

CHAPTER 36: GENERAL PROVISIONS

Section

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SECTION 36.01 ILLINOIS VEHICLE CODE ADOPTED BY REFERENCE.

The Village hereby adopts the current Illinois Vehicle Code, 625 ILCS 5 et seq., in effect at the time of the adoption of this Municipal Code, or as hereafter revised, as the traffic code to be obeyed within the corporate limits of the Village.

SECTION 36.02 GENERAL.

- (A) It shall be unlawful for any person to operate a bicycle or motor vehicle or as a pedestrian, act in any way contrary to the provisions of the Illinois Vehicle Code in effect at the time of the act.
- (B) Any person violating any provision of the Illinois Vehicle Code shall, upon conviction, be subject to the penalties therein prescribed.

SECTION 36.03 DEFINITIONS.

For the purpose of this Chapter, the following words and phrases shall have the following meanings ascribed to them respectively:

Alley. A public way within a block, generally giving access to the rear of lots or buildings, and not used for general traffic circulation. (625 ILCS 5/1-102)

Authorized Emergency Vehicle. Emergency vehicles of village departments or public service corporations as are designated or authorized by proper local authorities; police vehicles; vehicles of the Fire Department and ambulances. (625 ILCS 5/1-105)

Bicycle. Every device propelled by human power upon which any person may ride, having two tandem wheels either of which is more than 16 inches in diameter. (625 ILCS 5/1-106)

Driver. Every person who drives or is in actual physical control of a vehicle. (625 ILCS 5/1-116)

Gross Weight. The weight of a vehicle, whether operated singly or in combination, without load, plus the weight of the load thereon. (625 ILCS 5/1-125)

Highway. The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel. (625 ILCS 5/1-126)

Implement of Husbandry. Every vehicle designed and adapted exclusively for agricultural, horticultural, or livestock raising operation, including farm wagons, wagon trailer, or like vehicles used in connection therewith, or for lifting or carrying an implement of husbandry, provided that no farm wagon, wagon trailer, or like vehicle having a gross weight of more than 36,000 pounds, shall be included hereunder. (625 ILCS 5/1-130)

Improved Highway. Any roadway of concrete, brick, asphalt, macadam and crushed stone, or gravel. (625 ILCS 5/1-131)

Local Authorities. Every county, village, and other local board or body having authority to enact laws relating to traffic under the Constitution and laws of this State. (625 ILCS 5/1-140)

Motor Vehicle. Every vehicle, which is self-propelled, except for vehicles moved solely by human power, and motorized wheelchairs. For this Section, motor vehicles are divided into two divisions:

First Division – Those motor vehicles which are designed for carrying not more than ten persons.

Second Division – Those motor vehicles which are designed for carrying more than ten persons, those designed or used for living quarters, and those motor vehicles which are designed for pulling or carrying freight or cargo, and those motor vehicles of the first division remodeled for use and used as motor vehicles of the second division. (625 ILCS 5/1-146)

Park or Parking. The standing of a vehicle, whether occupied or not, otherwise than when temporarily and actually engaged in loading or unloading merchandise or passengers. (625 ILCS 5/1-156)

Passenger Car. A motor vehicle of the first division, including a multipurpose passenger vehicle, that is designed for carrying not more than ten persons. (625 ILCS 5/1-157)

Pedestrian. Any person afoot. (625 ILCS 5/1-158)

Police Officer. Every officer authorized to direct or regulate traffic, or to make arrests for violations of traffic regulations. (625 ILCS 5/1-162)

Rescue Squad. A voluntary association of individuals, or a fire department, dedicated to saving lives through the rescue of persons entrapped in wrecked vehicles or other hazardous circumstances, and associated with some unit of government. (625 ILCS 5/1-171.6)

Rescue Vehicle. A vehicle specifically designed, configured, and equipped for the performance of access and extrication from hazardous or life-endangering situations, as well as for the emergency transportation of persons who are sick, injured, wounded, or otherwise incapacitated or helpless. (625 ILCS 5/1-171.8)

Roadway. That portion of the highway improved, designed, or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two or more separate roadways, the term “roadway” as used herein shall refer to any such roadway separately, but not all such roadways collectively. (625 ILCS 5/1-179)

Semitrailer. Every vehicle without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle, and so constructed its weight and that of its load rests upon or is carried by another vehicle. (625 ILCS 5/1-187)

Shoulder. That portion of the highway adjacent to the roadway accommodating stopped vehicles or for emergency use. (625 ILCS 5/1-187.1)

Sidewalk. That portion of a street between the curb lines, or the lateral lines of roadway and the adjacent property lines, intended for the use of pedestrians. (625 ILCS 5/1-188)

Snowmobile. A self-propelled device designed for travel on snow or ice or natural terrain steered by skis or runners, and supported in part by skis, belts, or cleats. (625 ILCS 40/1-2.15)

Stand or Standing. The halting of a vehicle, whether occupied or not, otherwise than when temporarily and actually engaged in receiving or discharging passengers. (625 ILCS 5/1-194)

Stop. The complete cessation from movement. (625 ILCS 5/1-199)

Stop or Stopping. Any halting, even momentarily, of a vehicle, whether occupied or not, except when necessarily to avoid conflict with other traffic, or in compliance with the directions of a police officer or traffic-control sign or signal. (625 ILCS 5/1-200)

Street. The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel. (625 ILCS 5/1-201)

Tow Truck. Every truck designed or altered and equipped for and used to push, tow, or draw vehicles by means of a crane, hoist, towbar, towline, or auxiliary axle, or to render assistance to disabled vehicles. (625 ILCS 5/1-205.1)

Traffic. Pedestrians, ridden or herded animals, vehicles, streetcars, and other conveyances either singly or together while using any highway for purposes of travel. (625 ILCS 5/1-207)

Traffic Regulations. Any provision of this code or other regulatory ordinance for the purpose of which is to directly control or improve traffic and safety of both vehicles and pedestrians.

Trailer. Every vehicle without motive power in operation, other than a pole trailer, designed for carrying persons or property, and for being drawn by a motor vehicle, and so constructed that no part of its weight rests upon the towing vehicle. (625 ILCS 5/1-209)

Truck. Every motor vehicle designed, used, or maintained primarily for the transportation of property. (625 ILCS 5/1-211)

U-turn. To turn a vehicle so as to proceed in the opposite direction. (625 ILCS 5/11-802)

Vehicle.

- (A) Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power, devices used exclusively upon stationary rails or tracks, and snowmobiles as defined in the Snowmobile Registration and Safety Act.
- (B) For the purposes of this Chapter, unless otherwise prescribed, a device shall be considered to be a vehicle until such time it comes within the definition of a “junk vehicle”, as defined under the Illinois Vehicle Code, 625 ILCS 5/1-134.1, or a junking certificate is issued for it.
- (C) For this Section, vehicles are divided into two divisions:

First Division – Those motor vehicles which are designed for the carrying of not more than ten person.

Second Division – Those motor vehicles which are designed for carrying more than ten persons; those designed or used for living quarters; those which are designed for pulling or carrying property, freight, or cargo; those vehicles of the first division remodeled for use and used as vehicles of the second division; and those vehicles of the first division used and registered as school buses. (625 ILCS 5/1-217)