



Tonica Police Department Village of Tonica



308 Uncas Street

Tonica, Illinois 61370

Phone 815-442-3200

Information for Golf Cart/Utility Vehicle Operation on Village Roadways

The intention of the Village of Tonica Golf Cart/Utility Vehicle Ordinance is to allow operation of Golf Carts and Utility Vehicles that have been modified to meet the equipment specifications set forth by the State of Illinois as non-highway vehicles in 625 ILCS 5/11-1426.1 of the Illinois Vehicle Code. Seatbelts have been added to the requirements as established by Village Ordinance 562 for obvious safety reasons.

All passengers riding in an authorized Golf Cart or Utility Vehicle must be in their own properly adjusted seat belt.

All Golf Carts or Utility Vehicles are required to be inspected and registered by the Tonica Police Department and issued a registration sticker. The registration sticker is valid from the date of issuance until March 31st of the following year. It must be attached to the rear of the vehicle and centered in a location that is conspicuous to the driver of a police vehicle driving behind the Golf Cart or Utility Vehicle. The sticker shall be at least 12 inches from the ground.

All drivers of Golf Carts or Utility Vehicles operated on village roadways must possess a valid driver's license.

All Golf Carts or Utility Vehicles operated on village roadways must be covered under Illinois Mandatory Insurance Law as set by 625 ILCS 5/7-203 of the Illinois Vehicle Code. All drivers are responsible to ensure a **valid** Proof of Insurance Card is with the vehicle while being operated on the village roadways.

No Golf Carts or Utility Vehicles shall at any time drive on IL Rt. 251 (1st Street) except to cross Rt. 251 (1st Street) at one of the three authorized crossings set forth by Ordinance 562 and must be accomplished at as close to 90 degrees as possible.

No Golf Carts or Utility Vehicles are allowed to be operated on Ray Richardson Road (N-20th Road/County Highway 54) or Ed Lambert Road (N-2101st Road/County Highway 14). The speed limit of Ed Lambert Road exceeds the allowable speed for non-highway vehicles and The County Highway does not approve the operation of non-highway vehicles on their roadways.

All drivers must obey all traffic regulations while operating Golf Carts or Utility Vehicles on the village roadways.

Thank You, Drive Safely, and enjoy ride!



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Golf Cart and Utility Vehicles Application and Registration Form

Registration/Sticker Number: _____ Date: _____

Full Legal Name

Last: _____ First: _____ MI _____

Driver's License Number: _____ State: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone (H): _____ (Cell): _____

Golf Cart/Utility Vehicle

Year: _____ Make: _____ Model: _____

Color 1: _____ Color 2: _____

Serial/VIN: _____

Insurance Company _____ Policy# _____

Oath of Certification

Under Penalty of perjury, I do solemnly and truly declare and affirm that this vehicle meets all the standards of a non-highway vehicle plus safety modifications as set forth in section 1 of Ordinance Number 562 of the Village of Tonica.

Signature: _____ Date: _____



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Golf Cart and Utility Vehicle Inspection Checklist

Anyone operating an authorized Golf Cart or Utility Vehicle upon the roadways in the Village of Tonica must possess a valid driver's license.

No Golf Cart or Utility Vehicle shall be operated on IL RT 251 (1st Street) except to cross IL RT 251 (1st Street) at the authorized intersections set forth by Village Ordinance. They also shall not be operated on Ray Richardson Road (N-20th Rd) or Ed Lambert Road (N-2101st Rd) County Highways.

