

**TITLE VII: TRAFFIC CODE**

Chapter

**70. GENERAL PROVISIONS**

**71. STREET PARKING**

**72. HEAVY VEHICLES**

**Wapella - Traffic Code**

## CHAPTER 70: GENERAL PROVISIONS

### Section

- 70.01 Definitions
- 70.02 Classification of vehicles
- 70.03 Obedience to police
- 70.04 Scene of fire
- 70.05 Signs and signals
- 70.06 Light signals
- 70.07 Unauthorized signs; interference with signs
- 70.08 Animals or bicycles
- 70.09 Exemptions
- 70.10 Stop intersections
- 70.11 Required position and method of turning at intersections
- 70.12 Turning on crest of hill
- 70.13 Starting parked vehicle
- 70.14 Driver=s signal
- 70.15 Driving on right side of roadway
- 70.16 Passing vehicles
- 70.17 Overtaking vehicles
- 70.18 Overtaking vehicles on the right
- 70.19 Limitations on overtaking on the left
- 70.20 One-way roadways and rotary traffic islands
- 70.21 Reckless driving
- 70.22 Speed restrictions
- 70.23 Traffic not to be obstructed
- 70.24 Bicycles and motorcycles
- 70.25 Unattended vehicles
- 70.26 Unattended animals
- 70.27 Clinging to vehicles
- 70.28 Toy vehicles
- 70.29 Riding on running boards
- 70.30 Train signals
- 70.31 Driving through funeral or other procession
- 70.32 Drivers in a procession
- 70.33 Funeral processions to be identified
- 70.34 Backing
- 70.35 Restricted access
- 70.36 Right-of-way
- 70.37 Pedestrians using roadway

## Wapella - Traffic Code

- 70.38 Signals
- 70.39 Prohibited crossing
- 70.40 Pedestrians walking along roadways
- 70.41 Blind pedestrians; right-of-way
- 70.42 No parking places
- 70.43 Parking at curb
- 70.44 Vehicles for sale
- 70.45 Landing zone
- 70.46 Time limits
- 70.47 Alleys
- 70.48 Bus stands
- 70.49 Clear vision
- 70.50 Unnecessary noise
- 70.51 Horn
- 70.52 Gas and smoke
- 70.53 Projecting loads; width and height
- 70.54 Brakes
- 70.55 Muffler
- 70.56 Lights
- 70.57 Non-skid devices
- 70.58 Tires
- 70.59 Weight
- 70.60 Spilling loads
- 70.61 Bicycles
- 70.62 Liquor or drugs
- 70.63 Accidents
- 70.64 Arrests
- 70.65 Tickets
- 70.66 Parking violation
- 70.67 Operation or use of certain unlicensed motorized vehicles on public streets, sidewalks and rights-of-way
  
- 70.99 Penalty

### ' 70.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**ALLEY.** A highway of less than 24 feet total width used primarily for delivery service.

**BUSINESS DISTRICT.** The closely built-up business portion of the village.

**CROSSWALK.** The portion of the roadway included within the prolongation of the sidewalk lines at street intersections.

**DRIVER.** Any person who is in actual physical control of a vehicle.

**EMERGENCY VEHICLE.** Vehicles of the Police and Fire Department; ambulances; any vehicle conveying a village official or employee in response to an emergency official call.

**EXPLOSIVE.** Any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion and which contains an oxidizing or combustive unit or other ingredients in such proportions, quantities or packing that an ignition by fire, by friction, by concussion, by percussion or by detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructible effects on contiguous objects or of destroying life or limb.

**FARM TRACTOR.** Every motor vehicle designated and used primarily as a farm implement for drawing plows, mowing machines and other implements of husbandry.

**FLAMMABLE LIQUID.** Any liquid which has a flash point of 70°F or less, as determined by a tagliabue or equivalent closed cup test device.

**IMPROVED HIGHWAY.** A roadway of concrete, brick, asphalt, macadam or gravel.

**INTERSECTION.** The area embraced within the prolongation of the property lines of two or more streets which join at an angle, whether or not such streets cross.

**LANED HIGHWAY.** A street, the roadway of which is divided into two or more clearly marked lanes for vehicular traffic.

**LOADING ZONE.** The space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

**METAL TIRE.** Every tire the surface of which in contact with the roadway is wholly or partly of metal or other hard, non-resilient material.

**MOTORCYCLE.** Every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor.

**MOTOR VEHICLE.** Every vehicle which is self-propelled.

**PARK.** To stand a vehicle, whether occupied or not, for a period of time greater than is reasonably necessary for the actual loading or unloading of persons.

**PEDESTRIAN.** Any person afoot.

**PNEUMATIC TIRE.** Every tire in which compressed air is designed to support the load.

**PROPERTY LINE.** The line marking the boundary between any street and the lots or property

abutting thereon.

**PUBLIC BUILDING.** A building used by the village or by any park district, school district, the State of Illinois, or the United States government.

**RESIDENCE DISTRICT.** The closely built-up residence portion of the village.

**ROAD TRACTOR.** Every motor vehicle designed and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of a vehicle or load so drawn.

**ROADWAY.** The portion of a street designed or ordinarily used for vehicular traffic.

**SAFETY ZONE.** The portion of a roadway reserved for the exclusive use of pedestrians, suitably marked or elevated.

**SCHOOL BUS.** Every motor vehicle owned by a public or governmental agency and operated for the transportation of children to or from school or privately owned and operated for compensation for the transportation of children to or from school.

