

ORDINANCE NO. 995

**AN ORDINANCE AMENDING CHAPTER 71 OF THE CODE OF ORDINANCES FOR
THE VILLAGE OF TEUTOPOLIS, ILLINOIS
(GOLF CARTS AND RECREATIONAL OFF-HIGHWAY VEHICLES)**

WHEREAS, the Village of Teutopolis, Illinois, is authorized pursuant to 625 ILCS 5/11-1426.1 to designate one or more specific streets under the jurisdiction of the Village of Teutopolis, Illinois, as egress and ingress routes for the use of non-highway vehicles; and,

WHEREAS, the Village of Teutopolis, Illinois, currently regulates the use of golf carts and recreational off-highway vehicles on streets under the jurisdiction of the Village of Teutopolis, Illinois, pursuant to Chapter 71 of the Code of Ordinances for the Village of Teutopolis, Illinois; and,

WHEREAS, the Board of Trustees for the Village of Teutopolis, Illinois, has considered the volume, speed and character of traffic on the streets within the corporate limits of the Village of Teutopolis, Illinois; and,

WHEREAS, after careful consideration, the Board of Trustees of the Village of Teutopolis, Illinois, further deems it to be in the best interest of the citizens of the Village of Teutopolis, Illinois, to amend certain provisions of Chapter 71 of the Code of Ordinances for the Village of Teutopolis, Illinois, as provided for herein.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF TEUTOPOLIS, EFFINGHAM COUNTY, ILLINOIS:

Section 1: The findings made in the prefatory portion of this Ordinance are hereby adopted.

Section 2: Paragraph B of Section 71.02 of Chapter 71 of the Code of Ordinances for the Village of Teutopolis, Illinois, is hereby amended and restated in its entirety as follows:

“B. A person operating a Non-Highway Vehicle on any Village Street, State Road, or Country Road must ensure compliance with the following requirements:

- (1) Shall be subject to the mandatory insurance requirements specified by the State’s Motor Vehicle Code for passenger vehicles;
- (2) Must have a valid driver’s license to operate a motor vehicle, issued by the State or any other state;

- (3) Must display the permit hereinafter mentioned in a visible location on the Non-Highway Vehicle;
- (4) Must be equipped with brakes, a 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 625 ILCS 5/12.709) on the rear of the Non-Highway Vehicle, a headlight that emits a white light visible for a distance of at least 500 feet from the front, a tail lamp that emits a red light visible from at least 100 feet from the rear, brake lights, turn signals, horn, windshield, approved seatbelts for the driver and all passengers;
- (5) Any Golf Cart, as defined in §71.01, must also be equipped with a triangular orange flag displayed at the top of a six-foot pole mounted to the rear bumper;
- (6) When operated on a roadway, a Non-Highway Vehicle must have its headlights and tail lamps lighted as required by 625 ILCS 5/12-201;
- (7) Must obey all traffic laws of the State and Village;
- (8) A Golf Cart, as that term is defined in §71.01, must be operated by a person of 18 years of age or older and a Recreational Off-Highway Vehicle, as that term is defined in §71.01, must be operated by a person of 21 years of age or older;
- (9) May not be operated upon U.S. Route 40, except as stated herein;
- (10) Any modification to the Side-by-Side suspension may not exceed six inches in height;
- (11) Must not exceed 20 mph;
- (12) Non-Highway Vehicles may only be operated on designated Village Streets from sunrise to sunset. Notwithstanding the foregoing, Non-Highway Vehicles may be operated in the Village on the Friday prior to Halloween (October 31), after sunset, but not later than 9:00 p.m.
- (13) Non-Highway Vehicles shall not be operated in inclement weather, nor when visibility is impaired by weather, smoke, fog, or other conditions limiting visibility, nor at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet;
- (14) Non-Highway Vehicles may not be operated by a person who drives or is in the actual physical control of a Non-Highway Vehicle on a Village Street, State Road, or Country Road while under the influence of alcohol, drugs, or intoxicating compounds subject to 625 ILCS 5/11-502, inclusive;

