

Chapter 2

ALL-TERRAIN AND SLOW MOVING VEHICLES

6-2-1: DEFINITIONS:

For the purpose of this chapter, the following terms shall have the meanings ascribed to them in this section:

ATV/UTV: An ATV/UTV a.k.a. slow moving vehicle (SMV) defined herein means a nonhighway vehicle not specifically designed to be used on a public highway, including:

- A. An all-terrain vehicle, as defined by 625 Illinois Compiled Statutes 5/1-101.8.
- B. A recreational off highway vehicle, as defined by 625 Illinois Compiled Statutes 5/1-168.8.

VILLAGE STREETS: Any of the streets within the boundaries of the village of Matherville. (Ord. 2012-7, 8-27-2012)

6-2-2: OPERATION REQUIREMENTS AND RESTRICTIONS:

All persons wishing to operate an SMV on the village streets must ensure compliance with the following requirements:

- A. Operator must have current liability insurance.
- B. Operator must be sixteen (16) years of age and have a valid driver's license.
- C. Operator must obey all traffic laws of the state of Illinois.
- D. The SMV must be operated only on the village streets, except where operation is prohibited.

- E. The SMV must not be operated in excess of the posted speed limit and may not exceed twenty (20) miles per hour.
- F. The SMV must be operated in a reasonable and safe manner.
- G. A person operating or who is in actual physical control of an SMV as described herein on a roadway while under the influence is subject to 625 Illinois Compiled Statutes 5/11-500 through 5/11-502.
- H. SMVs shall not be operated on sidewalks or in village parks other than parking areas.
- I. SMVs may not be operated on streets and highways and roads under the jurisdiction of the county highway department and the township except to cross at intersections.
- J. Persons driving an SMV are to pull over to the right side of the road and stop, yielding right of way to approaching traffic from behind. (Ord. 2012-7, 8-27-2012)

6-2-3: REQUIRED EQUIPMENT:

All SMVs must be equipped as follows:

- A. Horn.
- B. Brakes and brake light/taillamp that emits a red light visible from at least one hundred feet (100') from the rear which must be illuminated when in operation.
- C. Turn signals.
- D. Steering apparatus.

E. Tires.

F. Rearview and/or side view mirror.

G. Headlight that emits a white light visible from a distance of five hundred feet (500') to the front which must illuminate when in operation.

H. A slow moving vehicle emblem, as required of other vehicles in 625 Illinois Compiled Statutes 5/12-709.

I. Red reflectorized warning devices in the front and the rear.

J. Any additional requirement which may be amended in the Illinois vehicle code. (Ord. 2012-7, 8-27-2012)

6-2-4: PENALTIES:

A. Fine Imposed: Failure to abide by this chapter shall result in a fine of one hundred dollars (\$100.00), with each infraction of this chapter constituting a separate offense bearing a separate fine.

B. Administrative Warning Tickets:

1. In the sole discretion of a county sheriff officer and/or board of trustees, they may issue an administrative warning ticket (AWT), which for purposes of this chapter is defined as a notice of a violation of the village ordinance used in lieu of an arrest or notice to appear in circuit court.
2. If a warning ticket is issued, the vehicle must not be operated until the police department or village board inspects the vehicle and operator for compliance.
3. Persons who have received an AWT for a violation of any provision of this chapter may settle and compromise the claim by paying to the village an administrative fee in the amount of fifty dollars (\$50.00) within fifteen (15) days of the date of issuance.
4. In addition to paying an administrative fee, as provided for in this subsection B, persons

issued an AWT will be required, within fifteen (15) days of the date of issuance of the AWT, to correct the violation(s) indicated thereon to the satisfaction of the county sheriff's department and the board of trustees.

5. Persons who have been issued an AWT for a violation of this chapter and who fail to pay the administrative fee in the allotted time, and/or those persons who have been issued an AWT who fail to correct the violation when required or indicated, within the time allotted, will be issued a notice to appear in the circuit court of Mercer County or issued a notice of complaint filed in the circuit court of Mercer County, or issued a combination of a notice to appear and a notice of complaint filed in said court, and shall be subject to the fines and penalties set forth in subsection C of this section.

C. Issuance Of Notice To Appear: In lieu of an AWT, as defined in subsection B of this section, or upon failure to timely compromise and/or correct any violation for which an AWT has been issued, a county sheriff officer may cause the issuance of notice to appear and/or cause the issuance of a notice of complaint to be filed in the circuit court of Mercer County, which will subject the person to whom the notice or notices have been issued to a fine of not less than two hundred dollars (\$200.00) and not more than five hundred dollars (\$500.00). (Ord. 2012-7, 8-27-2012)