

## CHAPTER 1

### ENFORCEMENT OF TRAFFIC REGULATIONS

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**10-1-1: ADOPTION OF ILLINOIS VEHICLE CODE:**

Pursuant to the authority vested within the village by Section 1-3-2 of the Illinois Municipal Code, 65 ILCS 5/1-3-2, the village hereby adopts, by reference, the Illinois Vehicle Code, 625 ILCS 5/1-100, et. seq., in its entirety, as heretofore enacted or hereafter amended, and the same are hereby adopted as ordinance provisions of the village. Any violation of said provisions of the Illinois Vehicle Code shall hereinafter be considered a violation of this chapter and each such violation shall subject the violator thereof to the penalty provisions provided in the Illinois Vehicle Code or where superseded by the Comprehensive Fine Schedule, Section 1-17-11.

**10-1-2: DEFINITIONS:**

The definitions applicable to the Illinois Vehicle Code are applicable to this Title 10.

**10-1-3: SPEED RESTRICTIONS:**

Maximum Speed Limit; Exceptions: On the basis of a traffic investigation concerning the streets and highways under the jurisdiction of the Village, it is hereby determined that the speed limits established for streets and highways within the Village by Section 11-601 of the Illinois Vehicle Code as amended are excessive, and that, therefore, the maximum speed limit for a motor vehicle on all streets within the corporate limits of the Village, which are not under the jurisdiction of the Illinois Department of Transportation or the Illinois State Toll Highway Commission, shall be twenty (20) miles per hour on all such streets and highways within the Village, except that:

- Knightsbridge Parkway
- Barclay Boulevard
- Marriott Drive
- Tower Parkway
- Overlook Point
- Schelter Road
- Heathrow Drive

Margate Drive  
Bond Street

shall be thirty (30) miles per hour, and maximum speed limits on the following streets and highways:

LCH 24, Riverwoods Road  
SBR 22, Half Day Road  
SBR 21, Milwaukee Avenue  
LCH 44, Long Grove - Aptakistic Road

shall be as specified in the Illinois Vehicle Code as amended or as otherwise determined by the governmental authority having jurisdiction thereof.

**10-1-4: MISCELLANEOUS TRAFFIC REGULATIONS:**

A. Authority To Designate Through Streets And Stop And Yield Intersections:

1. The Village with reference to streets under its jurisdiction may designate through streets and erect stop signs or yield signs at specified locations thereto, or may designate any intersection as a stop intersection or as a yield intersection and erect stop signs or yield signs at one or more entrances to such intersection.
2. Every stop and yield sign shall conform to the State Manual and Specifications or in cases of the stop or yield sign not conforming to the State Manual and Specifications, the stop or yield sign shall at a minimum conform to the following local specifications:
  - a. Intersection of two through streets of relatively equal traffic volume with identifiable safety hazards in the immediate area; or
  - b. Intersection of two through streets not intersecting at right angles where the configuration of the intersection limits safe visibility; or
  - c. Intersection of two through streets with uncorrectable natural sight-line obstructions involving, but not limited to, landscape berms, trees, roadway incline.
3. The Village may in its discretion and when traffic conditions warrant such action give preference to traffic upon any of the streets under its jurisdiction over traffic crossing or entering such street by erecting

appropriate traffic control devices.

B. Turning Restrictions:

1. Additional Limitations on U-Turns:

In addition to limitations on U turns in the Illinois Vehicle Code, a driver of a motor vehicle cannot make the following U-turns so as to:

- a. Proceed in the opposite direction within any intersection where vehicular movement is controlled by traffic-control signals or other traffic-control devices.
- b. Proceed in the opposite direction upon any street or highway within three hundred feet (300') from any intersection where vehicular movement is controlled by traffic-control devices and/or stop signs, when such movement cannot be made in safety and without interfering with other traffic.
- c. Avoid the instructions of any official traffic-control devices.

C. Emerging From Alley, Building Private Road Or Driveway:

The driver of a vehicle emerging from an alley, building, private road or driveway within an urban area shall stop such vehicle immediately prior to driving into the sidewalk area extending across such alley, building entrance road or driveway, or in the event there is no sidewalk area, shall stop at the point nearest the street to be entered where the driver has a view of approaching traffic thereon, and shall yield the right-of-way to any pedestrian as may be necessary to avoid collision, and upon entering the roadway shall yield the right-of-way to all vehicles approaching such roadway.

D. Negligent Driving:

A person commits the offense of negligent driving when he operates any motor vehicle in a manner that he fails to become aware of certain circumstances that exist or of the possible results that will follow from his conduct, where such conduct constitutes a substantial deviation from the standard of care which a reasonable person would exercise in the situation.

E. Farm Tractor Operation Regulated:

1. No person shall operate a farm tractor on a highway unless such tractor is

being used as an implement of husbandry in connection with farming operations. For the purpose of this Section, the following definitions apply:

- a. Farm Tractor- Every motorized device designed and used primarily as a farm implement for drawing wagons, plows, mowing machines and other implements of husbandry, and every implement of husbandry which is self-propelled, excluding all-terrain vehicles and off-highway motorcycles as defined in this Title.
  - b. Antique Tractor- Any vehicle which was originally manufactured as a Farm Tractor but which is no longer used for any agricultural or husbandry purposes and meets all of the following criteria:
    - (1) Fifty (50) years of age or older;
    - (2) Gross vehicle weight less than 8,000 pounds;
    - (3) Equipped with manufacturer rated engine with not greater than fifty (50) horsepower;
    - (4) Equipped with all required safety; equipment, including operating headlights, red tail lights and "Slow Moving Vehicle" diamond signs; and
    - (5) Equipped with manufacturer-specified exhaust muffler in proper operating condition.
2. For the purpose of this Section, use of a farm tractor as an implement of husbandry in connection with farming operations shall be deemed to include use of such tractor in connection with the transportation of agricultural products and of farm machinery, equipment and supplies as well as transportation of such tractors in connection with the obtaining of repairs thereto, and the towing of a registered truck not more than eight thousand (8,000) pounds for use as return transportation after the tractor is left at the place of work or repair.
  3. Notwithstanding anything in this Chapter to the contrary, Antique Tractors shall be permitted to be operated solely for the purpose of exhibition or demonstration on Rights-of-Way under the Village's jurisdiction and control, provided the owner or operator shall at all times:

- a. Operate the vehicle no faster than twenty (20) miles per hour;
  - b. Have proof of valid insurance including liability coverage with limits of not less than the minimum statutory amounts as described in Section 7-203 of the Illinois Vehicle Code;
  - c. Be 18 years of age or older;
  - d. Display a valid Village Registration Card, issued by the Chief of Police, verifying that such tractor meets all the criteria in the definition for Antique Tractor; and
  - e. Yield to any motor vehicle of the First or Second Division, as defined in this Title, and implement the hand signals required by law prior to making any turns.
4. Antique Tractor Registration.
- a. Before operating an Antique Tractor in the Village, and annually thereafter, the owner shall register the Antique Tractor with the Chief of Police, who shall cause the Antique Tractor to be inspected to verify whether such tractor meets the criteria in the definition of Antique Tractor. If the tractor meets all the criteria in the definition of Antique Tractor the Chief of Police shall issue a Village Registration Card to the owner, which shall be conspicuously displayed on the Antique Tractor at all times. A Vehicle Registration Card shall be valid from May 1 to April 30.
  - b. The Chief of Police shall revoke the Village Registration Card from any owner who (a) operates or permits to be operated an Antique Tractor in a manner which violates subsection (C), or (b) fails to maintain the Antique Tractor in compliance with the criteria in the definition of Antique Tractor. Any owner who shall suffer the revocation of a Village Registration Card may not apply for a new Village Registration Card until the following year.
  - c. It shall be unlawful to operate an Antique Tractor in the Village without a Village Registration Card.
- F. Authority To Restrict Use Of Streets: When the Village Director of Public Works finds, during the period of March 15 through June 15, that because of deterioration, rain, snow and other climatic conditions certain streets in the Village will be seriously damaged or destroyed by the use of certain vehicles thereon, he shall be authorized to prohibit the operation of those certain

vehicles on said streets for a period not to exceed ninety (90) days in one calendar year and shall be authorized to erect and cause to be maintained signs so designating this prohibition on each end of that portion of any street affected thereby. This prohibition shall not be effective unless and until such signs are erected and maintained.

Variances to this Section may be granted by the Village Manager or his designate to accommodate service trucks upon request.