All Golf Carts or Utility Vehicles must have the required vehicle equipment:

_____ Brakes

_____ Steering Apparatus

_____ Tires

Owner's Name _____

Vehicle S/N or VIN _____

_____ Rearview Mirror

Date: _____

_____ Red Reflectorized Warning Devices (front and rear)

_____ Slow Moving Emblem (625 ILCS 5/12-709) on rear of the vehicle

_____ Headlights

_____ Tail Lamps

_____ Brake Lights

_____ Turn Signals

_____ Seatbelts (as set by Village Ordinance) for each seating position

_____ Proof of Insurance (625 ILCS 5/7-601)

***Note:** It is the responsibility of each vehicle owner to ensure that the equipment remains in working order.



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Illinois Statute Regulating non-highway vehicles on roadways

(625 ILCS 5/11-1426.1)

Sec. 11-1426.1. Operation of non-highway vehicles on streets, roads, and highways.

(a) As used in this Section, "non-highway vehicle" means a motor vehicle not specifically designed to be used on a public highway, including:

- (1) an all-terrain vehicle, as defined by Section 1-101.8 of this Code;
- (2) a golf cart, as defined by Section 1-123.9;
- (3) an off-highway motorcycle, as defined by Section 1-153.1; and
- (4) a recreational off-highway vehicle, as defined by Section 1-168.8.

(b) Except as otherwise provided in this Section, it is unlawful for any person to drive or operate a non-highway vehicle upon any street, highway, or roadway in this State. If the operation of a non-highway vehicle is authorized under subsection (d), the non-highway vehicle may be operated only on streets where the posted speed limit is 35 miles per hour or less. This subsection (b) does not prohibit a non-highway vehicle from crossing a road or street at an intersection where the road or street has a posted speed limit of more than 35 miles per hour.

(b-5) A person may not operate a non-highway vehicle upon any street, highway, or roadway in this State unless he or she has a valid driver's license issued in his or her name by the Secretary of State or by a foreign jurisdiction.

(c) Except as otherwise provided in subsection (c-5), no person operating a non-highway vehicle shall make a direct crossing upon or across any highway under the jurisdiction of the State, tollroad, interstate highway, or controlled access highway in this State.

(c-5) A person may make a direct crossing at an intersection controlled by a traffic light or 4-way stop sign upon or across a highway under the jurisdiction of the State if the speed limit on the highway is 35 miles per hour or less at the place of crossing.

(d) A municipality, township, county, or other unit of local government may authorize, by ordinance or resolution, the operation of non-highway vehicles on roadways under its jurisdiction if the unit of local government determines that the public safety will not be jeopardized. The Department may authorize the operation of non-highway vehicles on the roadways under its jurisdiction if the Department determines

that the public safety will not be jeopardized. The unit of local government or the Department may restrict the types of non-highway vehicles that are authorized to be used on its streets.

Before permitting the operation of non-highway vehicles on its roadways, a municipality, township, county, other unit of local government, or the Department must consider the volume, speed, and character of traffic on the roadway and determine whether non-highway vehicles may safely travel on or cross the roadway. Upon determining that non-highway vehicles may safely operate on a roadway and the adoption of an ordinance or resolution by a municipality, township, county, or other unit of local government, or authorization by the Department, appropriate signs shall be posted.

If a roadway is under the jurisdiction of more than one unit of government, non-highway vehicles may not be operated on the roadway unless each unit of government agrees and takes action as provided in this subsection.

(e) No non-highway vehicle may be operated on a roadway unless, at a minimum, it has 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 Section 12-709 of this Code) 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. When operated on a roadway, a non-highway vehicle shall have its headlight and tail lamps lighted as required by Section 12-201 of this Code.

(f) A person who drives or is in actual physical control of a non-highway vehicle on a roadway while under the influence is subject to Sections 11-500 through 11-502 of this Code.

(g) Any person who operates a non-highway vehicle on a street, highway, or roadway shall be subject to the mandatory insurance requirements under Article VI of Chapter 7 of this Code.

(h) It shall not be unlawful for any person to drive or operate a non-highway vehicle, as defined in paragraphs (1) and (4) of subsection (a) of this Section, on a county roadway or township roadway for the purpose of conducting farming operations to and from the home, farm, farm buildings, and any adjacent or nearby farm land.

