

**AN ORDINANCE AUTHORIZING THE OPERATION OF
NON-HIGHWAY VEHICLES IN THE CITY OF DALLAS CITY**

WHEREAS, the City of Dallas City, Illinois (the "City"), may exercise power to legislate for the protection of the public health, safety, morals and welfare; and

WHEREAS, the City Council of the City of Dallas City has considered the volume, speed, and character of traffic and has determined that non-highway vehicles may safely travel on or cross the roadways within the City without jeopardizing the public safety; and

WHEREAS, pursuant to its corporate authority, the City hereby adopts the Ordinance to approve the use of Non-Highway Use Vehicles as outlined under 625 ILCS 5/11-1426.1(d).

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DALLAS CITY, HANCOCK AND HENDERSON COUNTIES, STATE OF ILLINOIS, AS FOLLOWS:

Operation of Non-Highway Vehicles

SECTION:

Definitions of Non-Highway Vehicle
Specifications
Minimum Vehicle Requirements
Vehicle Inspection for Approval for Use and Permit Issuance
Enforcement

Definitions:

- A. 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.
- B. All-Terrain Vehicle – Any motorized off-highway device designed to travel primarily off-highway, 50 inches or less in width, having a manufacturer's dry weight of 1,500 pounds or less, traveling on 3 or more non-highway tires, designed with a seat or saddle for operator use, and handlebars or steering wheel for steering control, except equipment such as lawnmowers.
- C. Off-Highway Motorcycle – Any motorized device designed to travel primarily off-highway on 2 wheels, having a seat or saddle for the use of the operator, upon or by which any person, persons or property may be transported or drawn.
- D. Recreational Off-Highway Vehicle – 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 4 or more non-highway tires, designed with a non-straddle seat and a steering wheel for steering control, except equipment such as lawnmowers.

Specifications:

- A. The City of Dallas City may restrict the types of non-highway vehicles that are authorized for use on city streets, alleys, and/or roadways.

- B. Non-Highway Vehicles are subject to the same speed limits and traffic regulations as normal motor vehicles.
- C. Operators of Non-Highway Vehicles **MUST** have a valid state-issued driver's license.
- D. Any person who operates a non-highway vehicle on the streets in the City of Dallas City must adhere to all applicable state laws concerning the possession and use of alcoholic beverages, and all other illegal drugs, as well as all other state traffic laws.
- E. Approved Non-Highway Use Vehicles may only operate on city streets, alleys, and/or roadways where the posted speed limit is 35 mph or less.
- F. Approved Non-Highway Use Vehicles may only cross city streets, alleys, and/or roadways at an intersection made in an angle approximately 90 degrees to the direction of the street, alley and/or roadway.
- G. Approved Non-Highway Use Vehicles may not be parked or operate on any public sidewalk.

Minimum Vehicle Requirements:

- A. Minimum Vehicle Requirements include the following:

Brakes	Red reflectorized warning devices in front and rear
Steering Apparatus	Rearview Mirror
Headlight (Visible 500 feet)	Red Taillight (Visible 100 feet)
Brake lights	Turn signals
Tires	Slow moving emblem on rear of non-highway vehicle
Turn signals and/or use of hand signals	
- B. Headlights and Taillights are required to be on during use as required by 625 ILCS 5/12-201.
- C. All Non-Highway Vehicles are subject to mandatory insurance requirements (either auto or home policy)

Vehicle Inspection for Approved Use and Permit Issuance:

- A. All Non-Highway Vehicles **MUST** be inspected by a designated representative of the City of Dallas City, certifying that the vehicle has met all minimum requirements **PRIOR** to use on city streets, alleys and/or roadways.
- B. Once approved, the Non-Highway Vehicle will be issued a sticker that must be clearly displayed at all times during operation while the Non-Highway Vehicle Inspection Sheet shall remain on file with the City of Dallas City.
- C. Applications for a permit from the City shall be made on a form supplied by the City and shall include the following information:
 - 1. Name and address of applicant;
 - 2. Name of liability insurance carrier;
 - 3. The serial number, make, model and description of golf cart or neighborhood vehicle;
 - 4. Photocopy of applicable liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit;
 - 5. Permit application fee of \$48.00 for applicants age 50 and older and \$60.00 for all other applicants;
 - 6. Such other information as the City may require.

Permits shall be granted for a period of one (1) calendar year beginning from the date of issuance to the end of the signed calendar month.

Enforcement:

- A. Any violation of this Ordinance shall be punishable by a fine of not less than \$150.00 nor more than \$750.00 for each violation.
- B. A second violation of this Ordinance shall, in addition to being subject to time, be grounds for revocation of the vehicle's permit issued for a period of one (1) year.
- C. Upon investigation by and the recommendation of the City of Dallas City, the City may suspend or revoke a permit granted hereunder upon a finding that there is evidence that the permittee cannot safely operate the motorized non-highway vehicle on the designated streets.
- D. The City Council of the City of Dallas City reserves the right to amend or repeal this ordinance at any time, and if such amendment or repeal affects the rights of permit holders, all permit holders will be notified thereof by the City by certified mail.
- E. No person receiving a permit pursuant to the terms of this ordinance shall have any legal right to the continuation of said ordinance regardless of the cost of rendering the non-highway vehicle in compliance with this ordinance for the purpose of its operation in the City of Dallas City pursuant to this ordinance.
- F. The City of Dallas City shall not under any circumstances be liable for any expenses incurred by an applicant or licensee for that application and/or modification of such non-highway vehicle to comply with the requirement of this ordinance.

PASSED AND APPROVED by the City Council of the City of Dallas City, Hancock and Henderson Counties, State of Illinois, this 13th day of December, 2017.

AYES: 4

NAYS: 0

ABSENT: --



Mayor

ATTEST:



City Clerk