**10-1-5: PARKING REGULATIONS:**

**A. General Parking Restrictions:**

1. **Limited Parking:** It shall be unlawful for the driver of any vehicle to park in a limited parking zone longer than the time designated by official signs.
2. **Night and Winter Parking, Restricted Hours:** It shall be unlawful for the driver of any vehicle to park said vehicle, or for the owner of said vehicle to permit said vehicle to be parked on any street in the Village between the hours of two o'clock (2:00) A.M. and six o'clock (6:00) A.M. of any day, or at any time after snow begins to fall and for a period of eight (8) hours after snow stops falling, if the snow on the streets exceeds one inch (1") in depth; provided, that said eight (8) hour parking restriction shall continue during snow removal operations until completed. The Public Safety Committee has power, subject to the approval of the Mayor, to designate by appropriate signs that no parking is permitted during the hours and under the conditions described in this subsection.
3. **Parking Near School Grounds:** It shall be unlawful for any person in charge of any motor vehicle to park the same or to allow the same to stand for more than a period of thirty (30) minutes upon any public highway within the Village at a distance nearer than one hundred feet (100') from any part of any school grounds or school premises which are being used for school purposes at any time between the hours of eight o'clock (8:00) A.M. and four thirty o'clock (4:30) P.M. upon any day on which a school session is being held in, about or upon such grounds or premises.
4. **Parking for Sale, Display:** It shall be unlawful for any person to park a motor vehicle or any other article for the purposes of selling, displaying or repairing said motor vehicle, or any other article or to sell any item from said motor vehicle or any other article, on any street or highway within the Village.

5. **Parking on Private Property:** It shall be unlawful to park any motor vehicle on any private property without the consent of the owner of the property.
6. No vehicle shall be parked in a non-designated space within the traveled portion of a parking aisle, or in such a manner that the vehicle creates an obstruction and/or impedes the smooth, safe and steady flow of traffic.

**B. Recreational Vehicle Parking Regulations:**

1. **Prohibited Parking:** Outdoor parking of recreational vehicles is prohibited in residentially zoned districts except as allowed by subsection B hereof.
2. **Permitted Parking:** One (1) Recreational Vehicle may be parked outdoors on a lot located in a residential zoning district, subject to the following conditions:
  - a. The Recreational Vehicle shall be parked in an interior side yard of a lot, on a paved surface, compacted surface, or impervious surface, provided that no part of the Recreational Vehicle projects beyond the predominant front plane or rear plane of any residence or garage to which it is immediately adjacent on said lot.
  - b. The Recreational Vehicle may be parked in a required interior side yard but shall be parked no less than ten feet (10') from any interior side lot line.
  - c. The Recreational Vehicle shall be parked in such a manner as to be properly and fully screened from adjoining properties, excluding the right-of-way, as viewed at a height of six feet (6') from the prevailing grade level of said adjoining properties. For purposes of this Section, proper and full screening shall consist of any vegetation which is sufficiently tall and dense at any time when said vehicle is parked on the lot to materially screen the view of said vehicle.
3. Recreational Vehicles may be parked in a residence district temporarily for a period not to exceed seven (7) days solely for the purposes of loading or unloading or maintaining said vehicles. The owner seeking to temporarily park said Recreational Vehicle must notify and receive the permission of the Chief of Police or his designated agent prior to



the parking of said vehicle.

4. Intentionally omitted.
5. Exceptions: This section shall not apply to licensed and registered antique or handicapped automobiles.
6. Enforcement: Any authorized Village official or employee shall enforce the provisions of this Section. (Ord. 14-3337-64 eff. 10/27/14)
7. Short Term Visitor's Parking:
  - a. The Chief of Police may, upon written application, issue a permit allowing a visitor's recreational or commercial vehicle to be parked on a private driveway in a residence district for a period not to exceed fourteen (14) days; provided, however, that the visitor agrees to maintain the vehicle in such a fashion so as to avoid interfering with regular vehicular traffic or the enjoyment of adjoining residential dwellings.
  - b. A decision of the Chief of Police to deny a permit requested pursuant to paragraph 1 may be appealed by the applicant directly to the Village Board of Trustees who shall, as soon as practicable, hold a hearing thereon and issue a written decision affirming or reversing said denial.

C. Parking Of Certain Second Division Vehicles In Residential Areas:

1. Findings: The driving habits of private individuals have changed over the years so that certain small sized pickup trucks (examples: Subaru Brat, Ford Ranger, and Chevy S-10) are now being used for private passenger use on the same basis as the more standard family passenger vehicles.
2. Definition: For purposes of this Section, the term "second division" shall mean those motor vehicles which are designed for pulling or carrying freight or cargo.
3. Permitted Parking: One second division vehicle, as defined above, may be parked in the driveway in a residential district subject, however, to the following conditions:
  - a. That the vehicle shall be privately owned and operated exclusively for family use in that it shall not be operated for the

transportation of persons or property in the furtherance of any commercial or industrial enterprise, including "for hire" and "not-for-hire".

- b. That the vehicle shall be registered to a member of the family at the residence address and shall display both State and Village registration.
- c. That the licensing classification of the vehicle shall not exceed the "B" classification as set forth in Section 3-815 of The Illinois Vehicle Code.
- d. That the vehicle shall not have painted or mounted thereon any advertising, identifying symbols, lettering, logos or other identification, including magnetic or any other type of signs.
- e. That only one such vehicle shall be parked in a driveway at any one time.
- f. That there shall not be any cargo or debris stored in the bed area of said vehicle at any time when the vehicle is parked in the driveway.

D. Commercial Vehicle Parking Regulations:

1. Prohibited Parking: Outdoor parking of Commercial Vehicles is prohibited in residentially zoned districts except in the manner described in this Section.
2. Commercial vehicles may be parked in a residence district temporarily for a period not to exceed seven (7) days solely for the purposes of loading or unloading or maintaining said vehicles. The owner seeking to temporarily park said Commercial Vehicle must notify and receive the permission of the Chief of Police or his designated agent prior to the parking of said vehicle.
3. At any time, only one Vehicle which bears Class B license plates, but which does not qualify as a Commercial Vehicle for the purpose of this Title, shall be permitted to be parked outdoors on a lot located in a residential district, provided that it shall be prohibited when such vehicle contains cargo or debris stored in the bed area of said vehicle. The Chief of Police may, upon written application, issue a permit to the owner of a residential lot allowing for a second Vehicle of such type to be parked on said lot for a period of not to exceed fourteen (14) days; provided that the grantee agrees to maintain the Vehicle in such fashion so as to avoid interfering

with regular vehicular traffic or the enjoyment of adjoining residential dwellings.

4. Notwithstanding the other provisions of this Section, the outdoor parking of Commercial Vehicles in a residence district is permitted between the hours of seven o'clock (7:00) A.M. and eight o'clock (8:00) P.M. daily without permission, allowing for Commercial Vehicles being operated by persons providing services to residents. Between eight o'clock (8:00) P.M. and seven o'clock (7:00) A.M. daily, when commercial services are required to be provided on an emergency basis, the outdoor parking of Commercial Vehicles in a residence district shall be permitted only during such time while the emergency services are being performed.

E. Persons with Disabilities - Parking Privileges - Exemptions:

1. A motor vehicle bearing registration plates issued to a person with disabilities, as defined by Section 1-159.1, of the Illinois Vehicle Code, herein referred to as the IVC, pursuant to Section 3-616 of the IVC, or to a disabled veteran pursuant to Section 3-609 of the IVC, or a special decal or device issued pursuant to Section 3-616 of the IVC or pursuant to 11-1301.2 of the IVC, or a motor vehicle registered in another jurisdiction, state, district, territory or foreign country upon which is displayed a registration plate, special decal or device issued by the other jurisdiction designating the vehicle is operated by or for a person with disabilities; shall be exempt from the payment of parking meter fees and exempt from any statute or ordinance imposing time limitations on parking, except limitations of one-half hour or less, on any street or highway zone, or any parking lots or parking places which are owned, leased or owned and leased by the Village; but
2. Such vehicle shall be subject to the laws which prohibit parking in “no stopping” and “no standing” zones in front of or near fire hydrants, driveways, public building entrances and exits, bus stops and loading areas, and is prohibited from parking where the motor vehicle constitutes a traffic hazard whereby such vehicle shall be moved at the instruction and request of a law enforcement officer to a location designated by the officer.
3. Any motor vehicle bearing registration plates or a special decal or device specified in this Section or in Section 3-616 of the IVC or such parking device as specifically authorized in Section 11-1301.2 of the IVC, as evidence that the vehicle is operated by or for a person with disabilities or disabled veteran may park, in addition to any other lawful place, in any parking place specifically reserved for such vehicles by the posting of an

official sign as provided under Section 11-301 of the IVC.

4. Parking privileges granted by this Section are strictly limited to the person to whom the special registration plates, special decal or device were issued and to qualified operators acting under his express direction while the person with disabilities is present. A person to whom privileges were granted shall at the request of a police officer or any other person invested by law with authority to direct, control, or regulate traffic, present an identification card with a picture as verification that the person is the person to whom the special registration plates, special decal or device was issued.

Such parking privileges granted by this Section are also extended to motor vehicles of not-for-profit organizations used for the transportation of person with disabilities when such motor vehicles display the decal or device issued pursuant to Section 11-1301.2 of the IVC.

