

CHAPTER 6

MOTOR VEHICLE CODE

ARTICLE I - DEFINITIONS

6-1-1 **ILLINOIS VEHICLE CODE; DEFINITIONS ADOPTED.** The Illinois Vehicle Code, **Illinois Compiled Statutes, Chapter 625, Chapter 1**, entitled "**Title and Definitions**", as passed, approved and amended by the Illinois General Assembly is hereby adopted by the Village, the provisions thereof shall be controlling within the corporate limits of the Village. **(See 65 ILCS Sec. 5/1-3-2 and 5/11-1-1)**

ARTICLE II - GENERAL REGULATIONS

6-2-1 **OBEDIENCE TO POLICE.** Members of the Police Department, assigned to traffic duty are hereby authorized to direct all traffic in accordance with the provisions of this Article or in emergencies as public safety or convenience may require, and it shall be unlawful for any person to fail or refuse to comply with any lawful order, signal or direction of a policeman. Except in cases of emergency, it shall be unlawful for any person not authorized by law to direct or attempt to direct traffic. **(See 625 ILCS Sec. 5/11-203)**

6-2-2 **SCENE OF FIRE.** The Fire Department officer in command or any fireman designated by him may exercise the powers and authority of a policeman in directing traffic at the scene of any fire or where the Fire Department has responded to an emergency call for so long as the Fire Department equipment is on the scene in the absence of or in assisting the Police Department.

6-2-3 **SIGNS AND SIGNALS.** It shall be unlawful for the driver of any vehicle to disobey the instructions of any traffic sign or signal placed in view by authority of the corporate authorities or in accordance with the laws of the State of Illinois except upon direction of a police officer. All signs and signals established by direction of the governing body shall conform to the Illinois State Manual of Uniform Traffic Control Devices for Streets and Highways. **(See 625 ILCS 5/11-301)**

6-2-4 UNAUTHORIZED SIGNS. No person shall place, maintain or display upon or in view of any street, any unauthorized sign, signal, marking, light, reflector or device which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, nor shall any person place, maintain or display upon or in view of any street, any other sign which hides from view or interferes with the movement of traffic or effectiveness of any traffic-control device or any railroad sign or signal, and no person shall place or maintain, nor shall any public authority permit upon any highway, any traffic sign or signal bearing thereon any commercial advertising. No tree, bush or foliage of any kind shall be so placed, maintained, allowed to remain, or be displayed upon either public or private property in such a manner as to hide from view or interfere with the movement of traffic or the effectiveness of any traffic-control device, sign or signal.

6-2-5 INTERFERENCE WITH SIGNS OR SIGNALS. It shall be unlawful for any person to deface, injure, move or interfere with any official traffic sign or signal.

6-2-6 ADVERTISING SIGNS. It shall be unlawful to maintain anywhere in the Village any sign, signal, marking or device other than a traffic sign or signal authorized by the Village Board or the Illinois Department of Transportation, which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal in view of any street or highway, and it shall be unlawful to place or maintain any sign which hides from view any lawful traffic-control device. It shall be unlawful to maintain or operate any flashing or rotating beacon of light in view of any street or highway. **(See Chapter 27 and 33) (Also See Chapter 40 - Zoning Code)**

ARTICLE III - STOP AND THROUGH STREETS

6-3-1 **THROUGH STREETS.** The streets and parts of streets of the Village designated by ordinance as "through streets" are hereby 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. See **Schedule "A"** for applicable through and stop streets.

6-3-2 **ONE-WAY STREETS OR ALLEYS.** It shall be unlawful to operate any vehicle on any streets or alleys designated as one-way streets or alleys by ordinance in any direction other than that so designated. See **Schedule "B"** for the designated one-way streets and alleys. (**See 625 ILCS Sec. 5/11-208**)

6-3-3 **STOP STREETS.** The driver of a vehicle shall stop in obedience to a stop sign at an intersection where a stop sign is erected pursuant to ordinance 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 of the police officer shall be complied with. See **Schedule "A"** for designated stop intersections. (**See 625 ILCS Sec. 5/11-302**)

6-3-4 **YIELD RIGHT-OF-WAY STREETS.** The driver of a vehicle approaching a yield sign, in obedience to such sign, shall slow down to a speed reasonable for the existing conditions and if required for safety to stop, shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection or if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway. After slowing or stopping, the driver shall yield the right-of-way to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard during the time such driver is moving across or within the intersection. (**See Schedule "C"**)

6-3-5 **POSTING SIGNS.** Appropriate signs shall be posted to show all through, stop and yield right-of-way streets, all one-way streets and alleys and all stop intersections. (**See 625 ILCS Sec. 5/11-304**)

ARTICLE IV - DRIVING RULES

6-4-1 ILLINOIS VEHICLE CODE; RULES OF THE ROAD ADOPTED.

