

TITLE VII: TRAFFIC CODE

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GENERAL PROVISIONS**§ 70.01 TRAFFIC CODE ADOPTED.**

There is adopted for the purpose of prescribing regulations for pedestrians and the operation of vehicles that certain code known as 625 ILCS, the Illinois Vehicle Code, as has been, or may hereafter be, amended by the State of Illinois, which Code has been and now is filed in the office of the Village Clerk, and the same is adopted and represented as fully as if set out at length herein and the provisions thereof shall be controlling within the limits of the village.

(Ord. 1994-16, passed 12-19-94)

§ 70.02 DEFINITIONS.

For the purpose of this title, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

EMERGENCY VEHICLE. Police vehicles, vehicles of the Fire Department, ambulances, vehicles carrying a state, county or municipal officer employee in response to an emergency call and emergency vehicles of public service corporations on an emergency call.

EXPLOSIVE. Any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion and which contains any oxidizing and combustive units or other ingredients in such proportions, quantities or packing that an ignition by fire, by friction, by concussion, by percussion or by detonator of any part of the compound or mixture may cause such a sudden, generation of highly heated gases that the resultant gaseous pressures are capable of producing destructible effects on contiguous objects or of destroying life or limb.

FLAMMABLE LIQUIDS. Any liquid which has a flash point of 70°F or less, as determined by tabliabue or equivalent closed cup test device.

LOADING ZONE. The space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

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MERGING TRAFFIC. A maneuver executed by the drivers of vehicles on converging roadways to permit simultaneous or alternate entry into the junction thereof, wherein the driver of each vehicle involved is required to adjust his or her vehicular speed and lateral position so as to avoid a collision with any other vehicles.

METAL TIRES. Every tire the surface of which is in contact with the roadway, wholly or partially of metal or other hard, nonresilient material.

MOTORCYCLE. Every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor.

PNEUMATIC TIRE. Every tire in which compressed air is designed to support the load.

PROPERTY LINE. The line marking the boundary between any street and the lots or property abutting thereon.

PUBLIC BUILDINGS. A building used by the municipality, the county, any park district, school district, the state or the United States government.

SAFETY ZONE. That portion of a roadway reserved for the exclusive use of pedestrians, suitably marked or elevated.

SOLID TIRE. Every tire of rubber or other resilient material which does not depend upon compressed air for the support of the load.

YIELD RIGHT-OF-WAY. When required by an official sign, means the act of granting the privilege of the immediate use of the intersecting roadway to traffic within the intersection and to vehicles approaching from the right or left, provided that when the roadway is clear the vehicle may proceed into the intersection.

(Ord. 1985-3, passed - -)

§ 70.03 SCENE OF FIRE.

The Fire Department officer in command or any firefighter designated by him or her may exercise the powers and authority of a police officer in directing traffic at the scene of any fire or where the Fire Department has responded to an emergency call for so long as Fire Department equipment is on the scene in the absence of or in assisting the police.

(Ord. 1985-3, passed - -)

§ 70.04 EXEMPTIONS.

(A) The provisions of this title regulating the movement of vehicles and parking of vehicles shall not apply to the driver of any authorized emergency vehicle when responding to an emergency call, but such driver upon approaching a red or stop signal or stop sign shall slow down as necessary for safety but may proceed cautiously past such red or stop sign or signal. At other times drivers authorized vehicles shall stop in obedience to a stop sign or signal.

(B) No driver of any authorized emergency vehicle shall assume any special privileges under the act except when such vehicle is operated in response to an emergency call or in the immediate pursuit of an actual or suspected violator of the law.

(C) The provisions of this title regulating the movement and parking of vehicles shall not apply to equipment or vehicles while actively engaged in installing, repairing or otherwise improving streets or street pavement.

(Ord. 1985-3, passed - -)

§ 70.05 THROUGH STREETS.

The streets and parts of streets of the village designated by ordinance as through streets are declared to be through streets. The driver of a vehicle shall stop at the entrance to a through street and shall yield the right-of-way to other vehicles which have entered the intersection or which are approaching so close on a through street as to constitute an immediate hazard, unless directed otherwise by the traffic officer or a traffic control signal.

(Ord. 1985-3, passed - -)

§ 70.06 ONE-WAY STREETS OR ALLEYS.

It shall be unlawful to operate any vehicle on any street or alley designated as a one-way street or alley by ordinance in any direction other than that so designated.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 70.07 STOP STREETS.

The driver of a vehicle shall stop in obedience to a stop sign at an intersection where a stop sign is erected at one or more entrances thereto and shall proceed cautiously yielding to the vehicles not so obliged to stop which are within the intersection or approaching so close as to constitute an immediate hazard, unless traffic at such intersection is controlled by a police officer on duty, in which event the

directions from the police officer shall be complied with.
(Ord. 1985-3, passed - -)

§ 70.08 POSTING SIGNS.

The Chief of Police or any other person designated by the President and Board of Trustees shall post or cause to be posted suitable signs for all such through streets, one-way streets or alleys and stop intersections.

(Ord. 1985-3, passed - -)

§ 70.09 VOLUNTEER FIREFIGHTERS.

Any motor vehicle owned or usually operated by a volunteer firefighter may be equipped with not to exceed two lamps which shall emit a blue light without glare. One such lamp may be mounted on the rear of any such vehicle, a flashing blue light may be used only when such firefighter is responding to a fire call.

(Ord. 1985-3, passed - -)

§ 70.10 ACCIDENTS.

The driver of a vehicle which has collided with, or been in an accident with any vehicle, person or property in such a manner as to cause injury or damage, shall stop immediately and render such assistance as may be possible and to give his or her true name and residence to the injured person or the owner of the property damaged and to any other persons requesting the same on behalf of the injured person and to a police officer if one is present. A report of each such accident shall be given by the driver of each vehicle concerned in it to the Chief of Police within 24 hours after the accident.

(Ord. 1985-3, passed - -)

§ 70.11 TOWING CARS AWAY.

(A) The Police Department and all members thereof assigned to traffic duty are authorized to remove and tow away, or have removed and towed away by a commercial towing service, any car or other vehicle illegally parked in any place where such parked vehicle creates or constitutes a traffic hazard, blocks the use of a fire hydrant or obstructs or may obstruct the movement of any emergency vehicle.

(B) Any car or other vehicle parked on any of the designated streets during the hours when parking thereon is prohibited may also be removed and towed away as herein provided.

(C) Cars so towed away for illegal parking shall be stored in a safe place and shall be restored to the owner or operator of such car upon payment of towing costs within 24 hours after the time such car

was removed, plus \$2 for each additional 24 hours or fraction thereof that any vehicle is stored at the village garage.

(Ord. 1985-3, passed - -)

§ 70.12 CHILD PASSENGER PROTECTION ACT.

The Child Passenger Protection Act, 625 ILCS 25/1 *et seq.*, is hereby adopted by reference as if set forth at length herein.

(Ord. 1985-3, passed - -)

§ 70.13 FAILURE TO APPEAR UPON ISSUANCE OF PARKING TICKET NOTICE.

(A) Any person who, after given written notice that he or she is in violation of any section or division of the code which pertains to parking, fails to appear, plead guilty and waive right to a hearing or plead not guilty and requests a hearing will be subject to the issuance of a warrant for his or her arrest.

(B) Any such person so arrested by a warrant after failing to appear will be allowed to post a bond in a sum equal to each individual parking violation penalty, penalties for late payment, plus any other penalties as provided by this chapter.

(Ord. 1985-3, passed - -)

EQUIPMENT; CONDITION OF VEHICLE

§ 70.25 UNNECESSARY NOISE.

(A) It shall be unlawful to operate a vehicle which makes unusually loud or unnecessary noise.

(B) No person shall operate or cause to be operated a vehicle by means of squealing its tires, which results from a fast or accelerated start.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 70.26 GAS AND SMOKE.

It shall be unlawful to operate any vehicle which emits dense smoke or such an amount of smoke or fumes as to be dangerous to the health of persons or as to endanger the drivers of other vehicles.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 70.27 TIRES.

It shall be unlawful to operate on any street any motor vehicle which is not equipped with tires conforming to the requirements of the state traffic law.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 70.28 WEIGHT.

It shall be unlawful to drive on any street any motor vehicle with a weight, including load, in excess of that permitted by the state traffic law for driving on improved highways, with weight distributed in a manner not conforming to such law or in violation of special weight limits provided for by ordinance and sign posted.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 70.29 DRIVING UNSAFE VEHICLES PROHIBITED.

