

## Chapter 8

# GOLF CARTS, RECREATIONAL OFF HIGHWAY VEHICLES AND ALL-TERRAIN VEHICLES

### 6-8-1: GENERALLY:

Neighborhood vehicles ("golf carts"), recreational off highway vehicles "ROHV" and all-terrain vehicles "ATV", as defined and qualified herein shall be allowed on village streets under the conditions as stated herein. (Ord. 2013-03, 2-13-2013)

### 6-8-2: DEFINITIONS:

**ALL-TERRAIN VEHICLE (ATV):** Any motorized off highway device designed to travel primarily off highway, fifty inches (50") or less in width, having a manufacturer's dry weight of nine hundred (900) pounds or less, traveling on three (3) or more low pressure tires, designed with a seat or saddle for operator use, and handlebars or steering wheel for steering control, except equipment such as lawn mowers.

**NEIGHBORHOOD VEHICLE (GOLF CART):** A self-propelled, electric powered, four (4) wheeled motor vehicle (or a self-propelled, gasoline powered, 4 wheeled motor vehicle with an engine displacement under 1,200 cubic centimeters) that is capable of attaining in one mile a speed of more than twenty (20) miles per hour, but not more than twenty five (25) miles per hour, and which does not conform to federal regulations under title 49 CFR part 571.500.

**RECREATIONAL OFF HIGHWAY VEHICLE (ROHV):** Can informally go by a variety of other names (i.e., UTV), shall mean any motorized off highway device designed to travel primarily off highway, sixty four inches (64") or less in width, having a manufacturer's dry weight of two thousand (2,000) pounds or less, traveling on four (4) or more nonhighway tires, designed with a nonstraddle seat and a steering wheel for steering control, except equipment such as lawn mowers.

**VILLAGE STREETS:** Any of the streets within the boundaries and under the jurisdiction of the village. (Ord. 2013-03, 2-13-2013)

### 6-8-3: REQUIREMENTS:

All persons wishing to operate a neighborhood vehicle, ROHV, or ATV on the village streets must ensure compliance with the following requirements:

- A. Proof of current liability insurance meeting the minimum requirements of Illinois law.
- B. Must be certified by the village and the vehicles certified with the village by the inspection of the police chief or designated representative.
- C. No modification to the vehicle's muffler system that increases the loudness of the vehicle's operation shall have been undertaken.
- D. Must pay yearly permit fee of twenty five dollars (\$25.00) for first vehicle, twenty five dollars (\$25.00) for each consecutive vehicle within family (yearly permit then issued).
- E. Must display village decal on the rear of the vehicle.
- F. All drivers must be sixteen (16) years of age, with current, valid state issued driver's license.
- G. Neighborhood vehicles (golf carts) must be equipped with following:
  - 1. Brakes and brake lights.
  - 2. Tires.
  - 3. Approved slow moving emblem on the rear of the vehicle<sup>1</sup>.
  - 4. Headlight that emits a white light visible from a distance of five hundred feet (500') to the front which must illuminate when in operation.
  - 5. Taillamp that emits a red light visible from at least one hundred feet (100') from the rear which must be illuminated when in operation. (Ord. 2013-03, 2-13-2013)
  - 6. Any additional requirements which may be required by the Illinois motor vehicle code. (Ord. 2015-02, 2-11-2015)
- H. Recreational off highway vehicles and all-terrain vehicles must be equipped as follows:
  - 1. Brakes and brake lights.
  - 2. Tires.

3. Approved slow moving emblem on the rear of the vehicle<sup>2</sup>.
  4. Headlight that emits a white light visible from a distance of five hundred feet (500') to the front which must illuminate when in operation.
  5. Taillamp that emits a red light visible from at least one hundred feet (100') from the rear which must be illuminated when in operation. (Ord. 2013-03, 2-13-2013)
  6. Any additional requirements which may be required by the Illinois motor vehicle code. (Ord. 2015-02, 2-11-2015)
- I. All vehicles must obey all traffic laws of the state of Illinois and the village of North Utica.
- J. Must be operated only on village streets, except where specifically prohibited.
- K. May not be operated on Illinois Route 178 or any other state highway.
- L. Must not be operated in excess of posted speed limit.
- M. A person operating or who is in actual physical control of such vehicles as described herein on a road while under the influence is subject to sections 11-500 through 11-502 of the Illinois Compiled Statutes<sup>3</sup>.
- N. May not be operated within the boundaries of all village parks.
- O. Such vehicles may not be operated on streets and highways and roads under the jurisdiction of the Illinois department of transportation except to cross at designated streets. (Ord. 2013-03, 2-13-2013)

#### **6-8-4: PERMITS:**

- A. No person shall operate said vehicles without first obtaining a permit from the village clerk as provided herein. Permits shall be granted for a period of one year and renewed annually. Insurance coverage is to be verified to be in effect by the police department or said designee

when obtaining and renewing a permit.

- B. Every application for a permit shall be made on a form supplied by the village and shall contain the following information:
1. Name and address of applicant.
  2. Name of liability insurance carrier.
  3. The serial number, make, model and description of said vehicle.
  4. Signed waiver of liability by applicant releasing the village and agreeing to indemnify and hold the village harmless from any and all future claims resulting from the operation of their said vehicle on the village streets.
  5. Photocopy of applicable liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit.
  6. Such other information as the village may request.
- C. No permit shall be granted unless the following conditions are met:
1. The vehicle must be inspected by the chief of police (or designee) to ensure that the vehicle is safe to operate on village streets and is in compliance with this chapter and with the state of Illinois motor vehicle code.
  2. A physically handicapped applicant must submit a certificate signed by the physician, certifying that the applicant is able to safely operate a qualified said vehicle on village streets.
  3. The applicant must provide evidence of insurance in compliance with the provisions of the Illinois statutes regarding minimum liability insurance for passenger motor vehicles to be operated on the roads of the state of Illinois.
- D. The village may suspend or revoke a permit granted hereunder upon a finding that the holder thereof has violated any provision of this chapter or there is evidence that permittee cannot safely operate a qualified said vehicle on the designated roadways. (Ord. 2013-03, 2-13-2013)