Non-highway vehicles, as used in this subsection (h), shall not be subject to subsections (e) and (g) of this Section. However, if the non-highway vehicle, as used in this Section, is not covered under a motor vehicle insurance policy pursuant to subsection (g) of this Section, the vehicle must be covered under a farm, home, or non-highway vehicle insurance policy issued with coverage amounts no less than the minimum amounts set for bodily injury or death and for destruction of property under Section 7-203 of this Code. Non-highway vehicles operated on a county or township roadway at any time between one-half hour before sunset and one-half hour after sunrise must be equipped with head lamps and tail lamps, and the head lamps and tail lamps must be lighted.

Non-highway vehicles, as used in this subsection (h), shall not make a direct crossing upon or across any tollroad, interstate highway, or controlled access highway in this State.

Non-highway vehicles, as used in this subsection (h), shall be allowed to cross a State highway, municipal street, county highway, or road district highway if the operator of the non-highway vehicle makes a direct crossing provided:

(1) the crossing is made at an angle of approximately 90 degrees to the direction of the street, road or highway and at a place where no obstruction prevents a quick and safe crossing;

(2) the non-highway vehicle is brought to a complete stop before attempting a crossing;

(3) the operator of the non-highway vehicle yields the right of way to all pedestrian and vehicular traffic which constitutes a hazard; and

(4) that when crossing a divided highway, the crossing is made only at an intersection of the highway with another public street, road, or highway.

(i) No action taken by a unit of local government under this Section designates the operation of a non-highway vehicle as an intended or permitted use of property with respect to Section 3-102 of the Local Governmental and Governmental Employees Tort Immunity Act.

(Source: P.A. 96-279, eff. 1-1-10; 96-1434, eff. 8-11-10; 97-144, eff. 7-14-11.)

ORDINANCE NO. 562

AN ORDINANCE REGULATING THE OPERATION OF NON-HIGHWAY
VEHICLES WITHIN THE VILLAGE OF TONICA, LASALLE COUNTY,
ILLINOIS

WHEREAS, the President and the Board of Trustees have considered the propriety of the operation of certain non-highway vehicles upon the streets within the Village, and

WHEREAS, concerns exist regarding the safety of the operators thereof and of the public in general, and

WHEREAS, 625 ILCS 5/11-1426.1 prohibits the operation of "Non-Highway Vehicles" on streets, highways and roadways in the state, but also authorizes municipalities to by ordinance permit the operation of such Non-Highway Vehicles on roadways within their jurisdiction and to regulate the use thereof if so permitted, and

WHEREAS, as required by 625 ILCS 5/11-1426.1, the Board of Trustees has considered the volume, speed, and character of traffic on roadways under the jurisdiction of the Village having a posted speed limit of 35 miles per hour or less and has determined that the public safety will not be jeopardized by the operation of properly equipped gold carts and utility vehicles on said highways in accordance with said statute and this Ordinance, but that other Non-Highway Vehicles referred to in said 625 ILCS 5/11-1426.1, namely all-terrain vehicles and off-highway motorcycles, should not be permitted to be operated on said roadways, and

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF TONICA, LASALLE COUNTY, ILLINOIS, AS FOLLOWS

Section One: Definitions:

OPERATE: To ride on or in, other than as a passenger, use or control the operation of a utility vehicle or golf cart in any manner, whether or not the utility vehicle or golf cart is underway.

ROADWAY: That portion of a highway, improved, designed or ordinarily used for vehicular traffic.

GOLF CART: A vehicle specifically designed and intended for the purposes 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.

UTILITY VEHICLE: Any self-propelled vehicle typically operated off-road and used for transportation or hauling, with an engine size of 1,100 cc or less (for example: Kawasaki Mule, John Deere Gator, Polaris Ranger).