It is unlawful for any person to drive or move or for the owner to cause or knowingly permit to be driven or moved on any highway any vehicle or combination of vehicles which is in such unsafe condition as to endanger any person or property or which does not contain those parts or is not at all times equipped with such lamps and other equipment in proper condition and adjustment as required in this title or which is equipped in any manner in violation of this subchapter.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

VEHICLE REGISTRATION; LICENSES

§ 70.50 OPERATION OF VEHICLES WITHOUT EVIDENCE OF REGISTRATION.

No person shall operate or shall an owner knowingly permit to be operated upon any highway any vehicle required to be registered unless there shall be attached thereto and displayed thereon when and as required a valid registration plate or plates issued by the Secretary of State for the current registration year.

(Ord. 1985-3, passed - -)

§ 70.51 OPERATION OF VEHICLE WHEN REGISTRATION CANCELED, SUSPENDED OR REVOKED.

No person shall operate, nor shall an owner knowingly permit to be operated, upon any highway, a motor vehicle the registration of which has been canceled, suspended or revoked.

(Ord. 1985-3, passed - -)

§ 70.52 IMPROPER USE OF EVIDENCES OF REGISTRATION OR CERTIFICATE OF TITLE.

No person shall lend to another any certificate of title, registration card, registration plate, special plate or permit issued to him or her if the person desiring to borrow the same would not be entitled to the use thereof, nor shall any person knowingly permit the use of any of the same by one not entitled thereto, nor shall any person display upon a vehicle any registration card, registration plate or permit not issued for such vehicle or not otherwise lawfully used thereon.

(Ord. 1985-3, passed - -)

§ 70.53 DRIVERS MUST HAVE LICENSES OR PERMITS.

No person, except those expressly exempted, shall drive any motor vehicle upon a street in this village unless such person has a valid license or permit or a restricted driving permit.

(Ord. 1985-3, passed - -)

§ 70.54 LICENSE AND PERMITS TO BE CARRIED AND EXHIBITED ON DEMAND.

Every licensee or permittee shall have his or her driver's license or permit in his or her immediate possession at all times when operating a motor vehicle and shall display such license or permit of it in his or her possession upon demand made, when in uniform or displaying a badge or other sign of authority, by a member of the Village Police Department. However, no person charged with violating this section shall be convicted if he or she produces in court of law or the office of the arresting officer satisfactory evidence that a driver's license was theretofore issued to him or her and was valid at the time of his or her arrest.

(Ord. 1985-3, passed - -)

§ 70.55 UNLAWFUL USE OF LICENSE OR PERMIT.

It is unlawful for any person:

(A) To display or cause to be displayed or have in his or her possession any canceled, revoked, suspended, fictitious or fraudulently altered license or permit;

(B) To lend his or her license or permit to any other person or knowingly allow the use thereof by another;

(C) To display or represent as his or her own any license or permit not issued to him or her.
(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 70.56 DRIVING WHILE LICENSE OR PERMIT SUSPENDED OR REVOKED.

It is unlawful for any person to drive a motor vehicle on any street of this village at a time when his or her driver's license or permit or privileges so to do or his or her privilege to obtain a license or permit is revoked or suspended, except as may be allowed by a restricted driving permit, shall be guilty of a Class B misdemeanor.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 70.57 PERMITTING UNAUTHORIZED PERSON TO DRIVE.

No person shall cause, authorize or knowingly permit a motor vehicle owned by him or her or under his or her control to be driven upon any highway by any person who is not licensed to drive a motor vehicle.

(Ord. 1985-3, passed - -)

§ 70.58 RESTRICTED LICENSES AND PERMITS.

(A) The Secretary of State upon issuing a driver's license or permit shall have the authority whenever good cause appears to impose restrictions suitable to the licensee's driving ability with respect to the type of, or special mechanical control devices required on, a motor vehicle which the licensee may operate or such other restrictions applicable to the licensee as the Secretary of State may determine to be appropriate to assure the safe operation of a motor vehicle by the licensee.

(B) The Secretary of State may either issue a special restricted license or permit or may set forth such restrictions upon the usual license or permit form.

(C) The Secretary of State may, upon receiving satisfactory evidence of any violation of the restrictions of such license or permit, suspend, revoke or cancel the same without preliminary hearing, but the licensee or permittee shall be entitled to a hearing as in the case of a suspension or revocation.

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(D) It is unlawful for any person to operate a motor vehicle in any manner in violation of the restrictions imposed on a restricted license or permit issued to him or her.

(E) The police officer issuing the citation shall confiscate the restricted driving permit and forward it, along with the citation, to the clerk of the circuit court of the county in which the citation was issued.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 70.59 CLASSIFICATION OF DRIVER; SPECIAL RESTRICTIONS.

(A) A driver's license issued under the authority of this act shall indicate the classification for which the applicant therefor has qualified by examination or by such other means that the Secretary of State shall prescribe; driver's license classifications shall be prescribed by rule or regulation promulgated by the Secretary of State and such may specify classifications as to operation of motor vehicles of the first division or of those of the second division, whether operated singly or in lawful combination and whether for-hire or not-for-hire and may specify such other classifications as the Secretary deems necessary.

(B) No person shall operate a motor vehicle unless such person has a valid license with a proper classification to permit the operation of such vehicle, except that any person may operate a motorized pedalcycle if such person has a valid current Illinois driver's license, regardless of classification.

(Ord. 1985-3, passed - -)

§ 70.60 OPERATION WITHOUT CERTIFICATE OF SAFETY ATTACHED; EFFECTIVE DATE OF CERTIFICATE.

No person shall operate a second division vehicle or medical transport vehicle upon the highways of this state unless there is affixed to the second division vehicle or medical transport vehicle a certificate of safety then in effect. The Secretary of State, State Police and other police officers shall enforce this section, and the Department shall determine the expiration date of the certificate of safety.

(Ord. 1985-3, passed - -)

ENFORCEMENT

§ 70.98 ADMINISTRATIVE FEES AND PROCEDURES FOR IMPOUNDING VEHICLES FOR SPECIFIED VIOLATIONS.

(A) *Imposition of administrative fee for certain offenses.* An administrative fee in the amount of \$500 shall be imposed upon the registered owner, or the agent of that owner, of any motor vehicle that has been properly impounded at the direction and by the authority of the Police Department, pursuant to the state statutes or village ordinances, in connection with any of the following violations:

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(1) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense for which a motor vehicle may be seized and forfeited pursuant to § 36-1 of the Criminal Code of 2012, 720 ILCS 5/36-1; or

(2) Driving under the influence of alcohol, another drug or drugs, an intoxicating compound or compounds, or any combination thereof, in violation of § 11-501 of the Illinois Vehicle Code, 625 ILCS 5/11-501; or

(3) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, a felony or in violation of the Cannabis Control Act, 720 ILCS 550/1 *et seq.*; or

(4) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of the Illinois Controlled Substances Act, 720 ILCS 570/100 *et seq.*; or

(5) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of §§ 24-1, 24-1.5 or 24-3.1 of the Criminal Code of 1961 or the Criminal Code of 2012, 720 ILCS 5/24-1, 720 ILCS 5/24-1.5 or 720 ILCS 5/24-3;

(6) Driving while a driver's license, permit, or privilege to operate a motor vehicle is suspended or revoked pursuant to § 6-303 of the Illinois Vehicle Code, 625 ILCS 5/6-303; except that vehicles shall not be subjected to seizure or impoundment if the suspension is for an unpaid citation (parking or moving) or due to failure to comply with emission testing; or

(7) Operation or use of a motor vehicle while soliciting, possessing, or attempting to solicit or possess cannabis or a controlled substance, as defined by the Cannabis Control Act, 720 ILCS 550/3 *et seq.*, or the Illinois Controlled Substances Act, 720 ILCS 570/102 *et seq.*; or

(8) Operation or use of a motor vehicle with an expired driver's license, in violation of § 6-101 of the Illinois Vehicle Code, 625 ILCS 5/6-101, if the period of expiration is greater than one year; or

(9) Operation or use of a motor vehicle without ever having been issued a driver's license or

permit, in violation of § 6-101 of the Illinois Vehicle Code, 625 ILCS 5/6-101, or operating a motor vehicle without ever having been issued a driver's license or permit due to a person's age; or

(10) Operation or use of a motor vehicle by a person against whom a warrant has been issued by a circuit clerk in Illinois for failing to answer charges that the driver violated § 6-101, § 6-303, or § 11-501 of the Illinois Vehicle Code, 625 ILCS 5/6-101, 625 ILCS 5/6-303 or 625 ILCS 5/11-501; or

(11) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of Article 16 or 16A of the Criminal Code of 1961 or Criminal Code of 2012, 720 ILCS 5/Art. 16 or 720 ILCS 5/Art. 16A; or

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(12) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, any other misdemeanor or felony offense in violation of the Criminal Code of 1961 or Criminal Code of 2012, 720 ILCS 5, when so provided by local ordinance; or

(13) Operation or use of a motor vehicle in violation of § 11-503 of the Illinois Vehicle Code, 625 ILCS 5/11-503:

(a) While the vehicle is part of a funeral procession; or

(b) In a manner that interferes with a funeral procession.