5. No person shall use any area for the parking of any motor vehicle pursuant to Section 11-1303 of the IVC or where an official sign controlling such area expressly prohibits parking at any time or during certain hours.

6. Special Decals for Persons with Disabilities Parking:

- a. The Secretary of State shall provide for, by administrative rules, the design, size, color, and placement of a person with disabilities motorist decal or device and shall provide for, by administrative rules, the content and form of an application for a person with disabilities motorist decal or device, which shall be used by the Village in the issuance thereof to a person with disabilities, provided that the decal or device is valid for no more than 90 days, subject to renewal for like periods based upon continued disability for periods not longer than one (1) year, and further provided that the decal or device clearly sets forth the date that the decal or device expires. The application shall include the requirement of an Illinois Identification Card number or a State of Illinois driver's license number. This decal or device shall be the property of such person with disabilities and may be used by that person to designate and identify a vehicle not owned or displaying registration plates as provided in Sections 3-609 and 3-616 of the IVC to designate when the vehicle is being used to transport said person or persons with disabilities, and thus is entitled to enjoy all the privileges that would be afforded a person with a disabilities licensed vehicle. Any Person with disabilities decals or devices issued and displayed pursuant to Section 1303.3 of the IVC shall be recognized and honored by the Village regardless of which local authority issued such decal or device. One additional decal or device may be issued

to an applicant upon the written approval of the Secretary of State.

A decal or device shall be issued by the Village only upon showing by adequate documentation that the person for whose benefit the decal or device is to be used has a temporary disability as defined in Section 1-159.1 of the IVC.

- b. The Village shall be responsible for the provision of such decal or device, its issuance and designated placement within the vehicle. The cost, if any, of such decal or device, and for replacement decals or devices if the original is lost, stolen or destroyed, as established in the Comprehensive Fee Schedule set forth in Chapter 15 of Title 1 of this Code.

7. Unauthorized Use of Parking Places Reserved for Persons with Disabilities:

- a. It shall be prohibited to park any motor vehicle which is not properly displaying registration plates or decals issued to a person with disabilities, as defined by Section 1-159.1 of the IVC, pursuant to Sections 3-616, 11-1301.1 or 11-1301.2 of the IVC or to a disabled veteran pursuant to Section 3-609 of the IVC, as evidence that the vehicle is operated by or for a person with disabilities or disabled veteran, in any parking place, including any private or public off-street parking facility, specifically reserved, by the posting of an official sign as designated under Section 11-301 of the IVC for motor vehicles bearing such registration plates. It shall be prohibited to park any motor vehicle in a designated access aisle adjacent to any parking place specifically reserved for persons with disabilities, by the posting of an official sign as designated under Section 11-301 of the IVC, for motor vehicles displaying such registration plates. When using the parking privileges for persons with disabilities, the parking decal or device must be displayed properly in the vehicle where it is clearly visible to law enforcement personnel, either hanging from the rearview mirror or placed on the dashboard of the vehicle in clear view. Any motor vehicle properly displaying a disability license plate or a parking decal or device containing the International symbol of access issued to persons with disabilities by any local authority, state, district, territory or foreign country shall be recognized by State and local authorities as a valid license plate or device and receive the same parking privileges as residents of this State.

- b. An individual with a vehicle displaying disability license plates or a parking decal or device issued to a qualified person with a disability under Sections 3-616, 11-1301.1 or 11-1301.2 of the IVC or to a disabled veteran under Section 3-609 of the IVC is in violation of this Section if (i) the person using the disability license plate or parking decal or device is not the authorized holder of the disability license plate or parking decal or device or is not transporting the authorized holder of the disability license plate or parking decal or device to or from the parking location and (ii) the person uses the disability license plate or parking decal or device to exercise any privileges granted through the disability license plate or parking decals or devices under this Code.
8. Any person or local authority owning or operating any public or private off-street parking facility may, after notifying the police or sheriff's department, remove or cause to be removed to the nearest garage or other place of safety any vehicle parked within a stall or space reserved for use by a person with disabilities which does not display person with disabilities registration plates or a special decal or device as required under this Section.
9. Any person found guilty of violating the provisions of subsection C.1 shall be fined in accordance with the Comprehensive Fine/Penalty Schedule set forth in Chapter 17 of Title 1 of this Code, in addition to any costs or charges connected with the removal or storage of any motor vehicle authorized under this Section. It shall not be a defense to a charge under this Section that either the sign posted pursuant to this Section or the intended accessible parking place does not comply with the technical requirements of Section 11-301 of the IVC, Department regulations, or local ordinance if a reasonable person would be made aware by the sign or notice on or near the parking place that the place is reserved for a person with disabilities.
10. As used in this Section, "authorized holder" means an individual issued a disability license plate under Section 3-616 of the IVC, and individual issued a parking decal or device under Section 11-1301.2 of the IVC, or an individual issued a disabled veteran's license plate under Section 3-609 of the IVC.
11. The Village shall grant the same parking privileges which are granted to disabled residents of this State to any non-resident whose motor vehicle is licensed in another state, district, territory or foreign country if such vehicle displays the International Symbol of access or distinguishing insignia on

license plates or parking device issued in accordance with the laws of the non-resident's state, district, territory or foreign country. (Amd. Ord. 10-3137-14, eff. 4/12/10)

**10-1-6: DEPOSIT OF SNOW OR ICE UPON PUBLIC ROADWAYS - PROHIBITION:**

No person, firm, corporation or institution, public or private, shall plow or remove or cause to be plowed or removed, ice or snow from any shopping center, parking lot, commercial or institutional service area, private roadway or driveway or any other public or private service area or driveway and deposit such ice or snow upon a public roadway or along the shoulder or edge of a public roadway.

**10-1-7: SAFETY SEAT BELTS**

- A. No person shall sell any 1965 or later model motor vehicle of the first division unless the front seat of such motor vehicle is equipped with two (2) sets of seat safety belts. Motorcycles are exempted from the provisions of this Section.
- B. No person shall operate any 1965 or later model motor vehicle of the first division that is titled or licensed by the Secretary of State unless the front seat of such motor vehicle is equipped with two (2) sets of seat safety belts.
- C. As used in this Section, "seat safety belts" means a set of belts or a harness meeting the specifications established by the Department and installed in such manner as to prevent or materially reduce the movement of the person using the same in the event of collision or upset of the vehicle.
- D. The Department shall establish performance specifications for seat safety belts and for the attachment and installation thereof.
- E. All occupants of a motor vehicle of the First Division, a motor vehicle of the Second Division with a gross vehicle weight rating of nine thousand (9,000) pounds or less, a recreational vehicle, or the driver or front seat passenger of Second Division motor vehicle with a gross vehicle weight exceeding nine thousand (9,000) pounds, operated on a street or highway in this Village shall wear a properly adjusted and fastened seat safety belt; except that, a child less than six (6) years of age shall be protected as required pursuant to the Child Passenger Protection Act. Each driver of a motor vehicle transporting a child six (6) years of age or more, but less than sixteen (16) years of age, shall secure the child in a properly adjusted and fastened seat safety belt.

- F. When any person is transporting a resident child of this State under the age of 4 years in a non-commercial motor vehicle of the first division, a motor vehicle of the second division with a gross vehicle weight rating of 9,000 pounds or less, or a recreational vehicle on the roadways, streets or highways of this State, such person shall be responsible for providing for the protection of such child by properly securing him or her in a child restraint system, except in cases of medical emergency. The parent or legal guardian of a child under the age of 4 years shall provide a child restraint system to any person who transports his or her child. Any person who transports the child of another shall not be in violation of this Section unless a child restraint system was provided by the parent or legal guardian but not used to transport the child.
- G. Every person, when transporting a child 4 years of age or older but under the age of 6, shall be responsible for securing that child in either a child restraint system or seat belts, except in cases of medical emergency.
- H. In no event shall a person's failure to secure a child under 6 years of age in an approved child restraint system or properly secure such child, if age 4 or 5, in a seat belt constitute contributory negligence or be admissible as evidence in the trial of any civil action.
- I. Subsection E shall not apply to any of the following:
1. A driver or passenger frequently stopping and leaving the vehicle or delivering property from the vehicle, if the speed of the vehicle between stops does not exceed fifteen (15) miles per hour.
  2. A driver or passenger possessing a written statement from a physician that such person is unable, for medical or physical reasons, to wear a seat safety belt.
  3. A driver or passenger possessing an official certificate or license endorsement issued by the appropriate agency in another state or country indicating that the driver is unable for medical, physical, or other valid reason to wear a seat safety belt.
  4. A driver operating a motor vehicle in reverse.
  5. A motor vehicle with a model year prior to 1965.
  6. A motorcycle or motor driven cycle
  7. A motorized pedal cycle



8. A motor vehicle which is not required to be equipped with seat safety belts under Federal law.
  9. A motor vehicle operated by a rural letter carrier of the United States postal service while performing duties as a rural letter carrier.
- J. Failure to wear a seat safety belt in violation of this Section shall not be considered evidence of negligence, shall not limit the liability of an insurer, and shall not diminish any recovery for damages arising out of the ownership, maintenance, or operation of a motor vehicle.
- K. A violation of this Section shall be a petty offense in accordance with the Comprehensive Fine Schedule set forth in Chapter 17 of Title 1 of this Code.