The Illinois Vehicle Code, **Illinois Compiled Statutes, Chapter 625, Section 11**, entitled "**Rules of the Road**", as passed, approved and amended by the Illinois General Assembly is hereby adopted by the Village and the provisions thereof shall be controlling within the corporate limits of the Village except for the following changes, deletions and omissions:

(A) **Omissions:**

- (1) Omit Sections 11-207, 11-208.1, 11-208.2, 11-209.1, 11-302, 11-303, 11-310(f), 11-313, 11-401 to and including 11-416, 11-500 to and including 11-502, 11-602, 11-603, 11-604, 11-606(b), 11-608, 11-1419, and 11-1422.

(B) **Changes and Additions:**

- (1) Change 11-904(a) to read: "Preferential right-of-way at an intersection may be indicated by stop or yield signs as authorized by this Code."
- (2) Change 11-1416(a) to read: "Any person who shall willfully and unnecessarily attempt to delay, hinder or obstruct any other person in lawfully driving and traveling upon or along any highway within this State or who shall offer for barter or sale, merchandise on said highway so as to interfere with the effective movement of traffic shall, upon conviction, be guilty of a violation of this Code."

6-4-2 DRIVING RULES.

(A) **Careless Driving.** It shall be unlawful to operate a vehicle in the Village in a careless manner so as to interfere with the safe or lawful operation of any other vehicle or so as to interfere with or to injure, damage, or endanger persons or property engaged in the lawful use of the street.

(B) **Unlawful Possession of Highway Sign or Marker.** Traffic control signals, signs or markers owned by the City shall be possessed only by the City's employees, police officers, contractors, or their employees engaged in highway construction, contract or work upon the roadways or public ways approved by the City. No person shall possess a traffic control signal, sign or marker owned by the City except as provided in this paragraph without the prior written authority of the City. It shall be a violation of this Chapter for a person to possess such a traffic control signal, sign or marker without lawful authority. **(See 625 ILCS Sec. 5/11-313)**

(C) **Failure to Reduce Speed.** A vehicle shall be driven upon the streets and alleys of this Village at a speed which is reasonable and proper with regard to traffic conditions and the use of the street or alley. The fact that the vehicle does not exceed the applicable maximum speed limit does not relieve the driver of the duty to decrease speed when approaching and crossing an intersection or when special hazard exists with

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respect to pedestrian or other traffic or by reason of weather or highway conditions. Speed must be decreased as may be necessary to avoid colliding with any person or vehicle on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.

6-4-3 **LICENSE PLATES REQUIRED.** It shall be unlawful for any person to operate a motor vehicle in the Village without displaying thereon valid state or territorial license plates.

6-4-4 **ATV & MINIBIKES RESTRICTED.** It shall be unlawful to operate a minibike, go-cart, all-terrain vehicle (ATV), or other unlicensed motor vehicle on any street, sidewalk, alley, or other public property within the Village. **(Ord. No. 03-01; 01-09-03)**

6-4-5 **DRIVING ON SIDEWALKS PROHIBITED.** It shall be unlawful to operate an automobile, truck, motorcycle, farm machinery, or other motor-driven vehicle on any sidewalk within the Village.

6-4-6 **LIMITED LOAD STREETS.** Whenever the weight of vehicles permitted on a street is limited by ordinance, and signs indicating such limitations are posted, it shall be unlawful to operate a vehicle in excess of such weight on such street, except for the purpose of making a delivery or picking up a load, in which case such vehicle may be driven on such street for not more than the minimum distance necessary for the purpose.

6-4-7 **"U" TURNS: ENTRY AND EXIT FROM PARKING PLACE.** It shall be unlawful for the operator of any vehicle:

(A) To make a "U" turn on Third Street between Randolph Street and Fairfield Street; or

(B) To enter any parking place on Third Street between Randolph Street and Fairfield Street except from the traffic lane nearest said parking place; or

(C) To exit from any parking place on Third Street between Randolph Street and Fairfield Street except into the traffic lane nearest said parking place.

6-4-8 **SELLING FROM VEHICLES.**

(A) No person shall stand on a roadway for the purpose of soliciting a ride from the occupant of any vehicle.