**SEMI-TRAILER.** Every vehicle without motive power designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that if loads rests upon or is carried by another vehicle.

**SIDEWALK.** The portion of a street between the curb line or roadway and the adjacent property line designated for pedestrian use.

**SOLID TIRE.** Every tire of rubber or other resilient material which does not depend upon compressed air for the support of the load.

**STREET.** Every way set aside for public travel except foot paths.

**SUBURBAN DISTRICT.** The portion of the village other than the closely built up business and residence district.

**TRAFFIC.** Vehicles, pedestrians and draft or herded animals using any street for travel.

**TRAILER.** Every vehicle without motive power designed for carrying passengers or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

**VEHICLE.** Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, including bicycles but not including perambulators or toy vehicles.  
(1975 Code, ' 20-101)

**' 70.02 CLASSIFICATION OF VEHICLES.**

For the purpose of this chapter, motor vehicles shall be divided into two divisions, to-wit: first, vehicles which are designed for the carrying of not more than nine passengers; second, those vehicles which are designed and used for pulling or carrying freight and also vehicles designed and used for carrying more than nine persons.

(1975 Code, ' 20-102)

**' 70.03 OBEDIENCE TO POLICE.**

Members of the Police Department are hereby authorized to direct all traffic in accordance with the provisions of this chapter, 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 case of emergency.

(1975 Code, ' 20-103) Penalty, see ' 70.99

**' 70.04 SCENE OF FIRE.**

The Fire Department officer in command, or any firefighters designated by him or her, may exercise the powers and authority of a police officer in directing traffic at the scene of any fire or where the Fire Department has responded in any emergency call for so long as Fire Department equipment is on the scene, in the absence of or in assisting the police.

(1975 Code, ' 20-104)

**' 70.05 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 Village Board or in accordance with the laws of the state. All signs established by direction of the governing body shall conform to the state standards for traffic signs.

(1975 Code, ' 20-105) Penalty, see ' 70.99

**' 70.06 LIGHT SIGNALS.**

Whenever traffic at an intersection is regulated by the type of signal commonly known as a stop and go signal, the following colors shall indicate the following commands.

(A) Red requires that traffic faced by this color shall stop and remain standing.

(B) Green requires that traffic faced by this color shall move and continue in motion, except when stopped for the purposes of avoiding an accident or when stopped at the command of a police officer.

(C) When a red lens is illuminated by rapid intermittent flashes, drivers of vehicles shall stop before entering the intersection.

(D) When a yellow lens is illuminated with rapid intermittent flashes, drivers of vehicles may proceed into the intersection only with extra caution.  
(1975 Code, ' 20-106) Penalty, see ' 70.99

**' 70.07 UNAUTHORIZED SIGNS; INTERFERENCE WITH SIGNS.**

(A) It shall be unlawful for any person to place, maintain or display any device, other than an official warning or direction sign or signal authorized by statute or ordinance, upon or in view of any street, if such device purports to be, or is in imitation of, an official warning or direction signal, or directs or purports to direct the movement of traffic. Any such unauthorized device is hereby declared to be a nuisance, and may be removed by any police officer.

(B) It shall be unlawful for any person to deface, injure, move or interfere with any official traffic sign, signal, flare or barricade.  
(1975 Code, ' 20-107) Penalty, see ' 70.99

**' 70.08 ANIMALS OR BICYCLES.**

Every 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 chapter 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; provided that, except in business districts, bicycles may be ridden on sidewalks.  
(1975 Code, ' 20-108) Penalty, see ' 70.99

**' 70.09 EXEMPTIONS.**

The provisions of this chapter regulating the movement or parking of vehicles shall not apply to emergency vehicles while the driver thereof is engaged in the performance of emergency duties, nor shall such provisions apply to persons actually engaged in repairing or otherwise improving the streets under authority of the Village Board or of the state.  
(1975 Code, ' 20-109)

**' 70.10 STOP INTERSECTIONS.**

It shall be unlawful to drive any vehicle into any intersection which has been designated as a stop intersection and marked with signs, without first bringing such vehicle to a full stop within ten feet of such intersection.  
(1975 Code, ' 20-110) Penalty, see ' 70.99

**' 70.11 REQUIRED POSITION AND METHOD OF TURNING AT INTERSECTIONS.**

The driver of a vehicle intending to turn at an intersection shall do so as follows.

(A) Both the approach for a right turn and a right turn shall be made as close as practical to the right-hand curb or edge of the roadway.

(B) At any intersection where traffic is permitted to move in both directions on each roadway entering the intersection, an approach for a left turn shall be made in that portion of the right half of the roadway nearest the centerline thereof and by passing to the right of such centerline where it enters the intersection and after entering the intersection the left turn shall be made so as to leave the intersection to the right of the centerline of the roadway being entered. Whenever practicable, the left turn shall be made in that portion of the intersection to the left of the center of the intersection.

(C) At any intersection where traffic is restricted to one direction on one or more of the roadways, the driver of a vehicle intending to turn left at any such intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle and after entering the intersection the left turn shall be made so as to leave the intersection, as nearly as practicable, in the left-hand lane lawfully available to traffic moving in such direction upon the roadway being entered.