**10-1-8: SIZE, WEIGHT LIMITATIONS:**

- A. No vehicle or combination of vehicles equipped with pneumatic tires shall be operated, unladen or with load, when the gross weight on the road surface through any axle thereof exceeds twelve thousand (12,000) pounds, upon any street or highway within the Village except the following:

Riverwoods Road  
SBR Route 22 (Half Day Road)  
SBR Route 21 (Milwaukee Road)  
LCH 44 (Aptakistic Road)  
Schelter Road  
Bond Street  
Heathrow Drive

Where the maximum gross weight of the vehicles shall be as specified in the Illinois Vehicle Code, as amended, or as otherwise determined by the governmental authority having jurisdiction thereof; and except:

Barclay Blvd.  
Knightsbridge Parkway  
Marriott Drive  
Tower Parkway

Where the maximum gross weight on the road's surface through any axle shall not exceed sixteen thousand (16,000) pounds per axle; and except:

Londonderry Lane

Where the gross weight on the road's surface through any one axle shall not exceed eight thousand (8,000) pounds

- B. The following provisions of the Illinois Vehicle Code, Section 15, with specific amendments of Sections 15-111, 15-112, 15-113, 15-113.1, 15-113.2, 15-113.3, are hereby adopted by reference and as they may be amended from time to time.
- C: Certain Vehicles Excepted: The provisions of this Article governing size, weight and load do not apply to fire apparatus or equipment for snow and ice removal operations owned or operated by any governmental body or to implements of husbandry temporarily operated or towed in a combination upon a highway, provided such combination does not consist of more than three (3) vehicles or, in the case of hauling fresh, perishable fruits or vegetables from farm to the point of first processing, not more than three (3) wagons being towed by an implement of husbandry, or to a vehicle operated under the terms of a special permit issued by the Village.
- D: Special Permit For Excess Weight; Application:
1. When in his judgment, an emergency or other circumstances exist, the Village Manager, his designate, or in their absence, the Mayor of the Village, with respect to streets and highways under the jurisdiction of the Village may, in his discretion upon application in writing and good cause being shown therefore, issue a special permit in writing authorizing the applicant to operate or move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding the maximum limitation or otherwise not in conformity with the provisions of this Article upon any street or highway under the jurisdiction of the Village.
  2. The application for any such permit shall specifically describe and identify the vehicle or vehicles and loads to be operated or moved and the particular streets or highways for which permit to operate is requested, and whether such permit is requested for a single trip or for continuous operation, and include the date(s) and hours authorized.
  3. The Village Manager, his designate or the Mayor of the Village, is authorized to issue or withhold such permit when, in his judgment the severity of the emergency, the size and weight of the vehicle, the type of vehicle in question, the particular street's in question, and the weather conditions, foundations, surfaces and structures warrant such action; or, if such permit is issued, to limit the number of trips, or to establish

seasonal or other time limitations within which the vehicles described may be operated on the streets or highways indicated, or otherwise to limit or prescribe conditions of operation of such vehicle or vehicles, when necessary to assure against undue damage to the road foundations, surfaces or structures, and may require such undertaking or other security as may be deemed necessary to compensate for any injury to any roadway or road surface.

**10-1-9: ABANDONED, INOPERABLE VEHICLES**

**10-1-9-1: INOPERABLE MOTOR VEHICLES:**

- A. Parking, Nuisance Declared: The parking of all inoperable motor vehicles whether on public or private property, is hereby declared to be a nuisance. Any person who fails to obey a notice received from the Village which states that such person is to dispose of any inoperable motor vehicles under his control shall commit a nuisance and shall be guilty of a violation of this Section. The Police Department may remove, after seven (7) days from the issuance of the Village notice, any inoperable motor vehicle or parts thereof.
- B. Definitions, Exceptions: As used in this Section, "inoperable motor vehicle" means any motor vehicle from which, for a period of at least seven (7) days, the engine, wheels or other parts have been altered, damaged or otherwise so treated that the vehicle is incapable of being driven under its own motor power. "Inoperable motor vehicle" shall not include a motor vehicle which has been rendered temporarily incapable of being driven under its own motor power in order to perform ordinary service or repair operations. However, nothing in this Section shall apply to any motor vehicle that is kept within a building when not in use, or to historic vehicles over twenty five (25) years of age or to a motor vehicle on the premises of a place of business engaged in the wrecking or junking of motor vehicles.

**10-1-9-2: ABANDONMENT OF VEHICLES PROHIBITED:**

- A. The abandonment of a motor vehicle or other vehicle or any part thereof on any highway in the Village is unlawful and subject to penalties as set forth in the Comprehensive Fine/Penalty Schedule as provided in Chapter 17, of Title 1 of this Code.
- B. The abandonment of a motor vehicle or other vehicle or any part thereof on private or public property, other than a highway, in view of the general public, anywhere in the Village is unlawful except on property of the owner or bailee of

such abandoned vehicle. A motor vehicle or other vehicle or any part thereof so abandoned on private property may be authorized for removal by the Police Department 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 11-40-3.1 of the Illinois Municipal Code. A violation of this Section is subject to penalties as set forth in the Comprehensive Fine/Penalty Schedule as provided in Chapter 17, of Title 1 of this Code.

**10-1-9-3: NOTIFICATION TO LAW ENFORCEMENT AGENCIES:**

When an abandoned, lost, stolen or unclaimed motor vehicle or other vehicle comes into the temporary possession or custody of a person in the Village, not the owner of the vehicle, such person shall immediately notify the Police Department. Upon receipt of such notification, the police will authorize a towing service to remove and take possession of the abandoned, lost, stolen or unclaimed motor vehicle or other vehicle. The towing service will safely keep the towed vehicle and its contents and maintain a record of the tow as set forth in Section 10-9-5, 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 Chapter.

**10-1-9-4: REMOVAL OF VEHICLES:**

- A. When a motor vehicle or other 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 the Police Department.
- B. When a motor vehicle or other 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 hours (24) or more, its removal by a towing service may be authorized by the Police Department.
- C. When an abandoned, unattended, wrecked, burned or partially dismantled motor vehicle or other 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 the Police Department.
- D. When a vehicle removal from either public or private property is authorized by the Police Department, the owner of the vehicle will be responsible for all towing and storage charges.

- E. Except as provided in Section 4-203(f)(1 through 11) of the Illinois Vehicle Code, the owner or lessor of privately owned real property within the Village, or any person authorized by such owner or lessor, or any law enforcement agency in the case of publicly owned real property may cause any motor vehicle abandoned or left unattended upon such property without permission to be removed by a towing service without liability for the costs of removal, transportation or storage or damage caused by such removal, transportation or storage. The towing or removal of any vehicle from private property without the consent of the registered owner or other legally authorized person in control of the vehicle is subject to compliance with the provisions of Section 4-203(f) (1 through 11) of the Illinois Vehicle Code.
  
- F. When a vehicle is determined to be a hazardous dilapidated motor vehicle within the Village boundaries pursuant to Section 11-40-3.1 of the Illinois Municipal Code, its removal and impoundment by a towing service may be authorized by the Police Department.

**10-1-9-5: REPORTS ON TOWED VEHICLES:**

When a motor vehicle or other vehicle is authorized to be towed away as provided in Sections 10-1-9-3 and 10-1-9-4, the Police Department 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 the tow, location towed from, location towed to, reason for towing and the name of the officer authorizing the tow.

**10-1-9-6: IDENTIFYING VEHICLES:**

- A. When the Police Department authorizing the impounding of a motor vehicle or other vehicle does not know the identity of the registered owner, lienholder or other legally entitled person, that Police Department will cause the vehicle registration records of the State of Illinois to be searched by a directed communication to the Secretary of State for the purpose of obtaining the required ownership information. The Police Department authorizing the impounding of a vehicle will cause the stolen motor vehicle files of the Illinois State Police to be searched by a directed communication to the Illinois State Police for stolen or wanted information on the vehicle. When the Illinois State Police files are searched with negative results, the information contained in the

National Crime Information Center (NCIC) files will be searched by the Illinois State Police. The information determined from these record searches will be returned to the Police Department for its use in sending a notification by certified mail to the registered owner, lienholder and other legally entitled person 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) days after the date the Police Department impounds or authorizes the impounding of a vehicle, provided that if the Police Department 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) 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 person are set forth in Section 10-9-8B.

