

VILLAGE OF VOLO

ORDINANCE NO. O-20-14

**AN ORDINANCE AMENDING TITLE 7 OF THE VOLO VILLAGE CODE
REGARDING MOTOR VEHICLES AND TRAFFIC**

Published in Pamphlet Form: October 27, 2020

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**AN ORDINANCE AMENDING TITLE 7 OF THE VOLO VILLAGE CODE
REGARDING MOTOR VEHICLES AND TRAFFIC**

WHEREAS, the Village of Volo ("*Volo*") is a home rule municipality existing in accordance with the Illinois Constitution of 1970; and

WHEREAS, from time to time it is appropriate to review, update, and modify the Village of Volo Municipal Code ("*Village Code*") to assure that it appropriately addresses new issues and conditions that may arise and better serves the needs of the public; and

WHEREAS, the President and Board of Trustees have determined that it is appropriate to amend Title 7 of the Village Code regarding motor vehicles and traffic in accordance with State law and the Village's home rule powers; and

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Volo, Lake County, Illinois, as follows:

Section 1. Recitals. The foregoing recitals are incorporated into this Ordinance as the findings of the President and Board of Trustees.

Section 2. Amendment of Title 7 of the Village Code. The Board of Trustees hereby amends Title 7 of the Village Code, entitled "Motor Vehicles and Traffic" as provided in **Exhibit A** attached hereto and by this reference incorporated into this Ordinance.

Section 3. Effective Date. This Ordinance will be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

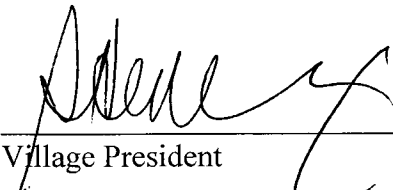
PASSED THIS 27TH DAY OF OCTOBER, 2020

Ayes: (4) Porter, Johnson, Heuser, Buttita

Nays: (0) _____

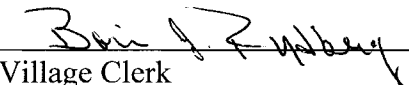
Absent and Not Voting: (2) Wagner, Northam

APPROVED THIS 27TH DAY OF OCTOBER, 2020



Village President

ATTEST:



Village Clerk



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Title 7 – Motor Vehicles and Traffic

Chapter 1 – General Provisions

7-1-1: Illinois Vehicle Code Adopted

The Illinois Vehicle Code [625 ILCS 5/1-100 et seq.] is adopted by reference.

7-2-2: Definitions

The definitions in the Illinois Vehicle Code shall apply to this title, except as provided in this section or where the context clearly indicates a different meaning.

- *Commercial Vehicle*: any vehicle, regardless of size or license plate designation, used primarily for, or to promote, a business purpose, which vehicle has:
 - (1) lettering or logos;
 - (2) an aerial lift or crane;
 - (3) racks to which equipment or materials primarily used for, or to promote, a business purpose may be mounted; or
 - (4) equipment or materials primarily used for, or to promote, a business purpose, when such equipment or materials are visible from the exterior of the vehicle.
- *Non-Highway Vehicle*: any vehicle not specifically designed to be used on a public highway, including, but not limited to: all-terrain vehicles, golf carts, off-highway motorcycles, or recreational off-highway vehicles.
- *Passenger Vehicle*: any First Division or Second Division motor vehicle weighing 8,000 pounds or less that does not meet the definition of “Commercial Vehicle” under this title.
- *Recreation Vehicle*: any vehicle used primarily for recreational purposes, including, but not limited to: camping trailers, motor homes, mini motor homes, travel trailers, truck campers, or van campers; or any trailer used primarily to transport recreational equipment, including, but not limited to: all-terrain vehicles, boats, golf carts, jet skis, off-highway motorcycles, recreational off-highway vehicles, or snowmobiles.
- *Vehicle*: every device, in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power and snowmobiles.

Chapter 2 – Operation of Vehicles

7-2-1: Generally

- A. No person shall operate a vehicle or snowmobile upon any public sidewalk or path; within any public park or open space area; or on other public property, except authorized emergency, maintenance, and utility vehicles.
- B. No person shall operate a non-highway vehicle or snowmobile on any public street.

7-2-2: Speed Limits

- A. 25 Miles per Hour – Streets Designated
 - all residential streets
- B. 30 Miles per Hour – Streets Designated
 - Commerce Drive
 - Ellis Drive
 - Fish Lake Road
 - Fisher Road
 - Hartigan Road (US Highway 12 to Terra Springs)
 - Molidor Road
 - Nippersink Road
 - Sullivan Lake Road
 - Volo Village Road

7-2-3: Stop and Yield Signs

- A. Preferential right-of-way at an intersection may be indicated by stop or yield signs.
- B. The driver of a vehicle approaching a stop sign shall stop and yield the right-of-way to any vehicle within or approaching the intersection or pedestrian within or entering any crosswalk at the intersection.
- C. The driver of a vehicle approaching a yield sign shall slow down and, if required for safety, shall stop and yield the right-of-way to any vehicle within or approaching the intersection or pedestrian within or entering any crosswalk at the intersection.

