both) (#686A)
S. 4th (Both)
Holy Cross Ln. (#956)
Jamestown Rd. (#957)
Elm St. (Both) (#752)
Lakeview Dr. (South Bd.) (#1071)
Meadowlark Dr. (Both) (#994)
Otko Ln. (South Bd.) (#1209)
Willow Creek (Both) (#995)
N. 1st St. (Both) (#1248)
N. 3rd St. (Both) (#1249)
N. 5th (Both)
N. 6th (Both)
N. 7th (Both)
N. 8th (Both)
N. 9th (East Bd.)
N. 10th (East Bd.)
N. 11th (East Bd.)
Access Rd. "A" (West Bd.)
Fieldcrest Place (West Bd.) (#1208)
Holy Cross Lane (Both)
S. 1st St. (Both) (#1227)
S. 4th (East Bd.)
S. 5th (East Bd.)
S. 6th (East Bd.)
S. 7th (East Bd.)
Julia Drive (East Bd.)
Pine Tree Dr. (East Bd.)
Voss Clare Ln. (West Bd.) (#752)

II.

THREE-WAY STOPS

South 3rd	and	Main St. (Stop Light)
N. Cherry (Both)	and	N. 3rd (East Bd.)
Sunrise Lane (South Bd.)	and	N. 12 th St. (Both) (#1454)

III.

FOUR-WAY STOPS

N. 1st	and	N. Elm
N. 1st	and	Haag
N. 2nd	and	N. Clinton
N. 2nd	and	N. Main
N. 2 nd	and	Walnut St. (#1025)
N. 4th (Flashing Light)	and	Germantown Road
N. 4th (Flashing Light)	and	N. Walnut
N. 7th	and	N. Elm
N. 7th	and	Gerdes
N. 10th	and	N. Clinton
N. 10th	and	N. Main
N. Cherry	and	N. 2 nd St. (#1153)
N. Cherry	and	N. 11th
N. Cherry	and	N. 10th
N. Cherry	and	N. 7 th
Pioneer Ct.	and	Elm St. (#1070)
Vossclare Ln.	and	N. Elm (#834)
S. Walnut	and	S. 2nd

SCHEDULE "D"

NO PARKING ZONES

In accordance with the provisions of Section 24-6-3, the following streets and alleys are hereby designated as "No Parking" zones, to-wit:

I.

STREET - SIDE(S)		LOCATION
N. 2nd St. (North)	From	N. Clinton St. west 100 feet (in front of St. Dominics)
N. 3rd St. (South)	From	Clinton St. and Cherry St.
N. 3rd St. (South)	From	2:30 P.M. to 3:30 P.M. - Monday through Friday - except for school buses (#834)
4th St. (FAS 1780) (South)	From	Walnut St. Centerline east 220 feet (#658A)
4th St. (FAS 1780) (Both)	From	Gerdes St. east to City limits (#658A)
N. 4th St. (South)	From	N. Main St. east 70 ft. (#36A)
N. 4th St. (Both)	From	East to West City Limits (#164A)
Access Rd. "A" (Both)		Entire Length
Cherry St. (East)	From	N. 10th St. north 300 feet (#754)
Cherry St. (East)	From	N. 4th St. south to a point 10 feet to a point 120 south (#439A)
Chestnut St. (East)	From	N. 4th St. to a sign 25 feet north of alley way (#501A)
N. Chestnut St. (West)	From	N. 4 th St. south a distance of 52 feet (on the west side of N. Chestnut St.) (#1199)
Clinton St. (East)	From	2nd St. north and south 30 feet (#193A)
N. Clinton St. (West)	From	N. 4th St. south 40 ft. (#439A)
County Highway #7 (Both)	From	U.S. Rt. 50 south 300 feet (#518A)
Mater Dei Dr. (Both)	From	U.S. Route 50 north 200 feet (#518A)
Main St. (West)	From	American Legion Building fire zone 50 feet both ways (#177A)
Main St. (Both)	From	4th St. north to south 30 feet (#164A)
N. Main St. (West)	From	U.S. Rt. 50 south 40 ft. (#527A)
N. Main St. (West)	From	N. 2nd St. south 35 feet (#36A)
N. Main St. (West)	From	N. 2nd St. north 25 feet (#36A)
N. Main St. (West)	From	N. 3rd St. south 35 feet (#36A)
N. Main St. (East)	From	N. 2nd St. north 50 feet (#36A)
Mine St. (Both)	From	N. 4th St. south (#439A)

NO PARKING ZONES (CONT'D.)