- B. Identifying and Tracing of Vehicle Ownership by Illinois State Police: When the registered owner, lienholder or other person legally entitled to the possession of a motor vehicle or other vehicle cannot be identified from the registration files of this State or from the registration files of a foreign state, if applicable, the Police Department shall notify the Illinois 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 Illinois State Police will be immediately forwarded to the Police Department for notification of owner purposes as set forth in subsection A hereof.

**10-1-9-7: RECLAIMED VEHICLE, EXPENSES:**

Any time before a motor vehicle or other vehicle is sold at public sale or disposed of as provided in Section 10-1-9-8, the owner, lienholder or other person legally entitled to its possession may reclaim the vehicle by presenting to the Police Department proof of ownership or proof of the right to possession of the vehicle. No vehicle shall be released to the owner or other person under this Section until all towing and storage charges have been paid.

**10-1-9-8: DISPOSAL OF UNCLAIMED VEHICLES:**

- A. When an abandoned, lost, stolen or unclaimed motor vehicle or other vehicle seven (7) years of age or newer remains unclaimed by the registered owner, lienholder or other person legally entitled to its possession for a period of thirty (30) days after notice has been given as provided in Section 10-1-9-6, the

Police Department 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 Chapter 5 of the Illinois Vehicle Code 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 Police Department 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 and other persons known by the Police Department or towing service to be legally entitled to the possession of the vehicle. Such notice shall contain a complete description of the vehicle to be sold and what steps must be taken by a legally entitled person to reclaim the vehicle.

In those instances where the certified notification specified in Section 10-9-6 has been returned by the postal authorities to the Police Department or towing service due to the addressee having moved, or being unknown at the address obtained from the registration records of this State, the sending of a second certified notice will not be required.

**B. Disposal of Unclaimed Vehicles Without Notice:**

1. When the identity of the registered owner or other person legally entitled to the possession 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 Title, the vehicle may be sold as provided in subsection A hereof without notice to the registered owner or other person legally entitled to the possession of the vehicle.
2. When an abandoned vehicle of more than seven (7) years of age is impounded as specified by this Title, it will be kept in custody for a minimum of ten (10) days for the purpose of determining ownership, the contacting of the registered owner by the U.S. mail, public service or in person for a determination of disposition; and, an examination of the Illinois State Police stolen motor 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, the Police Department will authorize the disposal of the vehicle as junk or salvage.

An exception to the above is provided for if in the opinion of the police officer processing the vehicle, it has value of two hundred dollars (\$200.00) or more and can be restored to safe operating condition. In this event, the agency may authorize its purchase as salvage and the

Secretary of State may issue a salvage certificate.

3. A motor vehicle or other vehicle classified as an antique vehicle may, however, be sold to a person desiring to restore it.

**10-1-9-9: DUTIES AFTER DISPOSITION OF VEHICLES:**

- A. Police Reports After Vehicle is Reclaimed or Disposed of: When a vehicle in the custody of the Police Department 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 Title, a report of the transaction will be maintained by the Police Department for a period of one year from the date of the sale or disposal.
- B. Disposition of Proceeds of Sale of Unclaimed Vehicles: When a vehicle located within the corporate limits of the Village is authorized to be towed away by the Police Department and disposed of as set forth in this Title, 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 Village.

**10-1-9-10: LIABILITY:**

The Police Department, its officers and the 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, lienholders or any other person legally entitled to the possession of a motor vehicle or other vehicle when the vehicle was processed and sold or disposed of as provided by this Title.

**10-1-10: SNOWMOBILES AND ALL-TERRAIN VEHICLES:**

In addition to the laws governing the operation of snowmobiles and all-terrain vehicles in the Illinois Vehicle Code, the following regulations apply to the operation of snowmobiles and all-terrain vehicles in the Village:

- A. Definitions: The following words, when used in this Chapter, shall have the meanings respectively ascribed to them in this Chapter unless the context clearly requires a different meaning.

|                     |  |
|---------------------|--|
| ALL-TERRAIN VEHICLE | A self-propelled device designed for travel on |
|---------------------|--|



|            |  |
|------------|--|
|            | natural terrain, or snow or ice, having two (2) or more wheels not manufactured for use on public streets, roads or highways.  |
| OPERATE    | To ride in or on, other than as a passenger, use or control the operation of a snowmobile or all-terrain vehicle in any manner, whether or not the snowmobile or all-terrain vehicle is under way. |
| OPERATOR   | Every person who operates or is in actual physical control of a snowmobile or all-terrain vehicle.   |
| SNOWMOBILE | A self-propelled device designed for travel on snow or ice or natural terrain steered by skis or runners, and supported in part by skis, belts or cleats.  |

- B. Operation Restrictions: It is unlawful to operate a snowmobile or any all-terrain vehicle anywhere in the Village, including the frozen surface of all public waters; provided, however, that it is lawful to operate a snowmobile or all-terrain vehicle on private property between the hours of nine o'clock (9:00) A.M. and six o'clock (6:00) P.M.

It shall be unlawful for any person to drive or operate any snowmobile or all-terrain vehicle in the Village as provided for herein in the following ways:

1. In a careless, reckless or negligent manner.
2. While under the influence of intoxicating beverages or narcotic or dangerous drugs, as defined in the Illinois Vehicle Code.
3. On private property, without first obtaining the written or verbal consent of the owner or lessee thereof: Any person operating a snowmobile or all-terrain vehicle upon lands of another shall stop and identify himself upon the request of the landowner, and shall promptly remove the snowmobile or all-terrain vehicle from the premises if so requested.

- C. Noise Suppression: Every snowmobile or all-terrain vehicle driven or operated within the Village, as provided for in Section 10-11-2, shall at all times be equipped with an adequate muffler or sound suppression system in constant operation and properly maintained to prevent any excessive or unusual noise. If the noise emitted by the operation of any snowmobile or all-terrain vehicle exceeds seventy eight (78) decibels on the A-scale at fifty feet (50') when measured in accordance with rule 103(e)(1) of the Illinois Pollution Control

Board, it shall be deemed to be excessive or unusual noise.

## **10-1-11 CERTIFICATE OF SAFETY**

### **10-1-11-1 REQUIREMENT OF CERTIFICATE OF SAFETY:**

Every owner of a second division vehicle, medical transport vehicle, tow truck, or contract carrier transporting employees in the course of their employment in a vehicle designed to carry 15 or fewer passengers shall, before operating the vehicle in the village, submit it to a safety test and secure a certificate of safety furnished by the Illinois Department of Transportation.

### **10-1-11-2 CERTIFICATE OF SAFETY DISPLAYED:**

No person shall operate in the village any vehicle required to be inspected under the provisions of this chapter unless there is affixed to that vehicle a certificate of safety.

### **10-1-11-3 EXCEPTIONS:**

None of the provisions of this Chapter shall apply to the following:

- A. Farm tractors, machinery and implements, wagons, wagon-trailers or similar farm vehicles used primarily in agricultural pursuits;
- B. Vehicles other than school buses, tow trucks and medical transport vehicles owned or operated by a municipal corporation or political subdivision having a population of 1,000,000 or more inhabitants and which are subject to safety tests imposed by local ordinance or resolution;
- C. A semitrailer or trailer having a gross weight of 5,000 pounds or less including vehicle weight and maximum load;
- D. Recreational vehicles as defined in the Illinois Vehicle Code;
- E. Vehicles registered as and displaying valid Illinois antique vehicle plates;
- F. House trailers equipped and used for living quarters;
- G. Vehicles registered as and displaying Illinois permanently mounted equipment

plates or similar vehicles eligible therefore but registered as governmental vehicles provided that if said vehicle is reclassified from a permanently mounted equipment plate so as to lose the exemption of not requiring a certificate of safety, such vehicle must be safety tested within 30 days of the reclassification;

- H. Vehicles owned or operated by a manufacturer, dealer or transporter displaying special plates while such vehicle is being delivered from the manufacturing or assembly plant directly to the purchasing dealership or distributor, or being temporarily road driven for quality control testing, or from one dealer or distributor to another, or are being moved by the most direct route from one location to another for the purpose of installing special bodies or equipment, or driven for purposes of demonstration by a prospective buyer with the dealer or his agent present in the cab of the vehicle during the demonstration;
- I. Pole trailers and auxiliary axles;
- J. Special mobile equipment;
- K. Vehicles properly registered in another state pursuant to law and displaying a valid registration plate, except that vehicles of contract carriers transporting employees in the course of their employment in a vehicle designed to carry 15 or fewer passengers are only exempted to the extent that the safety testing requirements applicable to such vehicles in the state of registration are no less stringent than the safety testing requirements applicable to contract carriers that are lawfully registered in Illinois;
- L. Water-well boring apparatuses or rigs;
- M. Any vehicle which is owned and operated by the federal government and externally displays evidence of such ownership; and
- N. Second division vehicles registered for a gross weight of 8,000 pounds or less, except when such second division motor vehicles pull or draw a trailer, semi-trailer or pole trailer having a gross weight of or registered for a gross weight of more than 8,000 pounds and except for motor buses, religious organization buses, school buses, senior citizen transportation vehicles, medical transport vehicles and tow trucks.