PROPERLY EQUIPPED GOLF CART OR UTILITY VEHICLE: As used in this Ordinance, to be properly equipped a golf cart or utility vehicle shall be equipped with all safety systems and equipment as required by 625 ILCS 5/11-1426.1 of the Illinois Vehicle Code, together with seat belts ~~and windshield~~. There must be a seat belt for each rider in the vehicle. To be operated on a roadway within the Village, the vehicle must have at a minimum brakes, a steering apparatus, tires, a rearview mirror, red reflectorized warning devices in the front and the rear, a slow moving emblem on the rear of the vehicle, a headlight that emits a white light visible from a distance of 500 feet to the front, a tail light that emits a red light visible at least 100 feet from the rear, brake lights, turn signals, ~~and windshield~~ and seat belts.

Section two: Operation of Properly Equipped Golf Carts or Utility Vehicles:

Subject to the requirements of 625 ILCS 5/11-1426.1 of the Illinois Vehicle Code, which are hereby adopted by the Village only as to Properly Equipped Golf Carts or Utility Vehicles as defined in this Ordinance, and any other requirements imposed by this Ordinance, drivers properly licensed to operate motor vehicles on the roadways of the Village having a posted speed limit of 35 miles or less. A Properly Equipped Golf Cart or Utility Vehicle shall be permitted to cross a State highway only at an intersection controlled by a traffic light or a 4-way stop sign and at the following intersections with the State highway: (a) Pontiac and Peoria Ottawa Road Streets and Route 251, (b) Elm Street and Route 251 and (c) Wauponis and Poplar Streets and Route 251 Other than Properly Equipped Golf Carts or Utility Vehicles which may be operated on the roadways of the Village in accordance with this Ordinance, no Non-Highway Vehicles as defined in said Section 5/11-1426.1 shall be permitted to be operated on the roadways of the Village. Each operator or passenger in the vehicle shall be required to use the seat belts in the vehicle at all times when the vehicle is in motion.

Section three: Annual Registration of Properly Equipped Golf Carts or Utility Vehicles

No Properly Equipped Golf Carts or Utility Vehicles shall be operated on any roadway of the Village unless the owner(s) thereof shall have first registered the Properly Equipped Golf Cart or Utility Vehicle with the Village in accordance with the following:

(a) Registration of Properly Equipped Golf Carts or Utility Vehicles shall be administered by the Chief of Police, and his designees, and applications for registration shall be made on a form prescribed by the Village, said form to include a statement under oath or penalties of perjury that the Properly Equipped Golf Cart or Utility Vehicle meets the definition under this Ordinance, and proof of liability insurance for said Properly Equipped Golf Cart or Utility Vehicles having at least the same limits under the mandatory insurance law of the State of Illinois.

(b) Registered Properly Equipped Golf Carts or Utility Vehicles shall be issued a sticker which shall be affixed to the registered vehicle in a prominent visible location as directed by the Chief of Police, or his designees. The fee for the sticker shall be in an amount as the Village may from time to time determine by resolution. The initial fee shall be Fifty Dollars per year.

(c) Registrations shall be effective from the date of issuance until the March 31st next following and shall be renewed annually in the same manner as the original registration. The annual fee shall be prorated in the case of partial years based on the months, or parts of months, the registration shall be effective.

(d) Registrations shall not be transferable in the event of change of ownership.

(e) Registrations shall be subject to revocation by the Chief of Police in the event of a violation of the requirements of 625 ILCS 5/11-1426.1 of the Illinois Motor Vehicle Code, or any of the provisions of this Ordinance. A revocation shall be made in writing and shall set forth the provision(s) of the statute or ordinance found to be violated. Revocations may be appealed in writing to the Board of Trustees fourteen days from the issuance of the revocation and, if appealed, the Board of Trustees shall hold a public hearing at which the affected

owner may appear, present witnesses and evidence, and be represented by an attorney. The Board of Trustees shall uphold the revocation if it determines at the hearing that the violation which was the basis for the revocation occurred. During the appeal process, the revocation shall remain in full force and effect.