(D) The driver of a vehicle about to enter or cross a highway from a private road or driveway shall yield the right-of-way to all vehicles approaching on said highway.  
(1975 Code, ' 20-111) Penalty, see ' 70.99

**' 70.12 TURNING ON CREST OF HILL.**

No vehicle shall be turned so as to proceed in the opposite direction upon any curve, or upon the approach to, or near the crest of a grade, where such vehicle cannot be seen by the driver of any other vehicle approaching from either direction within 500 feet.  
(1975 Code, ' 20-112) Penalty, see ' 70.99

**' 70.13 STARTING PARKED VEHICLE.**

No person shall start a vehicle which is stopped, standing or parked unless and until such movement can be made with reasonable safety.  
(1975 Code, ' 20-113) Penalty, see ' 70.99

**' 70.14 DRIVER=S SIGNAL.**

(A) No driver of a vehicle shall suddenly start, slow down, stop or attempt to turn without first giving a suitable signal in such a manner as to apprise others who might be affected by his or her

action.

(1) No person shall turn a vehicle from a direct course upon a highway unless and until such movement can be made with reasonable safety and then only after giving a clearly audible signal by sounding the horn if any pedestrian may be affected by such movement or after giving an appropriate signal in the manner hereinafter provided in the event any other vehicle may be affected by such movement.

(2) A signal of intention to turn right or left shall be given during not less than the last 100 feet traveled by the vehicle before turning.

(B) The signals herein required shall be given either by means of the hand and arm or by a signal lamp or signal device, but when a vehicle is so constructed or loaded that a hand and arm signal would not be visible both to the front and rear of such vehicle then said signs must be given by such a lamp or device.

(C) All signals herein required given by hand and arm shall be given from the left side of the vehicle in the following manner and such signals shall indicate as follows: as set forth in the statutes of the state.

(D) It shall be further unlawful for the driver of any vehicle to drive over any unprotected hose of the Fire Department without the consent of the Fire Marshal or the assistant in command.  
(1975 Code, ' 20-114) Penalty, see ' 70.99

#### **' 70.15 DRIVING ON RIGHT SIDE OF ROADWAY.**

Upon all roadways of sufficient width a vehicle shall be driven upon the right half of the roadway, except as follows:

(A) When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movement;

(B) When the right half of a roadway is closed to traffic while under construction or repair;

(C) Upon a roadway divided into two marked lanes for traffic under the rules applicable thereon;  
or

(D) Upon a roadway designated and sign posted for one-way traffic.  
(1975 Code, ' 20-115) Penalty, see ' 70.99

#### **' 70.16 PASSING VEHICLES.**

Drivers of vehicles proceeding in opposite directions, shall pass each other to the right and upon roadways having width for not more than one line of traffic in each direction each driver shall give to

the other at least one-half of the main traveled portion of the roadway as nearly as possible.  
(1975 Code, ' 20-116) Penalty, see ' 70.99

**' 70.17 OVERTAKING VEHICLES.**

The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to those limitations, exceptions and special rules hereinafter stated.

(A) The driver of vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle.

(B) Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his or her vehicle until completely passed by the overtaking vehicle.  
(1975 Code, ' 20-117) Penalty, see ' 70.99

**' 70.18 OVERTAKING VEHICLES ON THE RIGHT.**

(A) The driver of a vehicle may overtake and pass upon the right of another vehicle which is making or about to make a left turn.

(B) The driver of a vehicle may overtake and, allowing sufficient clearance, pass another vehicle proceeding in the same direction either upon the left or upon the right on a roadway with unobstructed pavement of sufficient width for four or more lines of moving traffic when such movement can be made in safety. No person shall drive off the pavement or upon the shoulder of the roadway in overtaking or passing on the right.  
(1975 Code, ' 20-118) Penalty, see ' 70.99

**' 70.19 LIMITATIONS ON OVERTAKING ON THE LEFT.**

(A) No vehicle shall be driven to the left side of the center of the roadway in overtaking and passing another vehicle proceeding in the same direction unless such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken. In every event the overtaking vehicle must return to the right hand side of the roadway before coming within 100 feet of any vehicle approaching from the opposite direction.

(B) No vehicle shall, in overtaking and passing another vehicle or at any other time, be driven to the left side of the roadway under the following conditions:

- (1) When approaching within 100 feet of any bridge, viaduct or tunnel or when, approaching

within 100 feet of or traversing any intersection or railroad crossing;

(2) When approaching the crest of a grade or upon a curve in the highway; and

(3) Where official signs are in place directing that traffic keep to the right, or a distinctive centerline is marked, which distinctive line also so directs traffic as declared in the sign manual adopted by the Department of Public Works and Buildings.

(1975 Code, ' 20-119) Penalty, see ' 70.99

#### **' 70.20 ONE-WAY ROADWAYS AND ROTARY TRAFFIC ISLANDS.**

Upon a roadway designated and sign-posted for one-way traffic, a vehicle shall be driven only in the direction designated.

(1975 Code, ' 20-120) Penalty, see ' 70.99

#### **' 70.21 RECKLESS DRIVING.**

It shall be unlawful to operate any vehicle in a municipality in a reckless or wanton manner, or in a dangerous manner, so as to unnecessarily endanger life or property.

