

## **Ordinance #2018-O-597**

An ordinance is to amend Chapter 24 (Motor Vehicle), Article 9 (Golf Carts, Neighborhood Vehicle and UTVs) of the Revised Code of Ordinances of the Village of Oblong, Illinois.

### **24-9-1 DEFINITIONS:**

Golf Cart: (625 ILCS 5/1-123.9) A vehicle specifically designed and intended for the purpose of transporting one 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.

Neighborhood Vehicle: (625 ILCS 5/1-148.1) A self-propelled, electric powered, four-wheeled motor vehicle (or a self-propelled, gasoline powered, four-wheeled motor vehicle with an engine displacement under 1,200 cubic centimeters) that is capable of attaining in one mile a speed of more than 20 miles per hour, but not more than 25 miles per hour, and which conforms to federal regulations under Title 49 C.F.R. Part 571.500.

UTV (Utility Vehicle): *A side-by-side, small 2-6 person four-wheel drive off-road vehicle.*

### **24-9-2 REQUIREMENTS:**

All persons operating a golf cart, neighborhood vehicle *or UTV* on the designated streets of the Village of Oblong must comply with the following requirements:

- (A) Proof of Liability Insurance on said vehicle.
- (B) Must display Village of Oblong decal on front and rear of vehicle.
- (C) Must be inspected by the Chief of Police.
- (D) Must have a valid driver's license.
- (E) Must be equipped with seatbelts, a full windshield, horn, brakes, turn signals, a steering wheel, a rearview mirror, red reflective warning devices in the front and rear, a slow moving vehicle emblem (as required of other vehicles in 625 ILCS 5/12-709) on the rear of the vehicle, a headlight that emits a white light that is visible from a distance of 500 feet in front of vehicle, a tail lamp that emits a red light that is visible from a distance of 100 feet from the rear of vehicle, and brakes lights. When operated on a roadway, a golf cart or neighborhood vehicle shall have its headlights and taillights lighted.
- (F) Must obey all traffic laws of the State of Illinois and the Village of Oblong.
- (G) Must be at least Eighteen (18) Years of Age.
- (H) Can be driven on any street within the Village of Oblong, except for Main Street.
- (I) No modifications allowed to the suspension of the golf cart or neighborhood vehicle.
- (J) Must not exceed 20 miles per hour *even though some vehicles are able to go beyond this.*

- (K) Crossing of State highway when authorized by State of Illinois Department of Transportation.
- (L) May only be operated between the hours of 6 am to 10 pm.
- (M) Golf carts and neighborhood vehicles shall not be operated in inclement weather, nor when visibility is impaired by weather, smoke, fog or other conditions; or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet. The Village of Oblong Police shall determine when conditions are not appropriate for the safe operation of golf carts or neighborhood vehicles.
- (N) A person who drives or is in actual physical control of a golf cart or neighborhood vehicle on a roadway while under the influence of alcohol and/or drugs is subject to Section 11-500 through 11-502 of the Illinois Compiled Statutes (625 ILCS 5/11-500 THRU 11-502).
- (O) Golf carts or neighborhood vehicles may not be operated on sidewalks or other public property not accessible to or authorized to vehicular traffic.
- (P) Golf carts or neighborhood vehicles may not be operated on streets or highways and roads under the jurisdiction of the Illinois Department of Transportation (Illinois Route 33, Main Street) or the County Highway Department.
- (Q) Golf carts or neighborhood vehicles may not be operated on State or County roads except to cross at designated streets when authorized by the State of Illinois Department of Transportation or the County Highway Department as applicable.
- (R) All drivers of a golf cart or neighborhood vehicle shall comply and be responsible for following and obeying the Illinois Compiled Statutes 625 ILCS 5-12/603.1 in regards to the Illinois Child Protection Act with the proper use of seat belts and/or child safety seats.

### **24.9.3 PERMITS**

- (A) No person shall operate a golf cart or neighborhood vehicle without obtaining a permit from the Village of Oblong Clerk, as provided herein. Permits shall be granted for a period of one (1) year and may be renewed annually. The cost of a permit is \$50.00, **except if the individual is a veteran or active serviceman then the cost is \$25.00**. Insurance coverage is to be verified to be in effect by the Village of Oblong Clerk when obtaining and renewing a permit.
- (B) Every application for a permit shall be made on a form supplied by the Village of Oblong Clerk and shall contain the following information:
  - (1) Name, address and phone number of applicant
  - (2) Name and phone number of Liability Insurance carrier
  - (3) The serial number, make, model and description with photo of the golf cart or neighborhood vehicle

- (4) Signed waiver of liability by applicant releasing the Village of Oblong from any and all future claims resulting from the operation of their golf cart or neighborhood vehicle pursuant to the Ordinance or any other Ordinance of the Village of Oblong
  - (5) Photo copy of applicable liability insurance coverage card specifically for the golf cart or neighborhood vehicle to be operated on Village streets
  - (6) Such other information as the Village of Oblong may require.
- (C) No permit shall be granted unless the following conditions are met:
- (1) The golf cart or neighborhood vehicle must be inspected by the Village of Oblong Police Chief to insure that the vehicle is safe to operate on Village of Oblong streets and is in compliance with the requirements of the Ordinance
  - (2) Any handicapped applicant must submit a certificate signed by a physician that he/she is handicapped and is able to safely operate a motorized golf cart or neighborhood vehicle.
  - (3) The applicant must provide evidence of insurance in compliance with the provisions of Illinois Statutes regarding minimum liability insurance for passenger motor vehicles to be operated on the roads in the State of Illinois.
- (D) A golf cart or neighborhood vehicle will be allowed to be driven to the Oblong Police Department to have the vehicle inspected and permitted.
- (E) Exceptions may apply for not requiring a permit such as special events (Ex. Oblong Antique Tractor and Engine Show, Crawford County Fair, etc.) when the Chief of Police is notified beforehand.

The Village of Oblong Board of Trustees may suspend or revoke a permit granted hereunder upon a finding that the holder thereof has violated any of the provisions of this Ordinance or if there is evidence that the permittee cannot safely operate the golf cart or neighborhood vehicle. Also, the Village of Oblong Board of Trustees may revoke the permit if permittee violates any traffic laws as defined in the Vehicle Code of the Illinois Compiled Statutes.

Every person operating a golf cart or neighborhood vehicle pursuant to permit hereunder on designated Village of Oblong streets has all the rights and duties applicable to a driver of any other vehicle pursuant to the State of Illinois highway traffic laws and regulations except when those provisions cannot reasonably be applied to golf cart or neighborhood vehicle.

Any person who violates any provision of this Ordinance shall upon conviction be subject to a fine not less than Seventy-Five Dollars (\$75.00), nor more than Seven Hundred Fifty Dollars (\$750.00), and the costs of prosecution. Also, any person who violates the provisions of this ordinance, if he/she is a permit holder, will be subject to revocation of the permit.

Permits will be valid for a period of one (1) year being May 1 through April 30. The dates of a valid permit are based on the Village of Oblong Fiscal Year.

ADOPTED this 3<sup>rd</sup> day of October, 2018, pursuant to a roll call vote by the Board of Trustees of the Village of Oblong, Crawford County, Illinois.

	AYES	NAYS	ABSTAIN	ABSENT
Debi Wilson				
Angie Fear				
Jay Haines				
Dave Hasty				
Bill Burke, Jr.				
Jeron Harris				

Approved this 3<sup>rd</sup> day of October, 2018.

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TERESA K. FIELDER, PRESIDENT

ATTEST:

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LADORA BOYD, VILLAGE CLERK