#### **10-1-11-4 VALID CERTIFICATE OF SAFETY**

- A. Certificates of safety shall be in contrasting colors, as determined by the Illinois Department of Transportation, with a number on the face of the certificate indicating the month of the next inspection period in which the vehicle is subject to inspection.
- B. Certificates for school buses shall also indicate the mileage at which the school bus shall be subject to inspection if it occurs before the next regular inspection period.

**10-1-12: TRAFFIC SCHEDULES**

**10-1-12-1: SCHEDULE I, PARKING PROHIBITED AT ALL TIMES:**

When signs are properly erected giving notice thereof, no person shall cause a motor vehicle to stand or park on:

|                   |  |  |
|-------------------|--|--|
| Barclay Boulevard | East and West Sides <input type="checkbox"/> | From LCH 44 (Aptakisic Road north of SBR 22 (Half Day Road   |
| Berkshire Lane    | East Side <input type="checkbox"/>           | From SBR 22 (Half Day Road) 200 feet south to the intersection of Robinhood Court  |
| Bond Street       | East and West Sides                          | From the northern corporate limit of the Village south to LCH 44 (Aptakisic Road)  |
| Brampton Lane     | North and South Sides                        | 200 feet each of LCH 24 (Riverwoods Road)  |
| Dover Circle      | East, North and West Sides                   | Entire length of Dover Circle on the right side of street commencing at the easternmost intersection of Pembroke Drive to the westernmost intersection of Pembroke Drive |
| Elm Road          | East and West                                | From the north side of SBR 22 (Half Day Road) 400 feet north   |
| Fallstone Drive   | East Side <input type="checkbox"/>           | From Old Mill Road to 102 Fallstone Drive, adjacent to Olde Mill Commons Park  |

|                       |                        |  |
|-----------------------|------------------------|--|
| Fox Trail☐            | West Side              | 50 feet north and south of each entrance to Bicentennial Park  |
| Heathrow Drive☐       | North and South Sides☐ | From Schelter Road south to Bond Street  |
| Hotz Road             | East and West Sides    | From SBR 22 (Half Day Road) north to the Village limits  |
| IL State Route 22     | North and South Sides  | From Interstate I-94 west to the intersection of Apple Hill Lane   |
| Kings Cross Drive     | North Side             | From Reliance Lane 600 feet west   |
| Knightsbridge Parkway | Both Sides             | From Marriott Drive to Schelter Road   |
| Lincolnshire Drive    | North Side             | From the intersection of Oxford Drive 700 feet west  |
| Lincolnshire Drive    | South Side             | From the intersection of Oxford Drive to 220 feet west   |
| Londonderry Lane☐     | South Side☐            | 600 feet east of the Municipal Building driveway   |
| Margate Drive         | North and South Sides☐ | From Schelter Road west to Bond Street   |
| Marriott Drive        |                        | On any curb of the ingress or egress streets nor in any cut through or along the median divider separating the ingress or egress streets |
| Northampton Lane      | North Side             | From LCH 24 (Riverwoods Road) 510 feet West  |
| Northampton Lane      | South Side☐            | From LCH 24 (Riverwoods Road) 450 feet West  |
| Oakwood Lane          | East and West Sides    | From SBR 22 (Half Day Road) south 200 feet   |
| Olde Half Day Rd      | North and South Sides  | From SBR 21 (Milwaukee Avenue to 300 feet west of the intersection   |
| Olde Half Day Rd      | East and West Sides    | From SBR 22 (Half Day Road) 300 feet north to the intersection of SBR 45   |

|                   |                        |   |
|-------------------|------------------------|---|
| Olde Half Day Rd  | North and South Sides  | From Trafalgar Square east to SBR 22 (Half Day Road)  |
| Old Mill Road□    | East and West Sides    | From SBR 22 (Half Day Road) north the entire length to the northern terminus of Old Mill Road         |
| Overlook Point    | East and West sides    | Entire length of Overlook Point from the southern-most end north to the intersection of Tower Parkway |
| Oxford Drive      | West Side              | From SBR 22 (Half Day Road) 900 feet south to the intersection of Lincolnshire Drive                  |
| Pembroke Drive    | North and South Sides  | From LCH 24 (Riverwoods Road) west 125 feet to the intersection of Dover Circle                       |
| Pembroke Lane     | North and South Sides  | From LCH 24 (Riverwoods Road) east 200 feet to the Surrey Lane intersection                           |
| Port Clinton Road | South Side             | From Stevenson Drive 800 feet East  |
| Reliance Lane     | West Side              | 200 feet north from Kings Cross Drive   |
| Stonegate Circle□ | East and West Sides□   | From SBR 22 (Half Day Road) 100 feet south  |
| Surrey Lane       | East Side              | From Pembroke to Durham Court   |
| Surrey Lane       | North Side□            | From Durham Court to LCH 24 (Riverwoods Road)   |
| Surrey Lane       | North Side             | From the intersection of LCH 24 (Riverwoods Road 325 feet west)                                       |
| Sutton Court      | Neither Side           | From Westminster Way to south end of Court  |
| Tower Parkway     | North and South sides  | From SBR 21 (Milwaukee Avenue) west to the intersection of Barclay Boulevard                          |
| Westminster Way   | East and West          | From SBR 22 (Half Day Road) to Windsor Drive  |
| Westwood Lane     | North and South Sides□ | From LCH 24 (Riverwood  |

|                  |             |   |
|------------------|-------------|---|
|                  |             | Road) east to the intersection of Middlebury Lane                                 |
| Windsor Drive□   | North Side  | From Westminster Way 400 feet west  |
| Yorkshire Drive□ | North Side□ | For a distance of 35 feet west from the intersection of LCH 24 (Riverwoods Road)  |
| Yorkshire Drive□ | South Side  | For a distance of 160 feet west from the intersection of LCH 24 (Riverwoods Road) |

**10-1-12-2: SCHEDULE II, PARKING PROHIBITED DURING CERTAIN TIMES:**

When signs are properly erected giving notice thereof, no person shall cause a motor vehicle to be parked on school days as listed below:

|                    |                              |                                       |
|--------------------|------------------------------|---------------------------------------|
| Abbey Road         | North, South and East Sides  | From 7:00 A.M. to 5:00 P.M.           |
| Briarwood Lane     | East end at cul-de-sac       | From 7:00 A.M. to 5:00 P.M            |
| Olde Half Day Road | South Side from Indian Creek | from eight thirty o'clock (8:30) A.M. |
| Road to SBR 21     |                              | to four thirty o'clock (4:30) P.M     |

**10-1-12-3: SCHEDULE III, STOP STREETS:**

When signs are properly erected giving notice thereof, the following intersections are designated stop street intersections:

|                |                           |                              |
|----------------|---------------------------|------------------------------|
| Barclay Blvd.□ | Northbound and Southbound | At Knightsbridge Parkway□    |
| Berkshire Lane | Northbound and Southbound | At Kings Cross Drive         |
| Berkshire Lane | Northbound                | At SBR22 (Half Day Road)     |
| Brampton Lane□ | Westbound and Eastbound   | At LCH 24 (Riverwoods Road)  |
| Briarwood Lane | Westbound                 | At LCH 24 (Riverwoods Road)□ |

|  |                           |                                |
|--|---------------------------|--------------------------------|
| Brittany Lane                          | Westbound                 | At LCH 24 (Riverwoods Road)    |
| Buckingham Place                       | Westbound                 | At LCH 24 (Riverwoods Road)    |
| Cambridge Lane                         | Eastbound                 | At LCH 24 (Riverwoods Road)    |
| Cedar Lane □                           | Eastbound □               | At LCH 24 (Riverwoods Road)    |
| Cemetery Road                          | Westbound □               | At SBR 21 (Milwaukee Avenue) □ |
| Cornell Drive                          | Westbound                 | At LCH 24 (Riverwoods Road) □  |
| Daniel Wright Middle School Annex Road | Eastbound                 | At LCH 24 (Riverwoods Road)    |
| Daniel Wright Middle School Exit       | Eastbound                 | At LCH 24 (Riverwoods Road)    |
| Duffy Lane                             | Westbound                 | At LCH 24 (Riverwoods Road)    |
| Fairfax Lane                           | Westbound                 | At LCH 24 (Riverwoods Road)    |
| Fallstone Drive                        | Southbound                | At Old Mill Road               |
| Farrington Drive Annex Road            | Westbound                 | At LCH 24 (Riverwoods Road)    |
| Farrington Drive                       | Northbound and Southbound | At Farrington Drive Annex Road |
| G. K. Lane                             | Southbound                | At LCH 44 (Aptakisic Road)     |
| Indian Creek Road                      | Northbound                | At Port Clinton Road           |
| Indian Creek Road                      | Southbound                | At Olde Half Day Road          |
| Heathrow Drive                         | Eastbound                 | At Schelter Road               |
| Heathrow Drive                         | Westbound                 | At Bond Street                 |
| Hotz Road                              | Southbound                | At SBR 22 (Half Day Road)      |
| Industrial Drive                       | Northbound                | At LCH 44 (Aptakisic           |