(1975 Code, ' 20-121) Penalty, see ' 70.99

#### **' 70.22 SPEED RESTRICTIONS.**

No person shall drive a vehicle of the First or Second Division upon any public highway or at a speed greater than is reasonable and proper having regard to the traffic and the use of the way or so as to endanger the life or limb or injure the property of any person. If the rate of speed of any motor vehicle of said First or Second Division upon any street or highway in the village exceeds 25 mph, such rate of speed shall be prima facie evidence that the person operating such motor vehicle is running at a rate of speed greater than is reasonable and proper having regard to the traffic and use of the way or so as to endanger the life or limb or injure the property of any person. The rate of 25 mph is the legal speed limit in the village, unless otherwise specifically marked.

(1975 Code, ' 20-122) Penalty, see ' 70.99

#### **' 70.23 TRAFFIC NOT TO BE OBSTRUCTED.**

No vehicle shall be operated or allowed to remain upon any street in such a manner as to form an unreasonable obstruction to the traffic thereon.

(1975 Code, ' 20-123) Penalty, see ' 70.99

#### **' 70.24 BICYCLES AND MOTORCYCLES.**

It shall be unlawful for more than one person to ride upon any bicycle propelled by human power upon any street, or for any person to ride upon any motorcycle other than upon a seat attached to said vehicle.

(1975 Code, ' 20-124) Penalty, see ' 70.99

**' 70.25 UNATTENDED VEHICLES.**

No vehicle shall be left unattended while the motor of such vehicle is running; and no vehicle shall be left without a driver on any hill or incline unless the vehicle is secured against moving.

(1975 Code, ' 20-125) Penalty, see ' 70.99

**' 70.26 UNATTENDED ANIMALS.**

It shall be unlawful to leave any horse or other draft animal unattended in any street without having such animal securely fastened.

(1975 Code, ' 20-126) Penalty, see ' 70.99

**' 70.27 CLINGING TO VEHICLES.**

It shall be unlawful for any person on any street riding a bicycle, motorcycle or any toy vehicle, to cling to or attach himself or herself or his or her vehicle to any moving motor vehicle or wagon.

(1975 Code, ' 20-127) Penalty, see ' 70.99

**' 70.28 TOY VEHICLES.**

It shall be unlawful for any person upon skates, coaster, sled or other toy vehicle, to go upon any roadway other than at a crosswalk.

(1975 Code, ' 20-128) Penalty, see ' 70.99

**' 70.29 RIDING ON RUNNING BOARDS.**

It shall be unlawful for any person to ride upon the fenders, running board or outside step of any vehicle.

(1975 Code, ' 20-129) Penalty, see ' 70.99

**' 70.30 TRAIN SIGNALS.**

(A) The driver of a vehicle approaching a railroad grade crossing when a signal device gives warning of the immediate approach of a train, shall stop within 50 feet but not less than ten feet from the nearest track of such railroad and shall not proceed until he or she can do so safely.

(B) The driver of a vehicle shall stop and remain standing and not traverse such grade crossing when a crossing gate is lowered or when a flagman gives a signal of the approach of a train.

(C) The driver of any motor vehicle carrying passengers for hire, or any school bus or of any vehicle carrying explosives or flammable liquid as cargo shall stop such vehicle within 50 but not less than ten feet from the tracks and shall listen and look in both directions from which a train might come, before proceeding across such tracks at a grade crossing; provided, that such a stop is not required when traffic at the crossing is directed by an officer or stop and go light which gives a go signal.

(1975 Code, ' 20-130) Penalty, see ' 70.99

#### **' 70.31 DRIVING THROUGH FUNERAL OR OTHER PROCESSION.**

No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated as required in this chapter. This provision shall not apply at intersections where traffic is controlled by traffic control signals or police officers.

(1975 Code, ' 20-131) Penalty, see ' 70.99

#### **' 70.32 DRIVERS IN A PROCESSION.**

Each driver in a funeral or other procession shall drive as near to the right-hand edge of the roadway as practical and shall follow the vehicle ahead as close as is practical and safe.

(1975 Code, ' 20-132) Penalty, see ' 70.99

#### **' 70.33 FUNERAL PROCESSIONS TO BE IDENTIFIED.**

A funeral composed of a procession of vehicles shall be identified as such by the display upon the outside of each vehicle of a pennant or other identifying insignia and by having the lights of each vehicle lighted.

(1975 Code, ' 20-133) Penalty, see ' 70.99

#### **' 70.34 BACKING.**

The driver of a vehicle shall not back the same unless such movement can be made with reasonable safety and without interfering with other traffic.

(1975 Code, ' 20-134) Penalty, see ' 70.99

#### **' 70.35 RESTRICTED ACCESS.**

No person shall drive a vehicle onto or from any limited access roadway except at such entrances and exits as are established by public authority.

(1975 Code, ' 20-135) Penalty, see ' 70.99

**' 70.36 RIGHT-OF WAY.**

(A) It shall be unlawful for the driver of any vehicle to drive into any crosswalk without the exercise of due and proper care in view of the special use made thereof by pedestrians.

(B) It shall be unlawful to drive any vehicle into any crosswalk while there is in such crosswalk upon the half of the roadway, upon which such vehicle is traveling any pedestrian engaged in crossing the roadway until such pedestrian shall have passed beyond the path of such vehicle, when the pedestrian shall indicate his or her intention to cross.

(C) The driver of a vehicle shall stop before entering any crosswalk when any such vehicle proceeding in the same direction is stopped at such crosswalk for the purpose of permitting a pedestrian to cross.