Chapter 3 – Parking Regulations

7-3-1: Manner of Parking

- A. No person shall park a vehicle with the left side of such vehicle next to the curb, except on one-way streets, and other than parallel with and within twelve (12) inches of the curb, except on streets marked for angle parking.
- B. No person shall park a vehicle on the roadway side of any vehicle parked at the curb.
- C. No person shall park a vehicle in such a manner so as to leave available less than twelve feet (12') of the width of the roadway for the free movement of traffic.
- D. No person shall park a vehicle in such a manner so as to allow a portion of the vehicle or item on or attached to the vehicle to overhang onto any public street.

7-3-2: Parking Prohibited

- A. Generally. No person shall stand, or park any vehicle:
 - 1. in or within 20 feet of an intersection
 - 2. in or within 20 feet of a crosswalk
 - 3. within 30 feet of a stop sign, yield sign, or traffic signal, on the approaching side
 - 4. within 20 feet of a mailbox
 - 5. within 15 feet of a fire hydrant
 - 6. in a designated fire lane
 - 7. in front of a driveway, except with the consent of the property owner
 - 8. at any place where official signs prohibit parking
 - 9. on any portion of a street yard, as defined in the Zoning Ordinance, of a property in a residential zoning district under the Zoning Ordinance, except on a driveway
- B. Specific Streets. No person shall stand, or park any vehicle at any time on any of the following streets:
 - 1. Commerce Drive
 - 2. Ellis Drive
 - 3. Fish Lake Road
 - 4. Fisher Road
 - 5. Gilmer Road
 - 6. Hartigan Road
 - 7. IL Route 60
 - 8. IL Route 120
 - 9. Molidor Road
 - 10. Nippersink Road
 - 11. Sullivan Lake Road
 - 12. US Highway 12
- C. Sidewalks and Parkways. No person shall stop, stand, or park a vehicle on a public sidewalk or public parkway. Parking a passenger vehicle across a sidewalk, provided that such vehicle is parked on a driveway, or on that portion of a driveway constructed over the public parkway between the hours of 10:00 p.m. and 6:00 a.m. shall not be considered a violation of this section.
- D. Certain Vehicles. No person shall park any of the following vehicles on a public street, parkway, or sidewalk:
 - 1. any vehicle having expired registration
 - 2. non-highway vehicles
 - 3. recreation vehicles
 - 4. snowmobiles
- E. Certain Purposes. No person shall park a vehicle on a public street, parkway, or sidewalk for the purpose of:

1. displaying it for sale
2. peddling merchandise, except if licensed by the Village
3. repairing the vehicle, except for emergency repairs

7-3-3: Parking in Residential Districts

No person shall park a commercial vehicle on a public street in a residential zoning district under the Zoning Ordinance for a period longer than is necessary for reasonable expeditious loading and unloading of such vehicle or the completion of authorized business.

7-3-4: Parking on Private Property

- A. No person shall park a vehicle on private property:
1. without the express or implied consent of the owner or other person having possessory control of such property; or
 2. in violation of any regulation or prohibition conspicuously posted upon such property.

7-3-5: Parking Spaces Reserved for Persons with Disabilities

- A. No person shall park any vehicle not properly displaying disability license plates or a parking placard issued to a person with disabilities or to a disabled veteran, as evidence that the vehicle is operated by or for a person with disabilities, in any parking space, including any private or public off-street parking facility, specifically reserved, by the posting of an official sign, for persons with disabilities.
- B. Any person violating the provisions of this section shall be fined \$250 and pay all costs for vehicle removal and storage.

7-3-6: Overnight Parking

- A. No person shall park any vehicle on any public street between the hours of 2:00 a.m. and 6:00 a.m., except upon approval of the Village.
- B. The Board of Trustees may authorize the Village Administrator to grant permission and issue permits for overnight parking.

7-3-7: Snow Removal

- A. No person shall park, or be permitted to park, a vehicle on any public street following the accumulation of 2 inches or more of snow until snow removal operations are complete.

- B. Any person violating the provisions of this section shall be fined \$200 and pay all costs for vehicle removal and storage.

Chapter 4 – Enforcement and Penalties

7-4-1: Presumption of Liability

Whenever a vehicle is parked in violation of any provision of this title, the person in whose name such vehicle is registered shall be prima facie responsible for such violation and subject to the penalty therefor.

7-4-2: Penalties

- A. Unless expressly provided otherwise in a specific provision of this title, any person violating any provision of this title shall be fined not less than \$25 nor more than \$750 for each offense.
- B. If not paid within 14 days, the fine for each such violation shall be increased by 100%.
- C. Each day on which a violation occurs or continues shall be deemed to be a separate offense.

7-4-3: Removal

- A. The Village Administrator, Director of Public Works, Code Enforcement Officer, or any law enforcement officer may cause the removal of any vehicle illegally parked in any place where such parked vehicle:
 - 1. creates or constitutes a traffic hazard;
 - 2. obstructs or may obstruct the movement of any emergency vehicle;
 - 3. blocks a fire hydrant or fire lane;
 - 4. is parked in a designated handicapped parking space which does not display handicapped plates or a decal; or
 - 5. is parked on any public street after 2 inches or more of snow while snow removal operations are ongoing.
- B. Cars so removed shall be stored on any Village property or in a public parking lot and shall be restored to the owner or operator thereof after payment of the expense incurred by the Village in removing and storing such vehicle.