(B) No person shall stand on a roadway for the purpose of soliciting employment or business from the occupant of any vehicle.

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(C) No person shall stand on a roadway for the purpose of soliciting contributions from the occupant of any vehicle except under the following conditions: Solicitations on roadways within the Village shall be conducted only at intersections where all traffic is required to come to a full stop, and the soliciting agency shall be:

- (1) Registered with the Attorney General as a charitable organization as provided by **"An Act to Regulate Solicitations and Collection of Funds for Charitable Purposes, providing for violations thereof, and making an appropriation therefor"**, approved **July 26, 1963** as amended;
- (2) Engaged in a Statewide fund raising activity; and
- (3) Liable for any injuries to any person or property during the solicitation which is casually related to an act or ordinary negligence of the soliciting agent.
- (4) Any person engaged in the act of solicitation shall be **sixteen (16) years** of age or more and shall be wearing a high visibility vest.
- (5) No person shall stand on or in the proximity of a highway for the purpose of soliciting the watching or guarding of any vehicle while parked or about to be parked on a highway.

6-4-9 OBSTRUCTING TRAVEL.

(A) It shall be unlawful for any person to willfully and unnecessarily hinder, obstruct or delay, or to willfully and unnecessarily attempt to hinder, obstruct or delay, any other person in lawfully driving or traveling along or upon any street or highway within the Village limits or to offer for barter or sale merchandise on said street or highway so as to interfere with the effective movement of traffic thereon.

(B) No person or persons shall set upon the roof, the hood, or the trunk of the vehicle while it is being driven down the roadway, or on any roadway or alley in the Village. Nor shall any person or persons stand up in the back of any pickup truck or other vehicle without having safety belt to help hold them from falling out of the vehicle which is secured to said vehicle.

(C) No persons shall hold on to the side of a vehicle or stand on the side of a vehicle on the running board when said vehicle is being driven down any roadway or alley within the Village.

(D) No person or persons shall tie a sled or any other type of device to the rear of any motor driven vehicle to be pulled behind the vehicle either on snow or any pavement within the Village.

6-4-10 HORNS AND WARNING DEVICES AND OTHER NOISE MAKERS.

(A) The driver of a motor vehicle shall, when reasonably necessary to insure safe operation, sound the horn or other lawful warning device on his vehicle but shall not otherwise sound such horn or warning device within the corporate limits of the Village.

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(B) The driver of a motor vehicle shall not play or permit to play a radio, tape player, horn, or other speaker equipment in or upon such vehicle however powerful, which is producing sound constantly or intermittently unless such sound is completely inaudible at a distance of **one hundred (100) feet** from such vehicle.

6-4-11 TRANSPORTING LIQUOR IN VEHICLES. No person shall transport, carry, possess or have any alcoholic liquor within the passenger area of any motor vehicle in this Village except in the original container and with the seal unbroken. **(See 625 ILCS Sec. 5/11-502)**

6-4-12 EXCESSIVE NOISE - STOPPED VEHICLE. No operator of a motor vehicle shall, when the motor vehicle is stopped, unreasonably accelerate the engine thereof with the gears of the vehicle in neutral, thereby causing an unreasonably loud or excessive noise.

6-4-13 EXCESSIVE ACCELERATION. No operator of a motor vehicle shall engage in unnecessary or excessive acceleration of such motor vehicle within the corporate limits of the Village, whether below, at or in excess of the established speed limit and whether from a stop or while moving. No operator of a motor vehicle shall accelerate said vehicle within the corporate limits of the Village so as to cause its wheels to spin in place or to spin at a rate in excess of that commensurate with the speed of the vehicle. **(Ord. No. 00-02; 05-11-00)**

ARTICLE V - EQUIPMENT OF VEHICLES

6-5-1 **ILLINOIS VEHICLE CODE; EQUIPMENT OF VEHICLES**
ADOPTED. The Illinois Vehicle Code, **Illinois Compiled Statutes, Chapter 625, Section 12**, entitled "**Equipment of Vehicles**", as passed, approved, and amended by the Illinois General Assembly is hereby adopted by the Village and the provisions thereof shall be controlling within the corporate limits of the Village. **(See 625 ILCS Secs. 5/12-605, 5/12-605.1; and 5/12-605.2)**

6-5-2 **MUFFLER.** No motor vehicle shall be operated on any street unless such vehicle is provided with a muffler in efficient actual working condition; and the use of a cut-out is prohibited. No muffler shall cause an unreasonably loud or excessive noise. **(See 625 ILCS Sec. 5/12-602)**

ARTICLE VI - PARKING RULES

6-6-1 **TIME LIMIT PARKING.** It shall be unlawful to park any vehicle for a period of time in excess of the amount of time designated by law and so posted.