(f) In the event a revocation is revoked due to a failure to maintain the required liability insurance or a failure to maintain the condition of the vehicle in compliance with this ordinance, including but not limited to, maintaining the required safety systems, the Chief of Police, in his discretion, may reinstate the registration upon documentation of reinstatement of the required insurance or the repair or modification of the Properly Equipped Golf Cart or Utility Vehicle necessary to cure any deficiencies, as applicable, if the Chief of Police determines that the violation was not intentional or not likely to recur.

Section four: Inspection of Properly Equipped Golf Carts or Utility Vehicles.

Properly Equipped Golf Carts or Utility Vehicles registered, or proposed to be registered, pursuant to this Ordinance shall be subject to inspection by the Chief of Police, or his designees, at any time to determine that said Properly Equipped Golf Cart or Utility Vehicle meets, and continues to meet, the definition thereof as set forth in this Ordinance, particularly the provisions for maintenance in operating condition of required safety systems and equipment.

Section five: Mandatory Insurance.

The owner of any Properly Equipped Golf Cart or Utility Vehicle registered under this Ordinance shall continuously maintain liability insurance for said vehicle having at least the same limits as required from time to time for motor vehicles under the mandatory insurance law of the State of Illinois.

Section six: Operation limited to Licensed Drivers.

No person who is not properly licensed to operate motor vehicles on the roadways of the Village shall operate a Properly Equipped Golf Cart or Utility Vehicle within the Village, and the provisions of Section 6-107 providing for graduated licenses for young drivers shall be fully applicable to the operation of Properly Equipped Golf Cart or Utility Vehicle.

Section seven: Other Laws, Regulation and Ordinances.

Properly Equipped Golf Carts or Utility Vehicles shall be operated at all times in accordance with the provisions of the Illinois Vehicle Code, the rules of the road contained therein, and any other laws, regulations or ordinances governing the operation of motor vehicles in the Village, as well as any other laws, regulations or ordinances specifically pertaining to Properly Equipped Golf Carts or Utility Vehicles and the operation thereof.

Section eight: Violations.

In addition to the revocation of the registration for a Properly Equipped Golf Cart or Utility Vehicle as provided in this ordinance, any person violating the provisions of this ordinance shall be subject to punishment with the initial violation by an owner or an operator resulting in a warning; the second violation by an owner or an operator shall result in a fine of \$150.00 and the third or subsequent violation by an owner or operator shall result in fine of \$250.00 and disqualification from the operation of any vehicle defined herein for a period of three years. The provisions hereof for prosecuting violations of this ordinance are not intended to supercede the Illinois Vehicle Code, or to in any way impair the prosecution of violations of the Illinois Vehicle code involving the operations of non-highway vehicles.

Section nine: Severability.

The provisions and sections of this ordinance shall be deemed separable and the invalidity of any portion of this ordinance shall not affect the validity of the remainder.

Section ten: Effective date.

This Ordinance shall be effective ten (10) days from and after passage, approval and publication in pamphlet form as required by law, and all ordinances in conflict herewith are hereby repealed.

PASSED AND ADOPTED at a regular meeting of the Village Board of the Village of Tonica, LaSalle County, Illinois, this ___ day of ___, 2014, by an aye and nay roll call vote as follows:

DENNIS FORD	_____	AYE;	_____	NAY;	_____	ABSENT,	_____	PASS
ROBERT FOLTY	_____	AYE;	_____	NAY;	_____	ABSENT,	_____	PASS
RICH HIGGINS	_____	AYE;	_____	NAY;	_____	ABSENT,	_____	PASS

MONICA KREISER _____ AYE; _____ NAY; _____ ABSENT, _____ PASS
RON SONS _____ AYE; _____ NAY; _____ ABSENT, _____ PASS
DAVID WIESBROCK _____ AYE; _____ NAY; _____ ABSENT, _____ PASS

APPROVED:

President KEVIN SLUDER, Village

ATTEST;

HEATHER SHERMAN, Village Clerk