

CITY OF CARLYLE

ORDINANCE NO. 1515

AN ORDINANCE ESTABLISHING THE REQUIREMENTS FOR OPERATION OF
NON-HIGHWAY VEHICLES ON STREETS UNDER THE JURISDICTION OF THE
CITY OF CARLYLE, ILLINOIS

ADOPTED BY THE CITY COUNCIL
OF THE CITY OF CARLYLE

THIS 9 DAY OF September, 2014

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County, Illinois, this 10 day of September

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AN ORDINANCE ESTABLISHING THE REQUIREMENTS FOR OPERATION OF NON-HIGHWAY VEHICLES ON STREETS UNDER THE JURISDICTION OF THE CITY OF CARLYLE, ILLINOIS

WHEREAS, the Illinois Vehicle Code Section 625 ILCS 5/11-1426.1 authorizes Municipalities, by Ordinance, to permit certain non-highway vehicles on municipal streets and roads and highways under the jurisdiction of municipality and sets forth minimum requirements for the operation of such vehicles;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARLYLE, ILLINOIS, AS FOLLOWS:

The Carlyle Municipal Vehicle Code, shall be amended to read as follows:

ARTICLE XII – GOLF CARTS AND UTILITY-TERRAIN VEHICLES

24-12-1 **GENERALLY.** Golf carts and utility-terrain vehicles, as defined and qualified herein shall be allowed on City streets under the conditions as stated herein.

24-12-2 **DEFINITIONS.**

- (A) 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) "Utility-Terrain Vehicle" shall mean a self-propelled, electronically powered four-wheeled motor vehicle or a self propelled gasoline powered four wheeled motor vehicle with an engine displacement under one thousand two hundred (1,200) cubic centimeters which is capable of attaining in one (1) mile a speed of more than twenty (20) miles per hour but not more than twenty-five (25) miles per hour and which conforms to the federal regulations under Title 49 C.F.R. Part 571.500.
- (C) "City Streets" means any of the streets within the boundaries of the City.

24-12-3 SLOW MOVING VEHICLE REQUIREMENTS:

All persons wishing to operate an allowed non-highway vehicle on the City streets must ensure compliance with the following requirements:

- 1) Proof of current mandatory liability insurance as required by Article VI of Chapter 7 of the Illinois Vehicle Code.
- 2) Must have the vehicle certified by the City by inspection by the City Police Chief or designated representative.
- 3) Must comply with the published "Rules Concerning Alternate Transportation for the City of Carlyle" as periodically updated.
- 4) Must display City decal on the rear of the vehicle.
- 5) Must have a current, valid Illinois driver's license and be 21 years and older.
- 6) Golf carts must be equipped as follows:
 - a) Horn
 - b) Brakes and brake lights
 - c) Turn signals
 - d) A steering wheel apparatus
 - e) Tires
 - f) Rearview mirror
 - 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 500 feet to the front which must illuminate when in operation
 - i) Tail lamp that emits a red light visible from at least 100 feet from the rear which must be illuminated when in operation
 - j) Red reflectorized warning devices in the front and rear

- k) Any additional requirements which may be amended to 65 ILCS 5/11-1426.1 or the Illinois Motor Vehicle Code.
 - l) Seat belts for each passenger and the driver of the vehicle.
- 7) 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
 - e) Rearview mirror
 - f) Approved "Slow Moving Vehicle" emblem on the rear of the vehicle (625 ILCS 5/12-709)
 - g) Headlight that emits a white light visible from a distance of 500 feet to the front which must illuminate when in operation
 - h) Tail lamp that emits a red light visible from at least 100 feet from the rear which must be illuminated when in operation
 - i) Red reflectorized warning devices in the front and rear
 - j) Any additional requirements which may be amended to 65 ILCS 5/11-1426.1 or the Illinois Motor Vehicle Code
 - k) Seat belts for each passenger and the driver of the vehicle.
- 8) All non-highway vehicles operated on municipal streets must have headlamps illuminated at all times.
- 9) Must obey all traffic laws of the State of Illinois and the City of Carlyle.
- 10) Must be operated by a person 21 years of age or older.
- 11) Must be operated only on city streets, except where prohibited.
- 12) May not be operated anywhere on William Road.

- 13) Must not be operated in excess of posted speed limit and, may not be operated at a speed in excess of 25 miles per hour.
- 14) May only be operated between sunrise and 11 p.m.
- 15) 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].
- 16) Allowed non-highway vehicles shall not be operated on sidewalks, city parks, or lawns other than parking areas.
- 17) Allowed non-highway vehicles may not be operated on William Road or on streets and highways and roads under the jurisdiction of the Illinois Department of Transportation [US Highway 50, Old US Highway 50 and State Route 127] or the County Highway Department, except to cross at the following designated intersections: 18th and Franklin Street; 3rd and Franklin Street; 12th and Methodist Street; and 12th and Livingston Street.
- 18) All non-highway vehicles permitted on City streets shall have headlights illuminated at all times while being operated on City streets.
- 19) Each driver and passenger of the non-highway vehicle shall be required to wear a properly adjusted and fastened seat safety belt.

24-12-4 PERMITS:

- (A) No person shall operate a qualified golf cart or utility-terrain vehicle without first obtaining a permit from the City Clerk 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 to be in effect by the Police Department 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 and liability insurance carrier;

- (3) The serial number, make, model and description of golf cart or utility-terrain 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 golf cart or utility-terrain 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 the physician, certifying that the applicant is able to safely operate a qualified golf cart or utility-terrain 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 a qualified golf cart or utility-terrain vehicle on the designated roadways

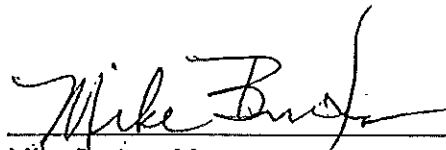
24-12-5 **VIOLATIONS.** Any person who violates any provision of this Article shall be guilty of a petty offense and shall be punished by a fine of **Seventy-five Dollars (\$75.00)**. Any second or subsequent offense shall result in the revocation of the permit for a period of not less than one (1) nor more than three (3) 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.

24-12-6 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.

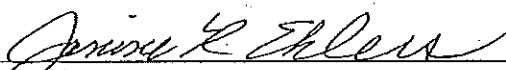
Adopted, Ordained, and Approved this 9 day of September, 2014.

Published: September 10th, 2014



Mike Burton, Mayor
City of Carlyle, Illinois

ATTEST:



Janine Ehlers, City Clerk

Voting "aye": 8

Voting "nay": 0

Absent: 0