(B) *Payment and release from impound.*

(1) Whenever a police officer has cause to believe that a motor vehicle is subject to impoundment under this section, the officer shall provide for the towing of the vehicle to a facility authorized by the village.

(2) Motor vehicles impounded under this section shall remain impounded until all costs associated with the towing and storage of the vehicle have been paid to the private company towing and storing the vehicle; and

(a) The registered owner or registered owner's agent appears at the Police Department and remits the \$500; or

(b) The registered owner appears in person at the Police Department and requests a hearing to contest the imposition of the \$500 administrative fee, post a \$500 bond with the village, and signs the village's notice acknowledging receipt of the hearing date.

(3) Upon payment of the administrative fee or the registered owner's request for a hearing and posting of bond, the Police Department shall inform the private towing company that the village is releasing its hold on the vehicle. However, the private towing company shall have the right to hold the vehicle until the costs associated with the towing and storage have been paid in full or other arrangements for payment have been made in a manner consistent with the company's normal practices.

(4) Administrative fees imposed by this section shall be in addition to:

(a) Any other penalties that may be assessed by a court of law for the underlying violations; and

(b) Any towing or storage fees, or both, charged by the towing company.

(C) *Required notice and scheduling of hearing.*

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(1) At the time the vehicle is towed, the village will notify or make a reasonable attempt to notify the owner, lessee, or person identifying himself or herself as the owner or lessee of the vehicle, or any person found to be in control of the vehicle at the time of the alleged offense, of the fact of the seizure, of the vehicle owner's or lessee's right to an administrative hearing, and that the motor vehicle will remain impounded pending the completion of the administrative hearing, unless \$500 bond is posted to the village, and all towing and storage charges are paid to the private towing company.

(2) Within ten days after the vehicle is impounded, the village shall cause to be served upon the owner, lessee and any lienholder of record, either by personal service or by first class mail to the interested party's address, as registered with the Secretary of State, a notice containing, at minimum, the date, time and location of the administrative hearing. The initial hearing shall be scheduled and convened no later than 45 days after the date of the mailing of the notice of hearing.

(D) *Administrative review of impoundment.*

(1) Any owner, lessee or lienholder of record is entitled to a hearing on the basis for the

vehicle impoundment, as set forth in this section. The interested party, or his or her legal representative, may appear at the administrative hearing and present evidence and testimony as to whether or not there was a proper basis for impoundment as set forth in division (A) above, or to present evidence and testimony that the vehicle was stolen at the time the vehicle was impounded.

(2) The administrative hearing shall be conducted in the manner, and under the procedures not conflicting with this section, as set forth in Chapter 35, Administrative Enforcement, of this code of ordinances.

(a) The village's Administrative Hearing Officer shall preside over the proceedings.

(b) The Hearing Officer will determine whether, by a preponderance of the evidence, the vehicle seized and impounded was being used in violation of one of the offenses set forth in division (A) above.

(c) Formal rules of evidence shall not apply at the administrative hearing.

(d) At the conclusion of the administrative hearing, the Hearing Officer shall issue a written decision either sustaining or overruling the vehicle impoundment.

(3) Unless the Administrative Hearing Officer overturns the basis for the vehicle impoundment, no vehicle shall be released to the owner, lessee or lienholder of record until all administrative fees and towing and storage charges are paid. Any administrative fee posted to secure the release of the vehicle shall be forfeited to the municipality, and shall be applied towards any unpaid portion of the administrative fee.

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(4) All final decisions of the administrative hearing officer shall be subject to review under the provisions of the Administrative Review Law, 735 ILCS 5/3-101 *et seq.*

(E) *Retrieval of impounded vehicles after hearing.* Vehicles not retrieved from the towing facility or storage facility within 35 days after the Administrative Hearing Officer issues a written decision shall be deemed abandoned and disposed of in accordance with the provisions of Article II of Chapter 4 of the Illinois Vehicle Code, 625 ILCS 5/Ch. 4 Art. II.

(F) Unless stayed by a court of competent jurisdiction, any fine, penalty or administrative fee

imposed under this section that remains unpaid, in whole or in part after the expiration of the deadline for seeking judicial review under the Illinois Administrative Review Law, 735 ILCS 5/3-101 *et seq.*, may be enforced in the same manner as a judgment entered by a court of competent jurisdiction.

(G) Any administrative fee collected by the village pursuant to this section shall primarily be utilized for the purchase and/or repair of Police Department vehicles, but may also be utilized for other necessary Police Department expenditures.

(Ord. 2015-17, passed 5-19-15)

§ 70.99 PENALTY.

(A) Except as provided in division (B) of this section, whenever in this code or in any ordinance of the city any act is prohibited or is made or declared to be unlawful or an offense, or whenever in such

code or ordinance the doing of any act is required or the failure to do any act is declared to be unlawful or an offense, where no specific penalty is provided therefor, the violation of any such provision of this code or any ordinance shall be punished by a fine of not more than \$750. Each day any violation of any provisions of this code or ordinance shall continue shall constitute a separate offense.

(B) Whenever in this code or in any ordinance of the village any act is declared to be a misdemeanor or the failure to do any act is declared to be a misdemeanor, where no specific penalty is provided therefor, the violation of any such provisions of this code or ordinance shall be punished by incarceration in a penal institution other than the penitentiary not to exceed six months. Each day any violation of such provision of this code or any ordinance shall continue shall constitute a separate offense.

(Ord. 1985-3, passed - -)

CHAPTER 71: TRAFFIC REGULATIONS

Section

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- 71.02 Careless driving
- 71.03 Negligent driving
- 71.04 Traffic not to be obstructed
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Cross-reference:

Administrative enforcement, see Ch. 35

§ 71.01 VEHICLES NOT TO BE DRIVEN ON SIDEWALKS OR IN SAFETY ZONES.

No driver of a vehicle shall drive within any sidewalk area, except at a permanent or temporary driveway, nor at any time into or upon any portion of a roadway marked as a safety zone.

(Ord. 1985-3, passed - -)

§ 71.02 CARELESS DRIVING.

It shall be unlawful to operate any vehicle in the city in a careless or wanton manner or carelessly so as to endanger life or property.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 71.03 NEGLIGENT DRIVING.

It shall be unlawful for any person to operate a motor vehicle in a negligent manner over and along the public streets and highways of the city. For the purpose of this section ***TO OPERATE IN A***

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NEGLIGENT MANNER means the operation of a vehicle upon the public streets and highways of this village in such a manner as to endanger or be likely to endanger any persons or property.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 71.04 TRAFFIC NOT TO BE OBSTRUCTED.

No vehicle shall be operated or allowed to remain upon the street in such a manner as to form an unreasonable obstruction to the traffic thereon.

(Ord. 1985-3, passed - -)

§ 71.05 UNATTENDED ANIMALS.

It shall be unlawful to leave any horse or other draft animal unattended in any street without having such animal securely fastened.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 71.06 RIDING ON RUNNING BOARDS.

It shall be unlawful for any person to ride upon the fenders, running board or outside step of any vehicle.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 71.07 RESTRICTED ACCESS.

No person shall drive a vehicle onto or from any controlled or limited controlled access roadway except at such entrances and exits as are established by public authority.

(Ord. 1985-3, passed - -)

§ 71.08 TRUCKS PROHIBITED ON CERTAIN STREETS AND OTHER AREAS.

(A) *Prohibition.* It shall be unlawful to drive on any street any motor vehicle with a weight, including load, in excess of that permitted by the state traffic law for driving on improved highways, or with its weight distributed in a manner not conforming to such law. It shall also be unlawful for trucks in excess of 10,000 pounds parked in residential areas with no immediate business in the area.

(B) *Exceptions.* It is unlawful to operate any vehicle in excess of 8,000 pounds, or any vehicle with a registered weight greater than 8,000 pounds pursuant to the Illinois Vehicle Code, 625 ILCS 5/3-815, on any street not designated and posted as a truck route, subject to the following exceptions:

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(1) Vehicles not exceeding 80,000 pounds may be operated on streets that are not designated as truck routes, for the purpose of making a pick up, delivery, and/or to provide services, or successive pick ups, deliveries and/or services, but not for purposes of peddling or soliciting, unless authorized by the Village Board of Trustees; provided however, vehicles may only leave a truck route to make pick ups, deliveries or to provide services by use of a direct route from the point on the truck route closest to the pick up, delivery or service location.