- (15) Non-Highway Vehicles shall not be operated on sidewalks, nor in parks or other public places within the Village, other than in designated parking areas;
- (16) Non-Highway Vehicles may not be operated on State Roads or Country Roads, except to cross (i) Main Street at its intersection with Pearl Street; (ii) Main Street at its intersection with Columbus Street; (iii) Main Street at its intersection with Race Street; (iv) Main Street at its intersection with John Street; (v) Main Street at its intersection with Garrett Street; (vi) Main Street at its intersection with Green Street; (vii) Main Street at its intersection with Wall Street; (viii) Main Street at its intersection with Washington Street, or (ix) Main Street at its intersection with Plum Street. The Village will ensure that proper signage is erected to designate the authorized crossing points;
- (17) **Required seating; passengers.** A Non-Highway Vehicle may transport only the number of passengers for which the specific Non-Highway Vehicle was designed. Every passenger shall sit in a seat that was installed by the manufacturer of the Non-Highway Vehicle. It shall be unlawful for the operator/driver of the Non-Highway Vehicle to transport passengers unless each passenger is in a seat. The operator/driver of the Non-Highway Vehicle shall not transport anyone who is sitting on the lap of a passenger, or in any other location except in a seat; and,
- (18) **Trailers.** It shall be unlawful to pull any trailer or any equipment or device with a Non-Highway Vehicle.”

Section 3: Except as herein expressly modified by Section 2 above, the provisions of Chapter 71 of the Code of Ordinances for the Village of Teutopolis, Illinois, shall remain in full force and effect.

Section 4. Invalidity. In the event a court of competent jurisdiction declares any particular provision of this Ordinance to be invalid or unenforceable, the remaining provisions of this Ordinance shall be construed to be valid and enforceable. The invalidity of any part of this Ordinance shall not affect any other part or parts thereof.

Section 5. All prior ordinance or resolution of the City of Effingham, Illinois, contrary to the terms and conditions of this Ordinance shall be deemed to be repealed as of the effective date of this Ordinance.

Section 6. Effective Date. That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as required by law.

Presented, Passed, and approved on September 21, 2022.

Published on September 21, 2022.

Daniel Zerrusen YES
Jane Summers YES
Greg Oseland YES
Dave Tegeler YES
Bernard Hartke YES
Angie Kroeger YES

YEAS: 6
NAYS: 0
ABSENT: 0

VILLAGE OF TEUTOPOLIS, ILLINOIS



David A. Repking, Village President

ATTEST:



Amy Vahling, Village Clerk

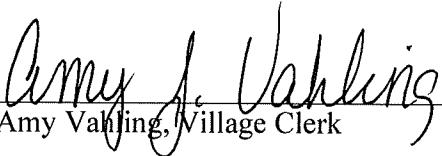
STATE OF ILLINOIS)
) ss.
COUNTY OF EFFINGHAM)

I, Amy Vahling, Clerk of the Village of Teutopolis, Effingham County, Illinois, do hereby certify that I am the keeper of the records, files, and seal of said Village. I do also certify that the foregoing is a true and complete copy of:

Ordinance No. 995 "AN ORDINANCE AMENDING CHAPTER 71 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF TEUTOPOLOIS, ILLINOIS (GOLF CARTS AND RECREATIONAL OFF-HIGHWAY VEHICLES)"

The aforesaid Ordinance was passed by the President and Board of Trustees of the Village by aye and nay vote at a meeting of the Board of Trustees held on September 21, 20 22, as the same appears from the records and files in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Village of Teutopolis, Illinois, on September 21, 20 22.



Amy Vahling, Village Clerk

(SEAL)

STATE OF ILLINOIS)
) ss.
COUNTY OF EFFINGHAM)

CERTIFICATE

I, Amy Vahling, Clerk of the Village of Teutopolis, Effingham County, Illinois, do hereby certify that I am the keeper of the records, files, and seal of said Village.

I further certify that on September 21, 20 22, the President and Board of Trustees of such municipality passed and approved Ordinance No. 995, entitled:

Ordinance No. 995 "AN ORDINANCE AMENDING CHAPTER 71 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF TEUTOPOLOIS, ILLINOIS (GOLF CARTS AND RECREATIONAL OFF-HIGHWAY VEHICLES)"

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

The pamphlet form of Ordinance No. 995 was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on September 22, 20 22, and continuing for at least ten days thereafter. Copies of such Ordinance are also available for public inspection upon request in the office of the Village Clerk.

Dated this day of September 21, 20 22.



Amy Vahling Village Clerk

(SEAL)