6-6-2 **PARKING FOR SALE OR REPAIR.** No person shall park a vehicle upon any street for the purpose of:

- (A) displaying such vehicle for sale; or
- (B) washing, greasing or repairing such vehicle, except when emergency repairs are necessary.

6-6-3 **PRIVATE PROPERTY.** It shall be unlawful to park any motor vehicle on any private property without the consent of the owner of the property.

6-6-4 **ALLEYS.** No person shall stop, stand or park a vehicle in an alley in such a manner or under such conditions as to leave available less than **ten (10) feet** of the width of the alley for the free movement for vehicular traffic. 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 or as to block access to any abutting property by motor vehicle over an established way.

6-6-5 **PARKING IN EXCESS OF FORTY-EIGHT (48) HOURS.** It shall be unlawful for any person or operator of a vehicle to park such a vehicle in the Village on any street and to permit it to remain without moving the same for a span of time in excess of **forty-eight (48) consecutive hours.**

6-6-6 **NO PARKING PLACES.** 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 policeman or traffic control device:

- (A) In any intersection.
- (B) In a crosswalk.
- (C) Upon any bridge.
- (D) Within **thirty (30) feet** of a traffic signal, beacon, or sign on the approaching side.
- (E) Within **twenty (20) feet** of any intersection or crosswalk.
- (F) At any place where the standing of a vehicle will reduce the usable width of the roadway for moving traffic to less than **ten (10) feet.**
- (G) Within **fifteen (15) feet** of a fire hydrant.

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- (H) At any place where the vehicle would block the use of a driveway.
- (I) Within **twenty (20) feet** of the driveway entrance to the Fire Protection District's Fire Station.
- (J) On any sidewalk or parkway.
- (K) At any place where signs or yellow curbing authorized by ordinance prohibit parking. **(See Schedule "E" for street locations.)**

6-6-7 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 **two (2) wheels** of the vehicle within **twelve (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.

6-6-8 OVERSIZED VEHICLES. It shall be unlawful for any truck, trailer, semi-trailer, road tractor, farm tractor or recreational vehicle over **twenty (20) feet** in length to be parked:

- (A) In the street in front of or adjacent to any residential property except when loading or unloading at such residence; or
- (B) In the street in front of or adjacent to or in the yard of any residential property for a period longer than **twenty-four (24) hours.**
(Ord. No. 00-04; 06-06-00)

6-6-9 OVERNIGHT PARKING.

- (A) It shall be unlawful for any person or operator of a vehicle to park such a vehicle on Third Street between Fairfield Avenue and Randolph Street between the hours of **1:00 A.M.** and **5:00 A.M.**
- (B) It shall be unlawful for any person or operator of a vehicle to park such a vehicle on School Street between Second Street and Third Street between the hours of **10:00 P.M.** and **7:00 A.M.**

6-6-10 PARKING FOR THE HANDICAPPED.

- (A) **Designated Parking.** Certain parking spaces within the confines of the Village shall be designated for use by handicapped persons' vehicles only and will be posted with appropriate signs to that effect. Designation of such spaces shall be by ordinance.
- (B) **Use of Designated Handicapped Parking.** The use of designated handicapped parking locations, duly posted and signed shall to that effect, be open to any vehicle which bears the appropriate handicapped Illinois Registration Plate issued by the Secretary of State for the State of Illinois, or a valid handicapped parking permit issued by

another governmental agency or which bears a handicapped card furnished in accordance with **Illinois Compiled Statutes, Chapter 625; Section 5/11-1301.1, et. seq.** furnished by the Village.

(C) **Application for Illinois Handicapped Registration Plate.** The issuance of an Illinois Handicapped Motor Vehicle Registration Plate shall be made with the Secretary of State of the State of Illinois at any facility provided and approved for that purpose by the Secretary of State. **(See 625 ILCS Sec. 5/11-1301.2)**

(D) **Penalty.** Any vehicle parked in violation of this Article in a posted designated handicapped space which does not bear an Illinois Handicapped Registration Plate, or a valid handicapped parking permit issued by another governmental agency of a Village Handicapped Registration Card will be ticketed and the vehicle will be removed in accordance with departmental policies and in accordance with **Section 5/11-1302, Chapter 625 of the Illinois Compiled Statutes.** The registered owner of the vehicle as ascertained by the registration plates of the vehicle will be presumed to be in control of the vehicle and will be fined **One Hundred Dollars (\$100.00)**. The same registered owner will be held liable for the cost of removal of the vehicle and must pay that cost, plus storage charges, if any, prior to the release of the vehicle.

