

THE  
VILLAGE OF



ORDINANCE NO. 2020/05-19-1

AN ORDINANCE AMENDING THE REVISED CODE OF ORDINANCES  
OF THE VILLAGE OF OREANA, MACON COUNTY, ILLINOIS, SPECIFICALLY  
CHAPTER 73: RECREATIONAL VEHICLES

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ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF OREANA  
THIS 19<sup>th</sup> DAY OF May, 2020

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Published in pamphlet form by authority of the Village Board of  
the Village of Oreana, Macon County, Illinois this 19<sup>th</sup> day of May, 2020

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OF THE VILLAGE OF OREANA, MACON COUNTY, ILLINOIS, SPECIFICALLY  
CHAPTER 73: RECREATIONAL VEHICLES**

**WHEREAS**, the Village currently has a Chapter 73 regarding recreational vehicles within the Village of Oreana which are subject to special and general penalties, and;

**WHEREAS**, the Board of Trustees of the Village of Oreana finds that it is in the best interests of the Village to amend Chapter 73.

**NOW, THEREFORE, PURSUANT TO THE VOTE TAKEN BY THE BOARD OF TRUSTEES ON May 19, 2020 IN FAVOR OF THE PASSAGE OF THIS AMENDMENT TO CHAPTER 73, BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF OREANA, MACON COUNTY, ILLINOIS, AS FOLLOWS:**

**SECTION 1:** Chapter 73, specifically Sections 73.01 Definitions and 73.02 Operation of Golf Carts are hereby amended as follows:

**CHAPTER 73: RECREATIONAL VEHICLES**

**Non-Highway Vehicles (Golf Carts/Utility Tax Vehicles (UTVs))**

**§73.01 DEFINITIONS.**

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

**GOLF CART.** A vehicle specifically designed and intended for the purposes of transporting one or more persons and their golf clubs or maintenance equipment while engaged in the playing of golf, supervising the play of golf or maintaining the condition of the grounds on a public or private golf course and further modified with additional equipment, as specified in this subchapter.

**NON-HIGHWAY VEHICLES.** Golf Carts/Utility Task Vehicles (UTVs), as defined in 625 ILCS 5/11-1426.1 and as further defined herein.

**UTILITY TASK VEHICLE (UTV).** Any motorized off-highway device designed to travel primarily off-highway, 64 inches or less in width, having a manufacturer's dry weight of 2,000 pounds or less, traveling on four or more non-highway tires, designed with non-straddle seat and a steering wheel for steering control.

**OPERATE.** To ride in or on a golf cart/utility task vehicle (utv), other than as a passenger. To use or control in any manner the operation of a golf cart/utility task vehicle (utv).

**OPERATOR.** Every person who operates or is in actual physical control of a golf cart/utility task vehicle (utv).

## §73.02 OPERATION OF GOLF CARTS/UTILITY TASK VEHICLES (UTVs).

(A) Except as provided in this section, it shall be unlawful for any person to operate a golf cart/utility task vehicle (utv) on any street, alley, highway, or roadway located within the village.

(B) Golf carts/utility task vehicles (UTVs) may be operated on streets, alleys, highways and roadways within the village if the operator complies with all of the following requirements:

(1) A golf cart/utility task vehicle (utv) must have the following at a minimum: brakes, steering apparatus; tires, a rearview mirror, red reflectorized warning devices in the front and rear, a slow moving emblem (as required of other vehicles in §12-709 of the State Vehicle Code) on the rear of the non-highway vehicle; a headlight that emits a white light visible from a distance of 500 feet to the front; a tail lamp that emits a red light visible from at least 100 feet from the rear; brake lights; and turn signals. When operated on a roadway, a non-highway vehicle shall have its head light and tail lamps lighted as required by §12-201 of the State Vehicle Code.

(2) When operated on a street, alley, highway or roadway, a golf cart/utility task vehicle (utv) shall have its headlight and tail lamps lighted.

(3) A person may not operate a golf cart/utility task vehicle (utv) upon any street, highway or roadway in the village unless he or she has a valid driver's license issued in his or her name by the Secretary of State or by a foreign jurisdiction.

(4) The operator of a golf cart/utility task vehicle (utv) shall comply with any and all traffic regulations in this subchapter and in the State Vehicle Code.

(5) No person shall operate a golf cart/utility task vehicle (utv) upon any sidewalk located within the village limits.