|                       |                                 |                                  |
|-----------------------|---------------------------------|----------------------------------|
|                       |                                 | Road)                            |
| Jamestown Lane        | Westbound                       | At SBR 21 (Milwaukee Avenue)     |
| Kings Cross Drive     | Eastbound and Westbound         | At Regent Lane                   |
| Kings Cross Drive     | Eastbound and Westbound         | At Berkshire Lane                |
| Knightsbridge Parkway | Northbound                      | At Marriott Drive                |
| Knightsbridge Parkway | Eastbound and Westbound         | At Barclay Blvd.                 |
| Knightsbridge Parkway | Westbound                       | At Schelter Road                 |
| Londonderry Lane      | Eastbound                       | At LCH 24 (Riverwoods Road)      |
| Margate Drive         | Westbound                       | At Bond Street                   |
| Marriott Drive        | Westbound                       | At Barclay Blvd.                 |
| Middlebury Lane       | Northbound                      | At Westwood Lane                 |
| Millbrook Drive       | Eastbound                       | At Schelter Road                 |
| Northampton Lane      | Eastbound                       | At LCH 24 (Riverwoods Road)      |
| Oakwood Lane          | Northbound                      | At SBR 22 (Half Day Road)        |
| Olde Half Day Road    | Eastbound and Westbound         | At SBR 21 (Milwaukee Avenue)     |
| Olde Half Day Road    | Northbound                      | At Olde Half Day Road (Route 45) |
| Old Mill Road         | Southbound                      | At SBR 22 (Half Day Road)        |
| Pembroke Drive        | Eastbound and Westbound         | At LCH 24 (Riverwoods Road)      |
| Plymouth Court        | Northwesterly and Southeasterly | At Oxford Drive                  |

|                          |                           |                                  |
|--------------------------|---------------------------|----------------------------------|
| Portshire Drive          | Eastbound and Westbound   | At Berkshire Lane                |
| Regent Lane              | Northbound and Southbound | At Kings Cross Drive             |
| Reliance Lane            | Northbound and Southbound | At Kings Cross Drive             |
| Rivershire Lane          | Westbound                 | At SBR 21 (Milwaukee Avenue)     |
| Riverside Drive          | Westbound                 | At SBR 21 (Milwaukee Avenue)     |
| Riverside Road           | Westbound                 | At SBR 21 (Milwaukee Avenue)     |
| Schelter Road            | Northbound                | At SBR 22 (Half Day Road)        |
| Stevenson Annex Drive    | Southbound                | At SBR 22 (Half Day Road)        |
| Stevenson Annex Drive    | Northbound                | At Port Clinton Road             |
| Stonegate Circle         | Northbound                | At SBR 22 (Half Day Road)        |
| Surrey Lane              | Eastbound and Westbound   | At LCH 24 (Riverwoods Road)      |
| Tower Parkway            | Westbound                 | At Barclay Blvd.                 |
| Trafalgar Square         | Northbound                | At Olde Half Day Road            |
| Tri-State Parkway        | Westbound                 | At Westminster Way               |
| Victoria Lane            | Eastbound                 | At LCH 24 (Riverwoods Road)      |
| Village Hall Annex Drive | Northbound                | At Olde Half Day Road (Route 45) |
| Westminster Way          | Northbound                | At Tri-State Parkway             |

|                 |            |                                |
|-----------------|------------|--------------------------------|
| Westminster Way | Eastbound  | At Tri-State Parkway           |
| Westwood Lane   | Eastbound  | At LCH 24<br>(Riverwoods Road) |
| Whitmore Lane   | Eastbound  | At LCH 24<br>(Riverwoods Road) |
| Woodcreek Drive | Northbound | At SBR 22 (Half Day Road)      |

**10-1-12-4: SCHEDULE IV, TRAFFIC-CONTROL SIGNAL INTERSECTIONS:**

When highway traffic-control signals are properly erected giving notice thereof, the following intersections are designated as traffic-control signal intersections:

|                          |                         |                              |
|--------------------------|-------------------------|------------------------------|
| LCH 44 (Aptakistic Road) | Westbound and Eastbound | At Barclay Boulevard         |
| LCH 44 (Aptakistic Road) | Westbound and Eastbound | At Bond Street               |
| LCH 44 (Aptakistic Road) | Westbound and Eastbound | At Parkway Drive             |
| LCH 44 (Aptakistic Road) | Eastbound               | At SBR 21 (Milwaukee Avenue) |
| Barclay Blvd.            | Northbound              | At SBR 22 (Half Day Road)    |
| Barclay Blvd.            | Southbound              | At LCH 44 (Aptakistic Road)  |
| Bond Street              | Southbound              | At LCH 44 (Aptakistic Road)  |
| Elm Road                 | Southbound              | At SBR 22 (Half Day Road)    |
| Hewitt Drive             | Southbound              | At SBR 22 (Half Day Road)    |
| Jamestown Lane           | Westbound               | At SBR 21 (Milwaukee Avenue) |

|                               |                           |                                  |
|-------------------------------|---------------------------|----------------------------------|
| Knightsbridge Parkway         | Eastbound and Westbound   | At SBR 21 (Milwaukee Avenue)     |
| Marriott Drive                | Eastbound and Westbound   | At SBR 21 (Milwaukee Avenue)     |
| Olde Half Day Road            | Westbound                 | At SBR 22 (Half Day Road)        |
| Olde Half Day Road (Route 45) | Westbound                 | At SBR 21 (Milwaukee Avenue)     |
| Overlook Point                | Northbound and Southbound | At Tower Parkway                 |
| Oxford Drive                  | Northbound                | At SBR 22 (Half Day Road)        |
| Parkway Drive                 | Northbound                | At LCH 44 (Aptakistic Road)      |
| SBR 21 (Milwaukee Avenue)     | Northbound and Southbound | At LCH 44 (Aptakistic Road)      |
| SBR 21 (Milwaukee Avenue)     | Northbound and Southbound | At SBR 22 (Half Day Road)        |
| SBR 21 (Milwaukee Avenue)     | Northbound and Southbound | At Knightsbridge Parkway         |
| SBR 21 (Milwaukee Avenue)     | Northbound and Southbound | At Marriott Drive                |
| SBR 21 (Milwaukee Avenue)     | Northbound and Southbound | At Olde Half Day Road (Route 45) |
| SBR 21 (Milwaukee Avenue)     | Northbound and Southbound | At Tower Parkway                 |
| SBR 22 (Half Day Road)        | Eastbound and Westbound   | At Barclay Boulevard             |
| SBR 22 (Half Day Road)        | Eastbound and Westbound   | At LCH 24 (Riverwoods Road)      |
| SBR 22 (Half Day Road)        | Eastbound and Westbound   | At Olde Half Day Road            |

|                        |                         |                              |
|------------------------|-------------------------|------------------------------|
| SBR 22 (Half Day Road) | Eastbound and Westbound | At Oxford Drive              |
| SBR 22 (Half Day Road) | Eastbound and Westbound | At SBR 21 (Milwaukee Avenue) |
| SBR 22 (Half Day Road) | Eastbound and Westbound | At Stevenson Drive           |
| SBR 22 (Half Day Road) | Eastbound and Westbound | At Westminster Way           |
| SBR 45 (Route 45)      | Eastbound               | At SBR 21 (Milwaukee Avenue) |
| Stevenson Drive        | Southbound              | At SBR 22 (Half Day Road)    |
| Tower Parkway          | Eastbound               | At SBR 21 (Milwaukee Avenue) |
| Tower Parkway          | Eastbound and Westbound | At Overlook Point            |
| Westminster Way        | Northbound              | At SBR 22 (Half Day Road)    |

**10-1-12-5: SCHEDULE V, YIELD RIGHT-OF-WAY INTERSECTIONS:**

When signs are properly erected giving notice thereof, the following intersections shall be designated as yield right-of-way intersections. Drivers of vehicles and riders of any device propelled by human power shall, when proceeding on the following streets:

ANGLICAN LANE, eastbound, yield the right of way at the intersection of Canterbury Road

LONDONDERRY LANE, northbound, yield the right of way at the intersection of Lincolnshire Drive

MELROSE LANE, southbound, yield the right of way at the intersection of Oxford Drive

PORTSHIRE, eastbound, yield the right of way at the intersection of Berkshire

**10-1-12-6: SCHEDULE VI, TRAFFIC CONTROL TURNING PROVISIONS:**

When signs are properly erected giving notice thereof, the following turning restrictions apply to all drivers of motor vehicles, with the exception of the drivers of school buses while they are on their regularly scheduled school bus routes; Village-owned vehicles; or other vehicles officially authorized by the Village.