(1975 Code, ' 20-136) Penalty, see ' 70.99

**' 70.37 PEDESTRIANS USING ROADWAY.**

(A) At no place shall a pedestrian cross any roadway other than by the most direct route to the opposite curbing, and when crossing at any place other than a crosswalk he or she shall yield the right-of-way to all vehicles upon the roadway.

(B) No person shall stand or loiter in any roadway other than in a safety zone, if such act interferes with the lawful movement of traffic.

(C) It shall be unlawful for any person to stand in a roadway for the purpose of soliciting a ride from the driver of any vehicle.

(1975 Code, ' 20-137) Penalty, see ' 70.99

**' 70.38 SIGNALS.**

At intersections where traffic is directed by a police officer or by a stop and go signal, it shall be unlawful for any pedestrian to cross the roadway other than with released traffic, if such crossing interferes with the lawful movement of traffic.

(1975 Code, ' 20-138) Penalty, see ' 70.99

**' 70.39 PROHIBITED CROSSING.**

Between adjacent intersections at which traffic-control signals are in operation, pedestrians shall not cross at any place except in a crosswalk.

(1975 Code, ' 20-139) Penalty, see ' 70.99

**' 70.40 PEDESTRIANS WALKING ALONG ROADWAYS.**

(A) Where sidewalks are provided, it shall be unlawful for any pedestrian to walk along and upon an adjacent roadway.

(B) Where sidewalks are not provided, any pedestrian walking along and upon a highway shall, when practicable, walk only on the left side of the roadway or its shoulder facing traffic which may approach from the opposite direction.

(C) No person shall stand in a roadway for the purpose of soliciting a ride from the driver of any vehicle.

(1975 Code, ' 20-140) Penalty, see ' 70.99

**' 70.41 BLIND PEDESTRIANS; RIGHT-OF-WAY.**

Any blind person who is carrying in a raised or extended position a cane or walking stick which is white in color or white tipped with red, or who is being guided by a dog, shall have the right-of-way in crossing any street or highway, whether or not traffic on such street or highway is controlled by traffic signals, anything in this act to the contrary notwithstanding. The driver of every vehicle approaching the place where a blind person, so carrying such a cane or walking stick or being so guided, is crossing shall take such precautions as may be necessary to avoid injury to the blind person. The provisions of this section shall not apply to a blind person, who is not so carrying such a cane or walking stick or who is not guided by a dog, but the other provisions of this act relating to pedestrians shall then be applicable to such person; however, the failure of a blind person to so use or carry such a cane or walking stick or to be guided by a guide dog when walking on streets, highways or sidewalks shall not be considered evidence of contributory negligence.

(1975 Code, ' 20-141) Penalty, see ' 70.99

**' 70.42 NO PARKING PLACES.**

At any time it shall be unlawful to permit any vehicle to stand in any of the following places, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic signal:

(A) In any intersection;

(B) In a crosswalk;

(C) Upon any bridge or viaduct, or in any subway or the approach thereto;

(D) Between a safety zone and the adjacent curb or within 20 feet of a point on the curb immediately opposite the end of a safety zone;

(E) Within 30 feet of a traffic signal or a through street sign on the approaching side;

(F) Within 20 feet of any intersection;

(G) At any place where the standing of a vehicle will reduce the usable width of the roadway for moving traffic to less than 18 feet;

(H) At any curb within 15 feet of a fire hydrant;

(I) At any place where the vehicle would block the use of a driveway or within five feet of a driveway;

(J) Within 25 feet of the nearest rail of a railroad grade crossing;

(K) Within 20 feet of the driveway entrance to any fire department station and on the side of the street opposite the entrance to any such station within 50 feet of such entrance;

(L) On any sidewalk or parkway; or

(M) At any place where official signs or markings indicate that parking is prohibited.

(1975 Code, ' 20-142) Penalty, see ' 70.99

**' 70.43 PARKING AT CURB.**

No vehicle shall be parked with the left side of such vehicle next to the curb, and it shall be unlawful to stand or park any vehicle in a street other than parallel with the curb and with the two right wheels of the vehicle within 12 inches of the regularly established curb line, except that upon those streets that have been marked for angle parking, vehicles shall be parked at the angle to the curb indicated by such marks, or except on one way streets.

(1975 Code, ' 20-143) Penalty, see ' 70.99

**' 70.44 VEHICLES FOR SALE.**

It shall be unlawful to park any vehicle upon any street for the purpose of displaying it for sale, or to park any vehicle upon any business street from which said vehicle merchandise is peddled.

(1975 Code, ' 20-144) Penalty, see ' 70.99

**' 70.45 LANDING ZONE.**

During the times specified herein, it shall be unlawful for the driver of a vehicle to stand a passenger vehicle for a period of time longer than is necessary for the loading or unloading of passengers, not to exceed five minutes, and for the driver to stand any freight carrying vehicle for a period of time longer than is necessary to load, unload and deliver materials, not to exceed 30 minutes,

in any of the following places:

(A) In any public alley, during any hour of the day or night;

(B) At any place not to exceed 75 feet along the curb before the entrance to any hospital or hotel at any time;

(C) At any place not to exceed 75 feet along the curb before the entrance to a public building between 8:00 a.m. and 6:00 p.m., except on Sunday; or

(D) Directly in front of the entrance to any theater at any time the theater is open for business.  
(1975 Code, ' 20-145) Penalty, see ' 70.99

#### **' 70.46 TIME LIMITS.**

It shall be unlawful to park any vehicle on any street or alley in the village for a period of longer than 24 hours and any vehicle left unattended in any street or alley of the village for more than 24 hours shall be construed to be a lost or abandoned vehicle.