(6) No person shall operate a golf cart/utility task vehicle (utv) on any street, highway or roadway where the posted speed limit is greater than 35 mph. This division (B) (6) does not prohibit a golf cart/utility task vehicle (utv) from making a direct crossing of a road, street or highway where the road or street has a posted speed limit of more than 35 mph if the direct crossing is made at an intersection with another public street, road or highway. Notwithstanding any provision in this subchapter, golf carts/utility task vehicles (utvs) shall not be operated on County Highway 20, nor on U.S. Highway 48. No direct crossings may be made of County Highway 20. U.S. Highway 48 shall not be crossed, except at Bower Street.

(7) The golf cart/utility task vehicle (utv) must be brought to a complete stop before attempting a crossing.

(8) The operator of the golf cart/utility task vehicle (utv) must yield the right-of-way to all pedestrian and vehicular traffic.

(9) Any person who operations a golf cart/utility task vehicle (utv) on a street, highway or roadway shall be subject to the mandatory insurance requirements under Art. VI of Ch. 7 of the State Vehicle Code.

(10) No golf cart/utility task vehicle (utv) may be operated within the village limits unless it displays a village permit. Application for a permit may be obtained from the Village Inspector. Vehicles may be permitted upon receipt of a complete application, presentation of proof of insurance, satisfactory inspection of the vehicle and payment of the license fee of \$40.

Permits are valid from the date of issue until March 31 of the next even numbered years. Permits issued during odd numbered years will be pro-rated at \$20 and will still expire on March 31 of the next even numbered year.

**SECTION 2:** In all other respects, Chapter 73 shall remain in full force and effect.

**SECTION 3:** This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

**SECTION 4:** The Village Clerk of the Village of Oreana shall publicly post or keep available for inspection by any interested party in the main office of the Village of Oreana this Ordinance Amending the Revised Code of Ordinances Specifically Chapter 73: Recreational Vehicles, Non-Highway Vehicles (Golf Carts/Utility Task Vehicles, Sections 73.01 Definitions and 73.02 Operation of Golf Carts/Utility Task Vehicles.

**PRESENTED, PASSED, APPROVED** and published in pamphlet form by the President and Board of Trustees of the Village of Oreana, Macon County, Illinois, this 19<sup>th</sup> day of May, 2020.

| NAME                     | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----|-----|---------|--------|
| Trustee Julie F. Ballard | X   |     |         |        |
| Trustee Jason Bruns      | X   |     |         | X      |
| Trustee Dustin Guntle    | +   |     |         |        |
| Trustee Loren G. Hiser   | +   |     |         |        |
| Trustee Matthew Welch    | +   |     |         |        |
| Trustee Angela Ward      | +   |     |         |        |
| President Aaron Keathley |     |     |         |        |
| <b>TOTAL</b>             | 5   |     |         | 1      |

  
 AARON KEATHLEY, PRESIDENT

ATTEST:  
  
 ANNE KIRBY, VILLAGE CLERK

SEAL

STATE OF ILLINOIS        )  
                                  )SS.  
COUNTY OF MACON        )

**CERTIFICATE**

I, Anne Kirby, certify that I am the duly elected and acting Village Clerk of the Village of Oreana, Macon County, Illinois. I further certify that on the 19<sup>th</sup> day of May, 2020, the Corporate Authorities of such Municipality passed and approved:

**ORDINANCE NO. 2020/05-19-1**

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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance 2020/05-19-1 including the Ordinance and a cover sheet thereof was prepared and a copy of such Ordinance was posted in the Municipal Offices commencing on the 19<sup>TH</sup> day of May, 2020 and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Clerk.

Dated this 19<sup>th</sup> day of May, 2020.

  
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ANNE KIRBY, VILLAGE CLERK

SEAL

**CERTIFICATION OF ORDINANCE**  
**THE VILLAGE OF OREANA, MACON COUNTY, ILLINOIS**

The undersigned duly appointed, qualified and acting Clerk of the Village of Oreana, Macon County, Illinois, does hereby certify that the attached document is a true and correct copy of:

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OF THE VILLAGE OF OREANA, MACON COUNTY, ILLINOIS, SPECIFICALLY  
CHAPTER 73: RECREATIONAL VEHICLES**

Dated this 19<sup>th</sup> day of May, 2020.

  
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ANNE KIRBY, VILLAGE CLERK

SEAL