(2) When a vehicle making or providing successive pick ups, deliveries and/or services on nontruck route(s) arrives at a truck route, such vehicle must then utilize the truck route(s) until reaching the next point on a truck route closest to the next delivery or service location.

(C) *Exempt vehicles.* The following vehicles are exempt from the provisions of this section:

- (1) Vehicles owned and operated by governmental agencies;
- (2) Vehicles owned and operated by private utilities;
- (3) Buses;
- (4) Vehicles engaged in the collection and removal of garbage or refuse;
- (5) Snow removal vehicles engaged in snow removal functions on private property or under contract with the village;
- (6) Tow trucks;
- (7) Implements of farming, agriculture or husbandry;
- (8) Vehicles registered as recreational vehicles or recreational trailers.

(D) *Signage.* As it is deemed appropriate and necessary by the Village Board, and where it is in the interest of public welfare and safety, the village may authorize the posting of signage reflecting the provisions of this section.

(E) *Penalty.* Persons violating this section or failing to comply with any of its provisions are subject to fines of not less than \$25 nor more than \$75 for each offense.

(Ord. 1985-3, passed - -; Am. Ord. 2008-2, passed 1-8-08; Am. Ord. 2014-1, passed 1-21-14; Am. Ord. 2015-11, passed 3-3-15)

§ 71.09 DESIGNATION OF TRUCK ROUTES.

(A) All streets not designated as truck routes shall be designated hereunder as residential streets.

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(B) The following named streets shall be designated and posted truck routes, in the directions indicated, for purposes of this code:

(1) Illinois Route 75 (a/k/a Blackhawk Boulevard), north and south;

(2) Union Street, east and west;

(3) Main Street, east and west, from the intersection of the street easterly with Blackhawk Boulevard.

(C) All streets and highways owned, maintained or controlled by the State of Illinois, or other political agency or body, shall not be controlled by the provisions of this section, if it is in conflict with the rules or regulations as set forth by that political body.

(D) Other streets may be designated and posted as truck routes by resolution of the Village Board of Trustees.

(Ord. 2008-2, passed 1-8-08)

§ 71.10 VEHICLE APPROACHING HIGHWAY CONSTRUCTION OR MAINTENANCE AREA.

(A) The driver of a vehicle shall yield the right-of-way to any authorized vehicle or pedestrian actually engaged in work upon a highway within any highway construction or maintenance area indicated by official traffic-control devices.

(B) The driver of a vehicle shall yield the right-of-way to any authorized vehicle obviously and actually engaged in work upon a highway whenever the vehicle engaged in construction or maintenance work displays flashing lights.

(Ord. 1985-3, passed - -)

§ 71.11 OBSTRUCTING VIEW AT CORNERS.

It shall be unlawful to construct or maintain or permit to remain any fence or other structure or any bushes or other plants on a corner lot within 50 feet of the street line which obstructs the view at a height of more than 5 feet above the level of the adjacent street pavement.

(Ord. 1985-3, passed - -) Penalty, see § 70.99

§ 71.12 MINIBIKES.

(A) *Operation on public ways.* No person shall operate, nor shall an owner knowingly permit to be operated upon any alley, roadway, street or highway within the village, any minibike.

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(B) *Operation on private property.* No person shall drive or operate any minibike on private property without the written consent of the owner or lessee thereof.

(C) *Accident reports.* The operators of any minibikes involved in a collision, accident or other casualty shall notify the Police Department immediately for a proper investigation report.
(Ord. 1985-3, passed - -)

§ 71.13 SKATEBOARDS, ROLLER SKATES AND OTHER TOY VEHICLES.

(A) *Traffic laws applying to persons riding.* Traffic laws apply to all persons riding skateboards, roller skates, coasters, roller blades, in-line skates, bicycles and similar devices. Every person riding such devices upon a roadway, sidewalk or designated bicycle path shall be granted all of the rights and be subject to all of the duties applicable to pedestrians by this title, as amended, and by state law, except as to special regulations in this section and except as to those provisions of this title and state law which by their nature can have no application.

(B) *Riding in areas zoned as Business Districts.* No person shall operate a skateboard, roller skates, coaster, roller blades, in-line skates, bicycle or other similar device upon any sidewalk or village parking lot within the Business District of the village zoned under the commercial section as defined in the village zoning ordinance and delineated on the Official Zoning Map which is attached to Ord. 1995-39 and which from time to time maybe amended, modified or changed.

(C) *Riding on public/private roadways and sidewalks.*

(1) No persons shall operate skateboards, roller skates, coasters, roller blades, in-line skates, bicycles or similar devices in a reckless manner on any public street or public sidewalk. All persons riding such devices in areas where they are not prohibited shall exercise due care at all times and shall yield the right-of-way to any pedestrians using such sidewalk or street.

(2) Every person operating a skateboard, roller skates, coaster, roller blades or in-line skates shall ride as near as possible to the left hand side of the roadway and exercise due care when passing a standing vehicle. Persons operating a bicycle shall operate it as near as possible to the right hand side of the roadway and exercise due care when passing a standing vehicle.

(3) Every person operating a skateboard, roller skates, coaster, roller blades, in-line skates, bicycle or other similar devices when crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the roadway.

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(4) No person shall operate a skateboard, roller skates, coaster, roller blades, in-line skates, bicycle or other similar device upon any private street, parking lot, bicycle path or other area open to the public within the village without the consent of the owner.

(5) No person shall operate a skateboard, roller skates, coaster, roller blades, in-line skates, bicycle or other similar device between the hours of sundown and sunrise unless the operator wears clothing with reflectorized material thereon, and the device being operated has reflectorized material attached to it. The reflectorized material must be visible from a distance of not less than 100 feet when directly in front of lawful lower beams of the head lamps on a motor vehicle. In addition, bicycles must have a head lamp mounted on either the handle bars or front wheel post which illuminates the roadway at least 500 feet in front of them.

(6) No person shall operate a skateboard, roller skates, coaster, in-line skates, bicycle or other similar device without an approved helmet when riding the device in any competition or while performing or practicing any trick or stunt moves on either public or private property.

(D) *Enforcement.* The Rockton Police Department is empowered to enforce this section upon passage.

(E) *Penalty.* Persons violating this section are subject to fines of not less than \$10 nor more than \$750 for each offense. In addition, following the third violation of this section by the same person the device used in the violation of this section shall be impounded for a period of six months for each subsequent offense.

(Ord. 1995-39, passed 8-21-95)

§ 71.14 MOTOR VEHICLE WIDTH, LENGTH AND WEIGHT.

No motor vehicle shall be driven on any street, alley, roadway, or highway under the jurisdiction of the village which exceeds: eight feet in width; or 72 feet in length; or 80,000 pounds, without first obtaining a permit from the village or the village's designated agent pursuant to § 71.15 of this chapter. (Ord. 2005-14, passed 5-17-05; Am. Ord. 2015-11, passed 3-3-15)

§ 71.15 PERMIT FOR OVERSIZED MOTOR VEHICLES.

(A) The village, with respect to any street, alley, roadway or highway under its jurisdiction, may upon application on forms provided, issue a special permit authorizing the applicant to operate or move a vehicle or combinations of vehicles of a size or weight exceeding the maximum specified in § 71.14 of this chapter. The permit shall specify general provisions that the permittee must comply with that are consistent and reasonable for the protection of the general public and the village streets, alleys,

roadways and highways.

(B) Single day permits. All vehicles of a size and/or wight exceeding the maximum specified in § 71.14 traveling streets, alleys, roadways, or highways not designated as truck routes shall obtain a

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single day permit. Each permit shall allow one round trip over village streets, alleys, roadways, or highways under the restrictions and conditions set forth by each permit issued by the village or its designated agent. Each applicant for a single day permit shall, as part of applying for said permit, propose the route which shall be traveled upon, subject to approval by the village. The village may refuse to issue any such permit due to excessive weight, width, or length or because a proposed route is an inappropriate roadway.

(C) 120-day permits. Notwithstanding division (B) above, an applicant may apply for a 120-day permit. Owners of such a permit shall be exempt from the daily fee and vehicles carrying such a permit shall be allowed to travel on village streets, alleys, roadways, or highways for a period of time not to exceed 120 days per permit per vehicle and under the restrictions and conditions set forth by each such permit issued by the village or its designated agent. Each applicant for a 120-day permit shall, as part of applying for said permit, propose the route which may be traveled upon, subject to approval by the village. The village may refuse to issue any such permit due to excessive width or length or because a proposed route is an inappropriate roadway. If any owner of a 120-day permit should, within the 120-days for which the permit is valid, decide to vary from or change the route designated in the permit, the owner of said permit shall notify the village or its designated agent of such change and pay any required fee for such change. A 120-day permit shall not be issued to any vehicle in excess of 120,000 pounds.