(1975 Code, ' 20-146) Penalty, see ' 70.99

#### **' 70.47 ALLEYS.**

No person shall park a vehicle within an alley in such a manner or under such conditions as to leave available less than ten feet of the width of the roadway for the free movement of vehicular traffic, and no person shall stop, stand or park a vehicle within an alley in such a position as to block the driveway entrance to any abutting property.

(1975 Code, ' 20-147) Penalty, see ' 70.99

#### **' 70.48 BUS STANDS.**

No vehicle other than a bus shall be parked in a place so designated as a bus loading zone.

(1975 Code, ' 20-148) Penalty, see ' 70.99

#### **' 70.49 CLEAR VISION.**

It shall be unlawful to operate any vehicle which is so loaded or in such a condition that the operator does not have a clear vision of all parts of the roadway essential to the safe operation of the vehicle. Any vehicle that is so constructed or loaded that the driver=s view of the roadway to the rear is obstructed shall be equipped with a mirror so attached as to give him or her a view of the roadway behind him or her.

(1975 Code, ' 20-149) Penalty, see ' 70.99

**' 70.50 UNNECESSARY NOISE.**

It shall be unlawful to operate a vehicle which makes unusually loud or unnecessary noises.  
(1975 Code, ' 20-150) Penalty, see ' 70.99

**' 70.51 HORN.**

(A) Every motor vehicle shall be equipped with a good and sufficient audible signaling device in efficient working condition. Such signaling device shall be sounded when necessary to give timely warning of the approach of a vehicle, but such horn or other signaling device shall not be sounded for any purpose other than as a warning of impending danger.

(B) No motor vehicle other than an emergency vehicle shall be equipped with a siren or gong signaling device.  
(1975 Code, ' 20-151) Penalty, see ' 70.99

**' 70.52 GAS AND SMOKE.**

It shall be unlawful to operate any vehicle which emits dense smoke or such an amount of smoke or fumes as to be dangerous to the health of persons or as to endanger the drivers of other vehicles.  
(1975 Code, ' 20-152) Penalty, see ' 70.99

**' 70.53 PROJECTING LOADS; WIDTH AND HEIGHT.**

(A) The maximum width and height of any vehicle and its load shall not exceed the limits expressed in the state traffic law.

(B) No passenger type vehicle shall be operated on the streets with a load extending beyond the line of the fenders on the left side of the vehicle, nor extending more than six inches beyond the line of the fenders on the right side thereof.

(C) No vehicle, unladen or with load, shall exceed a length of 42 feet extreme over all dimension.

(D) No combination of vehicles coupled together shall consist of more than two units, and no such combination of vehicles, unladen or with load, shall exceed a total length of 45 feet; but such length limitations shall not apply to vehicles operated in the daytime when transporting poles, pipes, machinery or other objects which cannot be readily dismembered, nor to such vehicles operated at night time by a public utility when engaged in emergency repair work; but such loads carried at night shall be clearly marked with sufficient lights to show the full dimensions of the load.

(E) No part of the load of a vehicle shall extend more than three feet in front of the extreme front portion of the vehicle.

(1975 Code, ' 20-153) Penalty, see ' 70.99

**' 70.54 BRAKES.**

It shall be unlawful to drive any motor vehicle upon any street unless such vehicle is equipped with good and sufficient brakes in good working condition, as required by the state traffic law, or to operate any vehicle which is so loaded that the operator does not have ready access to the mechanism operating the brakes of such vehicle.

(1975 Code, ' 20-154) Penalty, see ' 70.99

**' 70.55 MUFFLER.**

No motor vehicle shall be operated on any street unless such vehicle is provided with a muffler in efficient actual working conditions, and the use of a cutout is prohibited.

(1975 Code, ' 20-155) Penalty, see ' 70.99

**' 70.56 LIGHTS.**

(A) It shall be unlawful to operate or park on any street any vehicle not equipped with adequate lights conforming to the requirements of the state law.

(B) Any motor vehicle owned or usually operated by a volunteer firefighter may be equipped with not to exceed four lamps which shall emit a blue light without glare. Two such lamps may be mounted on the front or on the dash and two may be mounted on the rear of any such vehicle, except that a flashing blue light may be used only when such firefighter is responding to a fire call.

(1975 Code, ' 20-156) Penalty, see ' 70.99

**' 70.57 NON-SKID DEVICES.**

It shall be unlawful to operate any motor vehicle upon any street equipped with any non-skid device so constructed that any rigid or non-flexible portion thereof comes into contact with the pavement or roadway.

(1975 Code, ' 20-157) Penalty, see ' 70.99

**' 70.58 TIRES.**

It shall be unlawful to operate on any street any motor vehicle which is not equipped with tires conforming to the requirements of the state traffic law.

(1975 Code, ' 20-158) Penalty, see ' 70.99

**' 70.59 WEIGHT.**

It shall be unlawful to drive on any street any motor vehicle with a weight, including load, in excess of that permitted by the state traffic law for driving on improved highways, or with weight distributed in a manner not conforming to such law.

(1975 Code, ' 20-159) Penalty, see ' 70.99

**' 70.60 SPILLING LOADS.**

No vehicle shall be so loaded that any part of its loads spills or drops on any street or alley in the municipality.