No left turn between six o'clock (6:00) A.M. and nine o'clock (9:00) A.M., Monday through Friday, for westbound Port Clinton Road traffic at the intersection of Indian Creek Road.

No right turn between six o'clock (6:00) A.M. and nine o'clock (9:00) A.M., Monday through Friday, for eastbound Port Clinton Road traffic at the intersection of Indian Creek Road.

No left turn between three o'clock (3:00) P.M. and six o'clock (6:00) P.M., Monday through Friday, for eastbound Olde Half Day Road traffic at the intersection of Indian Creek Road.

**10-1-12-7: SCHEDULE VII, TRAFFIC CONTROL TURNING PROVISIONS:**

When signs are properly erected given notice thereof, the following turning restrictions apply:

1. No U-Turn for northbound Elm Road traffic north of SBR 22 (Half Day Road).
2. No U-Turn for westbound Tower Parkway traffic west of SBR 21 (Milwaukee Avenue).

**10-1-13 VEHICLE SEIZURE AND IMPOUNDMENT**

**10-1-13-1: DEFINITIONS:**

- A. Definitions. For purposes of this Chapter:

|                 |  |
|-----------------|--|
| BUSINESS DAY    | Business Day means any day in which the office of the Village Clerk of the Village of Lincolnshire is open to the public for a minimum of seven (7) hours. |
| MOTOR VEHICLE   | Motor Vehicle means every vehicle which is self-propelled, including but not limited to automobiles, trucks, vans, motorcycles and motor scooters.         |
| OWNER OF RECORD | Owner of Record means the recorded title holder(s) of the vehicle.   |

**10-1-13-2: USE OF MOTOR VEHICLES FOR UNLAWFUL PURPOSES:**

- A. Conduct Prohibited: A motor vehicle that is used in connection with any of the following violations may be subject to seizure and impoundment by the Village, and the owner of record of said vehicle shall be liable to the Village for an administrative fee as established in the Comprehensive Fee Schedule set forth in Chapter 15 of Title 1 of this Code, plus any applicable towing fees.
1. Driving under the influence, as provided in section 11-501(a) of the Illinois Vehicle Code (625 ILCS 5/11-501(a)), or
  2. Driving with a suspended or revoked license, as provided in section 6-303 of the Illinois Vehicle Code (625 ILCS 5/6-303), as a result of a conviction pursuant to section 11-501(a) of the Illinois Vehicle Code, section 10-8-2 of the Lincolnshire Village Code, or similar provision of another municipal ordinance, or suspension under 625 ILCS 11-501.1.
  3. Any other violations of the Illinois Vehicle Code (625 ILCS 5/1-100, et. Seq.), Illinois Compiled Statutes or Lincolnshire Village Code which require that the vehicle be towed.
  4. Any violations of law which make the vehicle subject to seizure under 720 ILCS 5/36-1, et.seq.
  5. Any other circumstances under which the vehicle must be towed pursuant to the Lincolnshire Village Code, Lincolnshire Police Department Field Operations Procedures, or Lincolnshire Police Department Administrative Procedures.

**10-1-13-3: SEIZURE AND IMPOUNDMENT:**

- A. Whenever a Police Officer has reason to believe that a vehicle is subject to seizure and impoundment pursuant to this Section, the Police Officer shall provide for the towing of the vehicle to a facility approved by the Chief of Police. This Section shall not apply if the vehicle used in the violation was stolen at that time and the theft was reported to the appropriate police authorities within 24 hours after the theft was discovered or reasonably should have been discovered.
- B. The Police Officer shall notify any person identifying himself as the owner of the vehicle or any person who is found to be in control of the vehicle at the time of the alleged violation, if there is such a person, of the fact of the seizure and of the vehicle owner's right to request an administrative hearing to be conducted under this Section.

**10-1-13-4: ADMINISTRATIVE HEARING:**

- A. At the time a vehicle is seized and towed or impounded under the conditions set forth in Section 10-13-2 of this Code, the person in control of the vehicle shall be provided with a "Rights Pursuant to Notice of Vehicle Seizure" form. This form details the conditions causing the vehicle seizure and instructions on how to arrange for the return of the vehicle and how to request an Administrative Hearing to contest the seizure and tow. Upon payment of the penalty fee, the owner of the seized vehicle will be provided instructions on how to request a Hearing and must sign a non-binding "Penalty/Bond Sheet" receipt either requesting a Hearing or forfeiting a right to a Hearing. Copies of both forms will be provided to the driver/owner of the seized vehicle at the time of the seizure and penalty payment, or within a reasonable time period thereafter.

The owner of the record seeking a Hearing must file a written request for a Hearing with the Village Manager or his designee no later than ten (10) business days after notice was provided in either written and/or verbal form. The Hearing date must be no more than ten (10) business days after a request for a Hearing has been filed.

- B. All interested persons shall be given a reasonable opportunity to be heard at the hearing. The formal rules of evidence shall not apply at the hearing and hearsay evidence shall be admissible. In a hearing on the propriety of impoundment of a vehicle any sworn or affirmed report, citation or ticket that (i) is prepared in the performance of a law enforcement officer's duties and (ii) sufficiently describes the circumstances leading to the impoundment, shall be admissible evidence of the vehicle owner's liability, unless rebutted by clear



and convincing evidence to the contrary.

- C. If, after the hearing, the Hearing Officer determines by a preponderance of evidence that the vehicle was used in violation of the Section, the Hearing Officer shall then enter an order finding the owner of record of the vehicle civilly liable to the Village for the administrative penalty.
- D. If, after a hearing, the Hearing Officer does not determine by a preponderance of the evidence that the vehicle was used in such a violation, the Hearing Officer shall enter an order finding for the owner and for the return of the vehicle.
- E. If the owner of record requests a hearing but fails to appear at the hearing or fails to request a hearing in a timely manner, the owner of record shall be deemed to have waived his or her right to a hearing and the Hearing Officer shall enter a default order in favor of the Village in the amount of the administrative penalty.
- F. If the owner of record pays such penalty and the vehicle is returned to the owner, no default order need be entered if the owner is informed of his or her right to a hearing and signs a written waiver, in which case an order of liability shall be deemed to have been made when the Village receives the written waiver.

**10-1-13-5: DISPOSITION OF IMPOUNDED VEHICLES:**

- A. A penalty imposed pursuant to this Section shall constitute a debt due and owed the Village. A vehicle impounded pursuant to this Section shall remain impounded until:
  - 1. The fee as established in the Comprehensive Fee Schedule set forth in Chapter 15 of Title 1 of this Code is paid to the Village and all applicable towing fees are paid to the towing agent, in which case the owner of record shall be given possession of the vehicle, or
  - 2. A bond in the amount of the fee as established in the Comprehensive Fee Schedule set forth in Chapter 15 of Title 1 of this Code is posted with the Police Department and all applicable towing fees are paid to the towing agent, at which time the vehicle will be released to the owner of record, or
  - 3. The vehicle is deemed abandoned, in which case the vehicle shall be

disposed of in the manner provided by law for the disposition of abandoned vehicles.

**10-1-13-6: POSTING OF BOND:**

- A. If a bond is posted with the Police Department, the impounded vehicle shall be released to the owner of record. The owner of the vehicle shall still be liable to the towing agent for any applicable towing fees.
- B. If a penalty is imposed for violation of this Section, the bond will be forfeited to the Village; however if a violation of this Section is not proven by a preponderance of the evidence, the bond will be returned to the person posting the bond.
- C. All bond money posted pursuant to this Section shall be held by the Village until the Hearing Officer issues a decision, or, if there is a judicial review, until the court issues its decision.
- D. The bond posted will be in the form of cash, money order or certified check. Credit cards, personal checks, business checks or traveler's checks will not be accepted.

**10-1-13-7: VEHICLE POSSESSION:**

Any motor vehicle that is not reclaimed within 30 days after the expiration of the time during which the owner of record may seek judicial review of the Village's action under this Section, or the time at which a final judgment is rendered in favor of the Village, or the time a final administrative decision is rendered against an owner of record who is in default, may be disposed of as an unclaimed or abandoned vehicle as provided by law, provided, however, that where proceedings have been instituted under state or federal drug asset forfeiture laws, the subject vehicle may not be disposed of by the Village except as consistent with those proceedings.

**10-1-14: PENALTY:**

Any violation of said provisions of the Illinois Vehicle Code shall hereinafter be considered a violation of this Chapter and each such violation shall subject the violator thereof to the penalty provisions provided in the Illinois Vehicle Code or where superseded by the Comprehensive Fine/Penalty Schedule in Chapter 17, of Title 1 of this Code.