(D) The fee rates for permits under this section are as follows:

<i>Truck Dimensions</i>	<i>Fee</i>
Over 72 feet long	\$25
Over 8 feet 6 inches, but 12 feet or less wide	\$25
Over 12 feet wide	\$50
Over 73,280 pounds but less than 88,000 pounds	\$25
Less than 100,000 pounds	\$50
Less than 110,000 pounds	\$75
Less than 120,000 pounds	\$100
Greater than 120,000 pounds	\$120 plus \$10 for each additional 10,000 pounds
120-day permit (not applicable to vehicles over 120,000 pounds)	\$150 per truck

When applicable, a police escort fee of \$75 shall be added to the regular permit fee. Over-length, over-width, and/or overweight fees will be added when a vehicle is found to be in excess of more than one of these dimensions.

(Ord. 2005-14, passed 5-17-05; Am. Ord. 2015-27, passed 8-18-15)

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CHAPTER 72: PARKING REGULATIONS

Section

- 72.01 General parking restrictions
- 72.02 Parking at curb
- 72.03 Loading zone
- 72.04 Alleys
- 72.05 Cab stands; bus stand
- 72.06 Time limit parking
- 72.07 Parking motor vehicles on private property
- 72.08 Vehicles and/or merchandise for sale
- 72.09 Snow removal
- 72.10 Signs authorized
- 72.11 Obstruction
- 72.12 Parking, occupancy and storage of recreational vehicles
- 72.13 Parking of trailers

- 72.99 Penalty

Cross-reference:

Administrative enforcement, see Ch. 35

§ 72.01 GENERAL PARKING RESTRICTIONS.

At any time it shall be unlawful to permit any vehicle to stand in any of the following places, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control device:

(A) In any intersection;

(B) In a crosswalk;

(C) Upon a bridge or viaduct or in any subway or tunnel or the approach thereto;

(D) Between a safety zone and the adjacent curb or within 30 feet of a point of the curb immediately opposite the end of a safety zone;

(E) Within 30 feet of a traffic signal, beacon or sign on the approaching side;

(F) Within 20 feet of any intersection or crosswalk;

(G) At any place where the standing of a vehicle will reduce the usable width of the roadway for moving traffic to less than 18 feet;

(H) Within 15 feet of a fire hydrant;

(I) At any place where the vehicle would block the use of a driveway;

(J) Within 50 feet of the nearest rail of a railroad grade crossing;

(K) Within 20 feet of the driveway entrance to any Fire Department station and on the side of the street opposite the entrance to any such station within 75 feet of such entrance when properly sign posted;

(L) On any sidewalk or parkway;

(M) At any place where official signs prohibit parking.

(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.02 PARKING AT CURB.

No vehicle shall be parked with the left side of such vehicle next to the curb, except on one-way streets, and it shall be unlawful to stand or park any vehicle in a street other than parallel with the curb and with the two right wheels of the vehicle within 12 inches of the regularly established curb line, except that upon those streets that have been marked for angle parking, vehicles shall be parked at the angle to the curb indicated by such marks.

(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.03 LOADING ZONE.

It shall be unlawful for the driver of a vehicle to stand a passenger vehicle for a period of time longer than is necessary for the loading or unloading of passengers, not to exceed three minutes, and for the driver to stand any freight carrying vehicles for a period of time longer than is necessary to load, unload and deliver materials, not to exceed 30 minutes, in any place designated by the President and Board of Trustees as a loading zone and marked as such or in any of the following designated places:

(A) At any place not to exceed 75 feet along the curb before the entrance to any hospital or hotel at any time;

(B) Directly in front of the entrance to any theater at any time that the theater is open for business.
(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.04 ALLEYS.

No person shall park a vehicle within an alley in such a manner or under such a condition as to leave available less than ten feet of the width of the roadway for the free movement of vehicular traffic, and no person shall stop, stand or park a vehicle within an alley in such a position as to block the driveway entrance to any abutting property.
(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.05 CAB STANDS; BUS STAND.

No vehicle other than a licensed taxicab shall be parked in any area designated by ordinance as a cab stand, and no vehicle other than a bus shall be parked in a place so designated as a bus loading zone.
(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.06 TIME LIMIT PARKING.

Except on sundays or holidays, it shall be unlawful to park any vehicle for a longer consecutive period of time than that designated between the hours of 8:00 a.m. and 6:00 p.m. in any area designated as a limited parking area and so marked.
(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.07 PARKING MOTOR VEHICLES ON PRIVATE PROPERTY.

It shall be unlawful to park any motor vehicle on any private property without the consent of the owner of the property.
(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.08 VEHICLES AND/OR MERCHANDISE FOR SALE.

It shall be unlawful to park any vehicle upon any street for the purpose of displaying it for sale or to park any vehicle upon any business street from which vehicle merchandise is peddled.
(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.09 SNOW REMOVAL.

(A) No person shall park any vehicle on any public street or portion thereof in the village at any time within 12 hours after a snowfall of two inches or more has occurred.

(B) Any such vehicle that remains on any public street or portion thereof shall be removed according to this code.

(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.10 SIGNS AUTHORIZED.

The Chief of Police or any other person authorized by the President and Board of Trustees shall cause signs to be posted in all areas where parking is limited or prohibited indicating such limitations or prohibitions where required by statute.

(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.11 OBSTRUCTION.

No vehicle shall be operated or allowed to remain upon the street in such a manner as to form an unreasonable obstruction to the traffic thereon.

(Ord. 1985-3, passed - -) Penalty, see § 72.99

§ 72.12 PARKING, OCCUPANCY AND STORAGE OF RECREATIONAL VEHICLES.

(A) *Definition.* **RECREATIONAL VEHICLES** include, but are not limited to, boats, snowmobiles, travel trailers, cargo trailers, campers, all-terrain vehicles and motor homes. This also includes any vehicle licensed by the State of Illinois as a recreational vehicle.

(B) *Parking, occupancy and storage.* No recreational vehicle may be parked, occupied or stored on premises zoned for residential use, except as set forth in this section.

(1) Residential zones. No person shall park or permit any other person to park more than one recreational vehicle on premises in a residential zone, unless the additional recreational vehicle(s) are stored within an enclosed building which conforms with zoning requirements. A recreational vehicle may be parked outside in the side yard or rear yard area and shall not be less than five feet from any side of rear lot line. All recreational vehicles parked or stored outside shall be on a delineated hard surface or gravel parking area. No recreational vehicle shall be parked on a lawn or other non-hard surfaced or non-gravel area. Parking of a recreational vehicle shall be permitted on a front driveway.

No person may park or permit any other person to park a recreational vehicle in any required front yard or corner side yard on premises in a residential zone.

- (2) No recreational vehicle exceeding 22 feet in length shall be parked in a residential zone.

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(3) No recreational vehicle shall be used for human/animal habitation while parked or stored on any premises zoned for residential use, except in licensed mobile home or recreational vehicle parks.

(4) Any recreational vehicle unit so equipped, may be occupied or used for sleeping purposes only (cooking is not permitted) by friends or relatives on land owned by or leased to the host person for a maximum period not to exceed 14 days in any one calendar year, provided that the recreational vehicle unit shall not be connected to any utility, other than temporary electrical hookups, and provided further that the facilities shall comply with applicable Illinois law and Winnebago County Electrical Codes. No recreational vehicle units shall discharge any litter, sewage, effluent or other matter. (Ord. 1985-3, passed - -; Am. Ord. 89-1, passed 3-6-89; Am. Ord. 2007-1, passed 1-16-07) Penalty, see § 72.99

§ 72.13 PARKING OF TRAILERS.

(A) It shall be unlawful for any person to park or cause to be parked at any time upon any public right-of-way within the village any trailer regardless of whether attached or unattached to a vehicle, tractor or power unit.

(B) Exceptions: The requirements of this section shall not apply to trailers parked within the village public right-of-ways for the limited purpose of expeditiously delivering or collecting persons, materials or merchandise or which are used in connection with the performance of some service to the resident adjacent to the public right-of-way on which the trailer is being parked. This exception is only applicable for the time necessary to reasonably and expeditiously load, unload, and perform such services and shall not allow for the parking of trailers overnight. (Ord. 2004-27, passed 11-3-04) Penalty, see § 72.99

§ 72.99 PENALTY.

(A) Every person who violates or fails to comply with any of the provisions of this chapter shall be fined the amount of \$25 for each such offense unless that person had previously received a parking ticket in the village within 12 months of receipt of the most recent ticket, in which case the fine for each subsequent violation shall be \$35.