I. <u>STREET - SIDE(S)</u>	LOCATION
S. Pine St. (West)	From South 4th St. south 200 feet (#680)
N. Plum St. (East)	Between N. 9 th St. and N. 10 th St. (on the east side of N. Plum St.) (#1212)
U.S. Route 50 (Both)	From W. City limits to a point 300 feet east of County Highway #7 (#518A)
Old U.S. Route 50 (4 th St.)	From Along both sides from 185 feet west of Walnut St. to 569 feet west of Mater Dei/Germantown Rd. (#1005)
N. Walnut St. (East)	From 4th St. centerline North 220 feet (#658A)
N. Walnut St. (West)	From 4th St. centerline north 90 ft (#658)
N. Walnut St. (Both)	From N. 4th St. to the (east - west) alley in Block 6 of Stark's Addition (#406A)
N. Walnut St. (Both)	From N. City limits to a point 1150 feet south of Rt. 409 (#477A)
N. Walnut St. (East)	From Knights of Columbus Hall fire zone - 50 ft. both ways (#177A)
S. Walnut St. (North)	From 10 feet in alley as posted

II. ALLEYS:

On the North side of alley between N. 1st St. and N. 2nd St. and between N. Walnut St. and N. Clinton St. **(#322A; 06-02-70)**

On the North side of alley between N. 2nd St. and N. 3rd St. between N. Clinton St. and N. Cherry St. **(#322A; 06-02-70)**

In the alleyway running parallel with 3rd St. and 4th St. and between N. Main and N. Walnut. **(Ord. #448A)**

In the alley between N. 2nd St., and N. 3rd St. to a point north, approximately forty-five feet (45') in front of the City Ambulance Garage.

In the alley located in Block six (6) of Stark's Addition. **(Ord. #655A)**

In the alley located in Block twenty-two (22) of Original Town of Breese, including the entrance area on Walnut St. and Main St. **(Ord. #656A)**

In the alley located between N. 2nd St. and N. 3rd St. from N. Main St. to N. Walnut St. **(Ord. #689A; 03-06-90)**

SCHEDULE "E"

PARALLEL PARKING ONLY ZONES

In accordance with **Section 24-6-3**, the following streets are hereby designated as "Parallel Parking Zones", to wit:

I. STREETS

STREET--SIDE

LOCATION

N. 2nd Street (Both)	Between	Walnut St. and Clinton St. (#132A)
N. 2nd Street (North) (#321A)	Between	N. Clinton St. and N. Cherry St.
N. 3rd Street (Both)	Between	Main St. and Cherry St. (#132A)
5th Street (Both)	Between	Main St. and Chestnut St. (#164A)
N. 6th Street (North)	Between	N. Clinton St. and Main St.
Cherry Street (Both)	Between	N. 2nd St. and N. 4th St. (#127A)
Cherry Street (Both)	Between	N. 4th St. and N. 2nd St. (#132A)
Clinton St. (Both)	Between	N. 4th St. and S. 4th St. (#132A)
N. Clinton St. (Both)	Between	N. 6th St. to Alley North
Main St. (Both)	Between	N. 4th St. and N. 7th St. (#127A)
Main Street (Both)	Between	7th St. and S. 4th St. (#132A)
Walnut St. (Both)	Between	N. 4th St. and N. 5th St. (#164A)
345 N. Walnut St.		

Otherwise then designated by painted stripes on concrete pavement on the north side of North 2nd Street parallel with the curb and on the south side of North 2nd Street between North Main Street and North Clinton Street diagonal with the curb. (**#57A; 02-04-46**)

Any truck or other vehicle with an overall length of more than seventeen feet (17') on any street designated for diagonal parking by painted stripes on concrete. (**#36A; 04-07-42**)

Otherwise than designated by painted stripes on concrete, on the West side of North Main Street (diagonal) and on the East side of North Main Street (parallel) between North Broadway and North 4th Streets. (**#36A; 04-07-42**)

SCHEDULE "F"

SAFETY ZONES

In accordance with the provisions of **Sec. 24-6-3** of this Chapter, the following areas are established as safety zones:

From the alley crossing between North 4th Street and North 3rd Street on Clinton Street to the corner of North 2nd Street and Clinton Street, and from the center of the block between North Main Street and Clinton Street on 3rd Street to the corner of North 3rd and Cherry Street. (**#78A; 03-01-48**)

SCHEDULE "G"

TRAFFIC CONTROL SIGNALS

SCHEDULE "H"

SCHOOL TRAFFIC CONTROL SIGNALS

In accordance with the provisions of **Section 24-4-1** and the **Ill. Comp. Stat., Ch. 625; Art. III, Sec. 5/11-301**; the following intersections shall be designated as school stop intersections, between the hours of **8:00 A.M.** through **5:00 P.M.** during the months that schools are open:

THROUGH ST.

N. 4th St. (Old Rt. 50)
N. 7th St.

STOP STREET

N. Clinton (Both)
Walnut St. (Both) (**#588A**)

SCHEDULE "I"

ONE-WAY STREETS AND ALLEYS

In accordance with **Section 24-3-2**, the following streets are designated as One-Way Streets or Alleys:

STREET--LOCATION

N. 8th St. (West Bd.)
(#327A)
N. Elm St. (South Bd.)

LOCATION

Between Walnut St. and Chestnut St.
Between N. 4th St. and N. 3rd St.