(1975 Code, ' 20-160) Penalty, see ' 70.99

**' 70.61 BICYCLES.**

(A) Every bicycle when in use at night time shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least 500 feet to the front and with a red reflector on the rear of a type which shall be visible from all distances from 50 feet to 300 feet to the rear when directly, in front of lawful upper beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of 500 feet to the rear may be used in addition to the red reflector.

(B) Every bicycle shall be equipped with a good and adequate brake.

(1975 Code, ' 20-161) Penalty, see ' 70.99

**' 70.62 LIQUOR OR DRUGS.**

It shall be unlawful for the habitual user of narcotic drugs to operate any motor vehicle on any street; and it shall be unlawful for any intoxicated person, or any person under the influence of alcohol or of a narcotic drug, to operate or attempt to operate any motor vehicle on any street.

(1975 Code, ' 20-162) Penalty, see ' 70.99

**' 70.63 ACCIDENTS.**

The driver of a vehicle which has collided with, or been in an accident with, any vehicle, person or property in such a manner as to cause injury or damage shall stop immediately, and render such assistance as may be possible, and to give his or her true name, and residence to the injured person or any other persons requesting the same on behalf of the injured person, or the owner of the property damaged, and to a police officer if one is present. A report of each such accident shall be given by the driver of each vehicle concerned to the Chief of Police within 24 hours after the accident.

(1975 Code, ' 20-163) Penalty, see ' 70.99

**' 70.64 ARRESTS.**

Any person arrested for a violation of this chapter shall be released upon proper bail being furnished as required by statute.

(1975 Code, ' 20-164) Penalty, see ' 70.99

#### **' 70.65 TICKETS.**

(A) For offenses other than driving while intoxicated or reckless driving, police officer, after making note of the license number of the vehicle (and name of the offender where possible) may issue a traffic violation ticket notifying the offender to appear in court at the time designated for hearing such cases.

(B) Such officer may sign a complaint for the issuance of a warrant if the offender does not appear at the time and place so specified.

(1975 Code, ' 20-165) Penalty, see ' 70.99

#### **' 70.66 PARKING VIOLATION.**

(A) Any person accused of a violation of the section 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 Clerk the sum of \$0.50 within 48 hours of the time such alleged offense was committed. A receipt shall be issued for all money so received, and such money shall be promptly turned over to the Treasurer, to be used in the manner provided for the disposition of fines for traffic violations.

(B) The members of the Police Department are hereby authorized to refrain from instituting prosecution for the alleged offense involved; provided, that this chapter shall not apply to persons parking a vehicle so as to obstruct the entrance or exit of any place where Police or Fire Department apparatus or other emergency equipment is kept or housed, or so as to block an emergency entrance to 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 move a vehicle illegally parked at the request of any member of the Police Department.

(1975 Code, ' 20-166) Penalty, see ' 70.99

#### **' 70.67 OPERATION OR USE OF CERTAIN UNLICENSED, MOTORIZED VEHICLES ON PUBLIC STREETS, SIDEWALKS AND RIGHTS-OF-WAY.**

It shall be unlawful for any person to operate an unlicensed, motorized two-, three- or four-wheel vehicle designed specifically for recreational, off-road use upon the public streets, sidewalks or rights-of-way within the village limits of the village, except as permitted in the following.

(A) The following vehicles may be operated upon all village roadways:

(1) Neighborhood vehicle. 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 mph, but not more than 25 mph;

(2) All-terrain vehicle. Any motorized off-highway device designed to travel primarily off-highway, 50 inches or less in width, having a manufacturer's dry weight of 1,500 pounds or less, traveling on three 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 lawnmowers;

(3) Off-highway motorcycle. Any motorized device designed to travel primarily off-highway on two wheels, having a seat or saddle for the use of the operator, upon or by which any person, persons or property may be transported or drawn; and

(4) Golf carts.

(B) To be permitted to operate on village roads the above listed vehicles must have the following: brakes; a steering apparatus; tires; a rearview mirror; red reflectorized warning devices in the front and rear; a slow moving emblem (as required of other vehicles in ' 12-709 of the State Vehicle Code, being 625 ILCS 5/12-709) on the rear of the non-highway vehicle; a headlight that emits a white light visible from a distance of 500 feet to the front; a tail lamp that emits a red light visible from at least 100 feet from the rear; brake lights; and turn signals.

(C) To operate on the roads of the village, the above-listed vehicles must comply with all of the terms listed below:

(1) Be operated only by a person possessing a valid driver's license issued by the state or another state;

(2) Be insured in accordance with the mandatory insurance provisions of the State Vehicle Code;

(3) When operated on a roadway have its headlight and tail lamps lighted as required by ' 12-201 of the State Vehicle Code, being 625 ILCS 5/12-201;

(4) Carry no more passengers that the vehicle is designed to carry;

(5) May not be operated by any person under the influence of alcohol or drugs as prohibited by the State Vehicle Code; and

(6) Must be equipped with a muffler sufficient to prevent excessive noise if a gas or diesel powered engine.