(B) If, within 14 days, any person accused of a parking violation under this chapter fails to pay their fine, or fails to send notice to the village stating their intent to contest the violation, then, on the 15th day, the applicable fine shall be doubled from the original fine amount.

(C) The owner or driver of any vehicle which is parked or permitted to stand in violation of the provisions of this chapter may avoid prosecution for violating the same by paying at the police station

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the sums set forth in the notice of violation, and by surrendering to the Police Department the traffic ticket delivered to him or her or placed upon the vehicle after indicating thereon his or her name, address and date. The Police Department shall give the person paying such sum a receipt therefor, bearing the officer's signature and date of payment.

(Ord. 1985-3, passed - -; Am. Ord. 2002-19, passed 9-17-02; Am. Ord. 2012-3, passed 2-21-12)

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CHAPTER 73: SNOWMOBILES

Section

- 73.01 Definitions
- 73.02 Application and jurisdiction
- 73.03 Enforcement; prohibitions
- 73.04 Equipment
- 73.05 General operation

- 73.99 Penalty

§ 73.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

COWLING. The forward portions of a snowmobile enclosing motor and clutch assembly.

DANGEROUS DRUG. Any drug defined as a depressant or stimulant substance in the Illinois Controlled Substance Act, and cannabis, as defined in the Cannabis Control Act.

DEALER. A person, partnership or corporation engaged in the business of manufacturing, selling or leasing snowmobiles at wholesale or retail.

HIGHWAY. The entire width between the boundary lines of a highway, road, street, avenue, alley or public driveway.

INTOXICATING BEVERAGE. Any beverage specific in the Liquor Control Act.

MARKS. Any visual signs or barricades designating the boundaries of any or all restricted areas.

OPERATE. To ride in or on, other than as a passenger, use or control the operation of a snowmobile in any manner, whether or not the snowmobile is under way.

OPERATOR. Every person who operates or is in actual physical control of a snowmobile.

OWNER. A person, other than a lien holder, having title to a snowmobile. The term includes a person entitled to the use or possession of a snowmobile subject to an interest in another person, reserved or created by agreement and securing payment or performance of an obligation. The term excludes a lessee under a lease not intended as security.

PERSON. An individual, partnership, firm, corporation, association or other entity.

ROADWAY. That portion of a highway improved, designed or ordinarily used for vehicular travel, but not including the berm or shoulder. In the event a highway includes two or more separate roadways, the term **ROADWAY** as used in this chapter refers to any such roadway separately, but not to all such roadways collectively.

ROUTES. Streets, roads or highways designated and approved by the Chief of Police as snowmobile routes to and from the village.

SNOWMOBILE. A self-propelled device designed for travel on snow, ice or natural terrain steered by skis or runners, and supported in part by skis, belts or cleats.
(Ord. 1995-3, passed 2-20-95)

§ 73.02 APPLICATION AND JURISDICTION.

The Police Department shall, for purposes of this chapter, have the power, duty and authority to administer and enforce all statutes, rules and regulations, except as otherwise provided by statute, relating to the operation and use of snowmobiles within the village.
(Ord. 1995-3, passed 2-20-95)

§ 73.03 ENFORCEMENT; PROHIBITIONS.

(A) *Enforcement.* It is the duty of all police officers to arrest any person detected in violation of any of the provision of this chapter. It is further the duty of all officers to promptly investigate any reported violations of the provisions of this chapter, and to cause a complaint to be filed before a court of competent jurisdiction if there seems to be just grounds for such complaint and evidence procurable to support the same.

(B) *Resistance to officer.*

(1) It is unlawful for any person to resist or obstruct any officer or employee of the village in

the discharge of their duties under this chapter.

(2) No person operating a snowmobile shall refuse to stop after being requested or signaled to do so by a law enforcement officer or employee of the village.

(C) *False representation.* It is unlawful for any person to represent themselves as an officer or employee of the village or to assume to act as such without having been duly appointed and employed as such.

(Ord. 1995-3, passed 2-20-95)

§ 73.04 EQUIPMENT.

(A) All snowmobiles operating within the village shall be equipped with:

(1) At least one white headlamp having a minimum candlepower of sufficient intensity to exhibit a white light plainly visible from a distance of at least 500 feet ahead during the hours of darkness under normal atmospheric conditions;

(2) At least one red taillamp having a minimum candlepower of sufficient intensity to exhibit a red light plainly visible from a distance of 500 feet to the rear during the hours of darkness under normal atmospheric conditions;

(3) A brake system in good mechanical condition;

(4) Reflective material of a minimum area of 16 square inches mounted on one side of the cowling. Identifying numbers may be included in computing the required 16 square inches;

(5) Adequate sound suppression equipment. No snowmobile manufactured after June 1, 1972, shall be sold or offered for sale unless it is equipped with sound suppression devices that limit total machine noise in accordance with noise pollution standards pursuant to the Environmental Protection Act. No snowmobile shall be modified by any person in any manner that shall amplify or otherwise increase total noise emission above that emitted by the original construction, regardless of date of manufacture.

(B) No person shall sell or offer for sale in this village any snowmobile which fails to comply with division (A), or which does not comply with the specifications for such equipment required by rules and regulations of the village after the effective date of such rules and regulations.

(Ord. 1995-3, passed 2-20-95)

§ 73.05 GENERAL OPERATION.

The Illinois Snowmobile Registration and Safety Act (625 ILCS 40/1 *et seq.*) is hereby adopted by reference as if set forth at length herein.

(Ord. 1995-3, passed 2-20-95) Penalty, see § 73.99

§ 73.99 PENALTY.

(A) Violators of this chapter shall be subject to a fine of not less than \$50 nor more than \$750 for each occurrence.

(B) Should any section or provision of this chapter be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this chapter as a whole or any part thereof other than the part so declared to be invalid. This chapter shall take effect and be in force ten days after passage and publication in pamphlet form.

(Ord. 1995-3, passed 2-20-95)

CHAPTER 74: TRAFFIC SCHEDULES

Schedule

- I. Stop streets
- II. Two-way stops
- III. Three-way stops
- IV. Four-way stops
- V. Yield streets
- VI. Placement of stop signs in the Kensington and Wingate Subdivisions

SCHEDULE I. STOP STREETS.

In accordance with the provisions of this code, and when properly signposted, the following streets or parts of streets are stop streets as designated.

<i>Street</i>	<i>Stop For</i>
Adams Street	Blackhawk Boulevard
Aldrin Road	Dewey Road
Aspland Drive	Beulah Drive
Bleecher Street	Union Street
Bridge Street	Blackhawk Boulevard
Bridge Street	E. Main Street
Bunn Drive	Union Street
Central Drive	Hwy. #75
Chapel Street	Grove Street
Chapel Street	West Street

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<i>Street</i>	<i>Stop For</i>
Cork Road	Armstrong Avenue
Dewey Road	Armstrong Avenue
Dewey Road	E. Main Street
Dingman Drive	Blackhawk Boulevard
Dingman Street	Blackhawk Boulevard
Dixie Trail	Deacon Drive
Dixie Trail	Tar Heel Trail
Echo Drive	Armstrong Avenue
Green Street	E. Main Street
Grove Street	Race Street
Hawick Street	Blackhawk Boulevard
High School Drive	E. Main Street
Hwy. #75	Hwy. #2
Kocher Street	Blackhawk Boulevard
Liddle Street	Union Street
Mary Drive	Pheon Drive
Mechanic Street	Grove Street
Mechanic Street	Salem Street
Nazarene Drive	Union Street
Old River Road	Carlson Court
Old River Road	University Parkway
Old River Road	Wake Forest Parkway
Race Street	Union Street
Russell Street	Blackhawk Boulevard

<i>Street</i>	<i>Stop For</i>
S. Bridge Street	Russell Street
S. Ferry Street	Russell Street
S. Green Street	East Main Street
Salem Street	E. Main Street

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<i>Street</i>	<i>Stop For</i>
Sandpebble Drive	Armstrong Avenue
Sandpebble Drive	Echo Drive
School Street	Blackhawk Boulevard
Torch Pine Drive	Fernridge Drive
Torch Pine Drive	Woodlock Forest Drive
University Parkway	College Court
University Parkway	Deacon Drive
University Parkway	Dixie Trail
University Parkway	Tar Heel Trail
University Parkway	Wake Forest Parkway
Wagon Wheel Lane	Blackhawk Boulevard
Wake Forest Parkway	Deacon Drive
Washington Street	Blackhawk Boulevard
West Street	Race Street
Williamson Parkway	Wagon Wheel Road

(Ord. 1985-3, passed - - ; Am. Ord. 2001-8, passed - - ; Am. Ord. 2003-16, passed 8-19-03; Am. Ord. 2004-25, passed 11-3-04; Am. Ord. 2004-28, passed 11-3-04; Am. Ord. 2007-21, passed 6-19-07; Am. Ord. 2007-22, passed 7-10-07)

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SCHEDULE II. TWO-WAY STOPS.