SCHEDULE "J"

LOAD LIMIT STREETS

In accordance with the provisions of **Section 24-6-5**, the following streets are designated as Load Limit streets, to wit:

SCHEDULE "K"

YIELD RIGHT-OF-WAY INTERSECTIONS

In accordance with **Section 24-3-4**, the following intersections are designated as Yield Right-of-Way intersections:

YIELD

THROUGH STREETS

YIELD STREETS

S. 3rd	at	S. Chestnut (Both)
S. 3rd	at	S. Plum (Both)
N. 6th	at	N. Chestnut (Both)
10th	at	Elm St. (Both)
N. 12th St.	at	N. Cherry (South Bd.)
N. Cherry	at	N. 12th (West Bd.)
N. Cherry	at	Broadway (Both)
S. Cherry	at	S. 1st (Both)
S. Cherry	at	S. 3rd (Both)
S. Cherry	at	S. 5th (Both)
S. Cherry	at	S. Broadway (Both)
N. Chestnut	at	N. 2nd (Both)
N. Chestnut St.	at	N. 3 rd St. (Both) (#1064)
N. Clinton	at	N. 5th (Both)
N. Clinton	at	N. 8 th St. (Both) (#1084)
N. Clinton	at	N. Broadway (Both)
S. Clinton	at	S. 1st (Both)
S. Clinton	at	S. 3rd (Both)
S. Clinton	at	S. Broadway (Both)
N. Elm	at	N. 3rd (Both)
N. Elm	at	N. 6th (Both)
N. Elm	at	N. 8th (Both)
Elm St.	at	5th (Both) (#724A)
Haag St.	at	N. 2nd St. (Both)
S. Main	at	S. 5th St. (Both)
S. Main	at	S. 6th St. (Both)
N. Pine	at	N. 3rd (Both)
N. Plum	at	N. 6th (Both)
N. Walnut	at	N. Broadway (East Bd.)
S. Walnut	at	S. Broadway (Both)

SCHEDULE "L"

SPEED LIMITS

In accordance with **Section 24-4-2(F)**, the following are hereby established as speed zones:

<u>STREET--SPEED LIMIT</u>	<u>LOCATION</u>
N. 8th St. (15 MPH) N. 8 th St. (15 MPH)	From Walnut St. to Chestnut St. (#782) From A point commencing one hundred ninety-five (195) feet east of N. Walnut St. of N. Walnut St. going westbound (#1393)
Breese Germantown Rd.	From 4 th St. (Old Rte. 50) south to City limit line (#961)
S. Broadway (15 MPH)	From Walnut St. to East end of street. (#695A)
Holy Cross Ln. (35 MPH)	From West City limits to East City limits (#925)
Koch Ln. (25 MPH)	From CSX Railroad north to the North City limits (#1069)

SCHEDULE "M"

SNOW ROUTES

In accordance with the provisions of **Section 24-6-6** the following are hereby designated and "Snow Routes" to-wit:

<u>STREET</u>	<u>LOCATION OR LIMITS</u>
N. 2ndSt.	From Cherry St. to Walnut St.
Clinton St.	From Railroad to N. 4th St.
Main St.	From S. 4th St. to N. 10th St.

SCHEDULE "O"

HANDICAPPED ZONE

In accordance with the provision of **Section 24-6-4(K)**, the following streets are established as handicapped parking areas:

Two parking spaces on North Second Street, North side, immediately west of St. Dominic's Church

One (1) parking space on North Cherry Street approximately forty-five (45) feet North of North Second Street on West Side of North Cherry Street.

One (1) parking space on the West side of North Main Street at a location 57 feet North of the intersection of North Broadway and North Main Street.

Two (2) parking spaces on the East side of North Main Street at a location commencing 34 feet North of the intersection of North Second Street and North Main Street extending approximately 40 feet. Hours as posted on sign.

One (1) parking space on North Second Street on the North Side located 20 feet East of the intersection of North Clinton Street. **(Ord. No. 638A; 04-19-88)**

A parking space behind the Breese Public Library. **(Ord. No. 774; 07-06-93)**

The southwest corner of N. 2nd St. and Clinton St. at the first stop west of the stop sign in the eastbound lane is designated for handicap parking. **(Ord. No. 900; 10-16-97)**

SCHEDULE "P"

LIMITED PARKING

In accordance with the provisions of **Section 24-6-3**, the following streets are hereby designated as "Limited Parking Areas", to wit:

On those days in which children are attending grade school in the City of Breese from **7:00 A.M. to 3:30 P.M.** on Cherry Street from Highway #50 (4th Street) South One and One Half Blocks. **(Ord. No. 512A)**

LIMITED PARKING (CONT'D.)

Between the hours of **8 A.M.** to **5 P.M.** parking on the south side of North Second Street shall be limited to a period of two hours on the first half block of North Second Street just east of Main Street. **(Ord. No. 572A)**

More than five (5) minutes on the North Side of North 2nd Street between North Main Street and North Clinton Street, a distance of approximately fifty-two feet (52'), between signs.

North side of North 2nd Street within two (2) parking spaces immediately in front of the entrance to the U.S. Federal building for over five (5) minutes. **(Ord. No. 193A)**