(1975 Code, ' 20-167) (Ord. 10-14, passed 3-16-2010; Ord. 2003-11-4, passed 11-18-2003) Penalty, see ' 70.99

**' 70.99 PENALTY.**

Any person, firm or corporation violating any provision of this chapter shall be fined not less than \$50 nor more than \$500 for each offense.  
(1975 Code, ' 20-168)

## CHAPTER 71: STREET PARKING

### Section

- 71.01 Manner of parking
- 71.02 Vehicles permitted
- 71.03 Time limit
- 71.04 Traffic control
  
- 71.99 Penalty

#### ' 71.01 MANNER OF PARKING.

Vehicles parked in any parking lot maintained by the village or along any street shall be parked in accordance with the painted lines upon the surface of the parking lot or street.  
(1975 Code, ' 12-101) Penalty, see ' 71.99

#### ' 71.02 VEHICLES PERMITTED.

The parking of motor vehicles on Main Street shall be limited to passenger automobiles and station wagons designated and used for the carrying of not more than nine passengers or light pick-up trucks; vehicles which are designated and used for pulling or carrying freight and also those vehicles or motor cars which are designated and used for carrying more than nine passengers are prohibited from parking in the village parking lot.  
(1975 Code, ' 12-102) Penalty, see ' 71.99

#### ' 71.03 TIME LIMIT.

No vehicles shall be parked on Main Street for a longer period of time than 24 hours.  
(1975 Code, ' 12-103) Penalty, see ' 71.99

#### ' 71.04 TRAFFIC CONTROL.

The Chairperson of Streets and Public Improvements shall be in charge of all parking along and upon the streets located within the village. Said Chairperson shall determine the areas in which there are to be parking, the areas in which there will be parking upon one side of the street only, all areas

where there are to be no parking and any and all other things in connection with parking along and upon said streets. Said Chairperson shall also have full authority to determine and to put into effect all traffic control, including, but not limited to, providing one-way streets, stop signs wherever said Chairperson deems it necessary, caution signs, speed limits within the village limits, and any and all other control of traffic or parking as will be the most beneficial and best serve the interests of the citizens of the village.

(1975 Code, ' 12-104)

**' 71.99 PENALTY.**

Any person who shall violate any of the provisions of this chapter shall upon conviction be punished by a fine of not less than \$1 nor more than \$5 for each offense, and a separate offense shall be deemed committed on each day or each time a violation occurs or continues.

(1975 Code, ' 12-105)

## CHAPTER 72: HEAVY VEHICLES

### Section

- 72.01 Definitions
- 72.02 Establishment of a truck route
- 72.03 Exceptions
- 72.04 Enforcement
  
- 72.99 Penalty

#### ' 72.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**HEAVY VEHICLE.** Any vehicle which has a gross vehicle weight of 10,000 pounds or more, including but not limited to trucks, tractors, wagons, trailers, or any combination thereof.

**TRUCK ROUTE.** The streets of the village upon which heavy vehicles, as defined above, are allowed to travel.  
(Ord. passed 6-19-1991)

#### ' 72.02 ESTABLISHMENT OF A TRUCK ROUTE.

(A) The village has determined that the use of village streets by heavy vehicles has caused damage to village streets. In order to minimize the damage, and to minimize the detriment and expense to the people of the village, it has been determined that it would be in the best interest of the people of the village to confine the travel of heavy vehicles to certain specified streets within the village limits.

(B) From the date that this chapter has been passed, approved and published as required by law, it shall be a violation of this chapter to drive or in any way travel on a street of the village in a heavy vehicle, other than on the streets designated in the ordinance codified herein as a truck route. The truck route shall consist of the streets described in Exhibit A, which is attached to the ordinance codified herein and made a part hereof. The truck route is both described and pictured in Exhibit A.  
(Ord. passed 6-19-1991) Penalty, see ' 72.99

**' 72.03 EXCEPTIONS.**

Notwithstanding the previous portions of this chapter, the following activities are not prohibited, and are not a violation of this chapter:

(A) Any vehicle owned by, and operated by an employee of, any state, county, township or municipal government;

(B) Any person, owning facilities for storage of grain for their individual farm purposes, which is located within the village limits, is excepted from the operation of this chapter, but only to the extent necessary for them to move grain to and from their private grain storage facilities to the nearest portion of the truck route; and

(C) Any person operating a vehicle for the purpose of making a delivery of goods or services to a resident or business in the village. All deliveries are to be made on the truck route where possible, and local deliveries are only exempted from this chapter while operating on the shortest route possible from the truck route to the place of delivery.

(Ord. passed 6-19-1991)

**' 72.04 ENFORCEMENT.**

All state, county and municipal police authorities, and the Village Street Commissioner are hereby authorized to issue municipal ordinance violation citations to the operator of any heavy vehicle found to be traveling on a street located within the village in violation of this chapter.

(Ord. passed 6-19-1991)

**' 72.99 PENALTY.**

(A) Any time such a citation is issued to a person who has not previously been cited for being in violation of this chapter, a fine of \$25 will be imposed, if the person so cited, pays his or her fine directly to the Village Clerk, without contesting the citation in court.

(B) Any time a citation is issued to a person who has admitted or been found guilty of this chapter on one, and only one, prior occasion, the fine will be \$100, if the person so cited, pays the fine directly to the Village Clerk without contesting the citation in court. In all cases, the potential fine for violation of this chapter will be in the range from \$25 to \$500 per violation.

(C) At any time that an action is brought in court concerning any citation which has been issued concerning an alleged violation of this chapter, wherein the person cited either admits guilt, or is later found to be in violation of this chapter by the court, there shall be assessed as additional costs of that court action, the village=s reasonable attorney fees in an amount not to exceed \$500, along with any and all other costs properly allowable by the court.

(Ord. passed 6-19-1991)