<i>Street</i>	<i>Stop For</i>
Bleecher Street	Franklin Street
Bridge Street	Chapel Street
Center Street	Union Street
Chapel Street	Blackhawk Blvd.
Chapel Street	Prairie Street
Chapel Street	Center Street
Colebrook Place	Williamson Parkway
Cottage Street	Union Street
Ferry Street	Chapel Street
Franklin Street	Blackhawk Blvd.
Franklin Street	Prairie Street
Franklin Street	Center Street
Green Street	Blackhawk Blvd.
Grove Street	Union Street
Hawick Street	Prairie Street
Mechanic Street	Blackhawk Blvd.
Mechanic Street	Prairie Street
Mechanic Street	Center Street
Prairie Street	Main Street
River Street	South Blackhawk Blvd.
Rockton Street	Prairie Street

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<i>Street</i>	<i>Stop For</i>
Salem Street	Adams Street
Union Street	Blackhawk Blvd.
Warren Street	Blackhawk Blvd.
Warren Street	Center Street
Warren Street	Washington Street
West Street	Union Street

(Ord. 1985-3, passed - -; Am. Ord. 1999- , passed 9-20-99; Am. Ord. 2006-9, passed 7-18-06)

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SCHEDULE III. THREE-WAY STOPS.

<i>Street</i>	<i>Stop For</i>
Glen Echo Way	Quail Trail
Hawick, Race and Center	West Main Street
Quail Trail	Glen Echo Way
School Street and West River Street	Trading Post Trail

(Ord. 1985-3, passed - -; Am. Ord. 1997-14, passed 9-15-97; Am. Ord. 2008-7B, passed 3-25-08)

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SCHEDULE IV. FOUR-WAY STOPS.

<i>Intersection</i>	<i>All Around Stop</i>
Autumnwood Drive and Pinecroft Lane	Four-way
Green Street and E. Chapel Street	Four-way
Main Street and Blackhawk Blvd.	Four-way
Salem Street and Adams Street	Four-way

(Ord. 1985-3, passed - -; Am. Ord. 1997-6, passed 7-21-97; Am. Ord. 1997-13, passed 9-15-97; Am. Ord. 2006-9, passed 7-18-06)

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SCHEDULE V. YIELD STREETS.

In accordance with the provisions of this code, and when property signposted, the following streets or parts of streets are yield streets as designated.

<i>Street</i>	<i>Yield For</i>
Aspland Drive	Baumgartner Trail
Chapel Street	Cottage Street
Edenberry Lane	Quail Trail
E. Mechanic Street	Green Street
E. Mechanic Street	Bridge Street
E. Franklin Street	N. Ferry Street
E. Franklin Street	Green Street
E. Warren Street	Kocher Street
Moloney Drive	Baumgartner Trail
Shore Lane	Prairie Avenue
University Parkway	River Hills Parkway
University Parkway	Tiger Trail
Wake Forest Parkway	Carolina Court
Wake Forest Parkway	Clemson Court
Wake Forest Parkway	Terrapin Trail

(Ord. 1985-3, passed - -; Am. Ord. 2000-28, passed 10-2-00; Am. Ord. 2001-7, passed - -; Am. Ord. 2004-25, passed 11-3-04; Am. Ord. 2004-28, passed 11-3-04; Am. Ord. 2014-15, passed 5-21-14)

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SCHEDULE VI. PLACEMENT OF STOP SIGNS IN THE KENSINGTON AND WINGATE SUBDIVISIONS.

(A) *Wingate Subdivision.* All vehicular traffic traveling within the Wingate Subdivision shall stop at the various intersections contained therein as designated below:

- (1) When traveling in any direction at the intersection of Wynstone Way and Edge Rock Road;
- (2) When traveling westbound on Edge Rock Road at the intersection with Meadow Crest Drive;
- (3) When traveling westbound on Winfield Court at the intersection with Wynstone Way;
- (4) When traveling southbound on Wingate Place at the intersection with Edge Rock Road;
- (5) When traveling northbound on Wynstone Way at the intersection with Broadmoor Road;
- (6) When traveling northbound on Bayfield Road at the intersection with Broadmoor Road;
- (7) When traveling northbound on Wingate Place at the intersection with Broadmoor Road;
- (8) When traveling northbound on Meadow Crest Drive at the intersection with Wyndham Lane;
- (9) When traveling northbound on Pin Oak Road at the intersection with Wyndham Lane.

(B) *Kensington Subdivision.* All vehicular traffic traveling within the Kensington Subdivision shall stop at the various intersections contained therein as designated below:

- (1) When traveling southbound on Huntington Chase at the intersection with Kensington Way;
- (2) When traveling westbound on Berkshire Way at the intersection with Huntington Chase;
- (3) When traveling northbound on Portsmouth Lane at the intersection with Kensington Way;
- (4) When traveling southbound on Glenree Lane at the intersection with Kensington Way;
- (5) When traveling in any direction at the intersection of Berkshire Way and Glenree Lane;

(6) When traveling westbound on Berkshire Way at the intersection with Huntington Chase;

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(7) When traveling either northbound or southbound on Stamford Lane at the intersection with Kensington Way;

(8) When traveling northbound on Stamford Lane at the intersection with Stonegate Drive;

(9) When traveling either westbound or eastbound on Stonegate Drive at the intersection with Huntington Chase;

(10) When traveling in any direction at the intersection of Glenmore Road and Wynstone Way;

(11) When traveling westbound on Glenmore Road at the intersection with Glenree Lane.

(C) *Placement of signs.* The Village Department of Public Works shall be responsible for erecting stop signs as designated above at the various street intersections within both the Wingate and Kensington Subdivisions.

(D) *Penalty.* Any person who violates any provision of this schedule, upon conviction thereof, shall be fined not less than \$75 and no more than \$750.

(Ord. 2000-8, passed 4-3-00)

CHAPTER 75: PARKING SCHEDULES

Schedule

- I. Prohibited parking
- II. Time limit parking
- III. Parking permitted
- IV. Bus loading zone

SCHEDULE I. PROHIBITED PARKING.

(A) No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with a police officer or traffic-control device upon the west side of Blackhawk Boulevard from Mechanic Street southward to the alley south of Main Street.

(B) No person shall park any vehicle on either the north or south sides of East Union Street extending from Green Street easterly to the intersection of Highway 2, where it is prohibited by signs or markings.

(C) Automobiles, trucks and other vehicles shall be prohibited from parking along either side of Blackhawk Boulevard, marked Illinois Route 75, between Franklin and Dingman Drive.

(D) No person shall park a motor vehicle upon the north side of Mechanic Street for a distance of 75 feet westerly from the northwest corner of the intersection of Mechanic Street and Blackhawk Boulevard.

(E) No person shall park their vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer, along Union Street between Blackhawk Boulevard and Kocher Street, except as follows.

(1) *Blackhawk Boulevard to Green Street.* There shall be no parking permitted at any time on either side of Union Street, except parking will be permitted on both the north and south sides of the street during the hours of church services. **CHURCH SERVICES** for the purposes of this division (E) shall be defined to include the hours of Sunday morning worship services and also the hours relating to wedding and funeral services. Wedding and funeral services shall qualify as **CHURCH SERVICES** for

the purposes of this division (E) if, and only if, at least 24 hours advance notice is provided to the Village Police Department of the date and hours of such services. The notice may be provided by any individual, including church personnel, involved in the wedding or funeral services.

(2) *Green Street to Bridge Street.* There shall be no parking permitted at any time on the south side of Union Street. Parking is permitted along the north side of Union Street.

(3) *Bridge Street to Salem Street.* There shall be no parking permitted at any time on either side of Union Street.

(4) *Salem Street to Kocher Street.* There shall be no parking permitted at any time on the south side of Union Street. Parking is permitted along the north side of Union Street, except during regular school hours which shall not include any evening activities at any of the school property owned by the Hononegah School District. During school hours, no parking shall be permitted along either side of Union Street.

(F) (1) No vehicle shall be parked at any time along any of the following locations:

(a) The north side of Union Street between Blackhawk Boulevard and Kocher Street;

(b) The south side of Union Street between Bridge Street and Ferry Street;

(c) The south side of Union Street between Salem Street and Bleacher Street (extended);

(d) Both sides of Union Street between Kocher Street and Highway 2;

(e) Both sides of Union Street within 40 feet of its intersection with Blackhawk Boulevard;

(f) The south side of Union Street between Bleacher Street (extended) and Little Street in those areas designated and identified as “no parking” by the Village Public Works Director.

(2) In the event any road identified herein does not exist on both sides of Union Street, the parking shall be prohibited from the point where that road would cross Union Street if it was extended and the prohibited parking would include the entire intersection of the road as if extended.

(3) The Village Department of Public Works shall purchase and erect no parking signs along Union Street, consistent with the restrictions set forth in this division.

(G) No person shall park, unless for official insurance company business, in the five spaces posted “Insurance Company Parking Only During Business Hours,” located on the east side of South Green

Street.

(Ord. 1985-3, passed - -; Am. Ord. 1998-16, passed 8-3-98; Am. Ord. 2002-7, passed 7-2-02; Am. Ord. 2007-21, passed 6-19-07) Penalty, see § 72.99

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SCHEDULE II. TIME LIMIT PARKING.

(A) No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control device on the south side of Chapel Street between Salem and Ferry Streets from 7:00 a.m. to 3:30 p.m. on days when school is in session.

(B) No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control device on either side of Salem Street between Union and Chapel Street from 7:00 am to 3:30 p.m. on days when school is in session.

(C) No person shall park a vehicle for longer than 180 minutes at any time between the hours of 8:00 a.m. and 6:00 p.m. of any day except Sundays and public holidays, upon any of the streets or parts of streets thereof, provided that this section shall not be construed to permit 180-minute parking upon any of the streets or parts of the streets thereof where parking is prohibited by any other ordinance.

(D) No person shall park longer than five minutes in the marked area directly in front of the U.S. Post Office of West Main Street.

(E) No person shall park a vehicle on Main Street between Center Street and Green Street between the hours of 2:00 a.m. and 5:00 a.m., and on Prairie Avenue between Mechanic Street and Hawick Street between the hours of 2:00 a.m. and 6:00 a.m.

(F) No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer or traffic-control device, for a period in excess of two hours on the north side of Chapel Street between Bridge and Ferry Streets and the east side of Ferry Street between Chapel and Mechanic Streets.

(G) No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer or traffic-control device, during regular school hours which shall not include any evening activities at any of the school property owned by the Hononegah School District, anywhere on either side of the following designated streets and areas:

- (1) East Franklin Street from Kocher to Bridge Streets;
- (2) East Warren Street from Kocher to Bridge Streets;
- (3) Ferry Street from East Franklin to East Warren Streets;

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- (4) Salem Street from East Franklin to East Warren Streets;
- (5) Bleacher Street from East Franklin to East Warren Streets; and
- (6) Liddle Street from East Union to East Franklin Streets.

(H) (1) During regular school hours no person shall park their vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer, along North Bridge Street from East Main Street to East Franklin Street within the village.

(2) During regular school hours no person shall park their vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer, along East Mechanic Street from North Bridge Street to North Ferry Street within the village.

(3) **REGULAR SCHOOL HOURS** shall encompass any and all daytime hours, Monday through Friday, that all or any portion of the Hononegah School District is in session. Regular school hours shall not include any evening activities at any of the school property owned by the Hononegah School District.

(I) (1) Continuous parking on Prairie Street on both the east and west sides of the street running one-half block north and also one-half block south of the intersection of Prairie Street and Main Street within the village shall be restricted to three hours. No person shall park their vehicle on either the east or west sides of Prairie Street within the designated limited parking areas for more than three consecutive hours.

(2) The Department of Public Works shall be responsible for purchasing and erecting signs along Prairie Street both on the east and west sides of the streets and north and south of the intersection of Prairie Street and Main Street within the village which shall, consistent with the restrictions set out in subsection (I)(1) above, designate those parking sites which are subject to this three hour restriction.

(J) (1) No person shall park their vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer, along either side of Union Street east of the intersection at Blackhawk Boulevard to the intersection at Highway 2 during regular school hours, which shall not include any evening activities at any of the school property owned by the Hononegah School District, except parking will be permitted on both the north and south sides of Union Street between Blackhawk Boulevard and Green Street during special church services. **SPECIAL CHURCH SERVICES** for the purposes of this section shall be defined to include any hours relating to wedding and funeral services. Wedding and funeral services shall qualify as special church services for the purpose of this section if, and only if, at least 24 hours' advance

notice is provided to the Village Police Department of the date and hours of such services. Such notice may be provided by any individual, including church personnel involved in the wedding or funeral services.

(2) No person shall park their vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation, or in compliance with the lawful directions of a police officer at any time along either side of Union Street from its intersection with Kocher Street to the intersection with Highway 2.

(3) No person shall park their vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer, at any time along either side of Union Street within the first 100 feet of its intersection with Blackhawk Boulevard.

(K) (1) During regular school hours no person shall park their vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer along Chapel Street from Grant Street to Bridge Street.

(2) During regular school hours no person shall park their vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer, along Mechanic Street from Bridge Street to Blackhawk Boulevard.

(3) During regular school hours no person shall park their vehicle, except when necessary to avoid conflict with other traffic, in an emergency situation or in compliance with the lawful directions of a police officer, along Green Street from Chapel Street to Main Street.

(4) **REGULAR SCHOOL HOURS** shall encompass any and all daytime hours, Monday through Friday, that all or any portion of the Hononegah School District is in session. Regular school hours shall not include any evening activities at any of the school property owned by the Hononegah School District.

(L) (1) Continuous parking on Main Street on both the north and south sides of the street within the village shall be restricted to three hours. No person shall park their vehicle on either the north or south sides of Main Street within the designated limited parking areas for more than three consecutive hours during the daytime hours of 6:00 a.m. to 6:00 p.m.

(2) Continuous parking on Prairie Street on both the east and west sides of the street running one-half block north and one-half block south of the intersection of Prairie Street and Main Street within the village shall be restricted to three hours. No person shall park their vehicle on either the east or west sides of Prairie Street within the designated limited parking areas for more than three consecutive hours during the daytime hours of 6:00 a.m. to 6:00 p.m.

(M) (1) No vehicle shall be parked during school days between the hours of 7:00 a.m. and 5:00 p.m. along any of the following locations: the area of Salem Street from Franklin Street, north to Warren Street.

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(2) The Village Department of Public Works shall purchase and erect parking signs along Salem Street and Chapel Street which read “No Parking on school days between the hours of 7:00 a.m. and 3:30 p.m.,” consistent with the restrictions set forth in this division.

(N) No person shall park a vehicle for longer than two hours during business hours in the nine parking spaces posted “Two Hour Parking During Business Hours,” located on the east side of South Green Street.

(O) No person shall park a vehicle longer than three hours at the five spaces north of the existing limited use parking spaces on Green Street.

(P) No person shall park a vehicle for a period of time in excess of three consecutive hours between the hours of 6:00 a.m. and 6:00 p.m. on any day except Sundays and public holidays, upon either side of Hawick Street between Blackhawk Street and Green Street. No person shall park a vehicle upon either side of Hawick Street between Blackhawk Street and Green Street between the hours of 2:00 a.m. and 5:00 a.m.

(Ord. 1985-3, passed - -; Am. Ord. 1997-21, passed 12-15-97; Am. Ord. 1997-22, passed 12-15-97; Am. Ord. 1998-26, passed 11-12-98; Am. Ord. 1999-3, passed 4-19-99; Am. Ord. 1999-15, passed 9-19-99; Am. Ord. 1999-16, passed 10-4-99; Am. Ord. 1999-17, passed 10-4-99; Am. Ord. 2002-8, passed 10-8-02; Am. Ord. 2006-22, passed 12-5-06; Am. Ord. 2007-21, passed 6-19-07; Am. Ord. 2009-12, passed 6-2-09) Penalty, see § 72.99

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SCHEDULE III. PARKING PERMITTED.

Automobiles, trucks and other vehicles shall be permitted to park on either side of Main Street from Green Street to Bridge Street, and on Union Street between Blackhawk Boulevard and Grove Street. Parking in this area shall be parallel parking only, diagonal parking being expressly prohibited; such parallel parking shall be so executed that the wheels of the vehicles nearest the curb shall be not farther away from the curb than 12 inches.

(Ord. 1985-3, passed - -) Penalty, see § 72.99

SCHEDULE IV. BUS LOADING ZONE.

No person shall stop, stand or park a vehicle on the north side of Chapel between Salem and Ferry or on the west side of Salem between Union and Chapel Streets between the hours of 7:00 a.m. and 3:30 p.m. on days when school is in session. This is designated a bus loading lone and shall be used only for the purpose of discharging and taking on passengers and is marked by a yellow curb. (Ord. 1985-3, passed - -; Am. Ord. 1990-4, passed 3-19-90) Penalty, see § 72.99