(E) **Handicapped Parking Areas.** Those places designated as "Handicapped Parking Spaces" are listed in **Schedule "H"**.

6-6-11 LOAD LIMITS.

(A) **Established.** There is hereby established "gross load limits" on certain Village streets. The term "gross load limit" shall mean the total weight of a vehicle and the load it is carrying. The specified streets and the load limits are hereby listed in **Schedule "J"**.

(B) **Restrictions.** It shall be unlawful to operate a vehicle upon any street where the operation is prohibited by this Section and where such signs of prohibition are posted, except that a vehicle may be driven on such street for not more than the minimum distance necessary for the purpose of making deliveries or picking up loads.

(C) **Exceptions.** This Chapter shall not include pickup trucks, trucks operated by the Village maintenance and repairs on the street or the operation of a vehicle owned by the U.S. government or State of Illinois while on lawful business of these agencies.

6-6-12 SNOW REMOVAL ROUTE AFTER TWO (2) INCH SNOWFALL. On the day after a **two (2) inch** snow, the snow removal route will go into affect in the Village:

The even numbered sides of streets will go into affect at **6:00 A.M.** and for the odd numbered sides of streets will go into affect at **6:00 P.M.**

This means that all vehicles parking on roadways and the side of roadways must be removed before these times or they will be ticketed and towed at owner's expense. The Fisher Police Department will tag all vehicles that need to be removed prior to the snow route going into affect so that the owner's may get them removed before the time limit.

6-6-13 PARKING VIOLATIONS. Any person accused of a violation of an ordinance prohibiting parking a vehicle in a designated area or restricting the length of time a vehicle may be there parked, may settle and compromise the claim against him or her for such illegal parking by paying to the Village **Twenty Dollars (\$20.00)** for each such offense and **Twenty Dollars (\$20.00)** for the second offense within **six (6) months**. Such payment may be made at the Village Hall and a receipt shall be issued for all money so received and such money shall be promptly turned over to the Treasurer to be credited to the General Fund. The members of the Police Department are hereby authorized to refrain from instituting a prosecution for the alleged offense involved for at least **five (5) days**.

Provided, this Section shall not apply to persons parking a vehicle so as to obstruct the entrance or exit of any place where Police and Fire Department apparatus or other emergency equipment is kept or housed or so as to block an emergency entrance in a hospital. Nor shall this Section apply to any person charged with parking a vehicle so as to entirely obstruct traffic in any street or alley or parking in such a way as to reduce traffic on an arterial street to one-way traffic only; nor to any person who refuses to remove a vehicle illegally parked at the request of any member of the Police Department.

(A) **Removal - Time Limit.** Any vehicle illegally parked for a period in excess of **twenty-four (24) hours** may be removed by a towing service authorized by the Police Department of the Municipality. In any emergency, any vehicle may be removed by any means when authorized by the Police Department of the Municipality.

(B) **Village Parking Lots.** No person shall park a motor vehicle on a Village parking lot unattended for more than **five (5) consecutive days**.

(C) **Parking Violation Ticket.** The parking violation ticket shall be as follows:

6-6-14 PRIMA FACIE PROOF. The fact that a vehicle which is illegally parked or operated is registered in the name of a person shall be considered prima facie proof that such person was in control of the vehicle at the time of such violation.

6-6-15 PARKING TICKETS - STATE STATUTE. The Village Board intends to utilize **Illinois Compiled Statutes, Chapter 625; Section 5/6-306.5** and the procedure set forth therein.

The appropriate authorities are hereby authorized to utilize the statute and the procedure set forth therein.

ARTICLE VII – REMEDIATION OF INOPERABLE MOTOR VEHICLES

6-7-1 **NUISANCE.** The Village hereby declares that all Inoperable Motor Vehicles, whether on public or private property and in view of the general public, shall constitute a nuisance and that such nuisance are hereby prohibited. Any person not exempted under this Article shall dispose of any Inoperable Motor Vehicle owned by him or under his control or located upon property owned or occupied by him upon written notice received from the Police Department or other authorized Village representative commanding the disposition of the Inoperable Motor Vehicle.

6-7-2 **DEFINITION.** For purposes of this Article “Inoperable Motor Vehicle” means any motor vehicle from which, for a period of at least **seven (7) days**, the engine, wheels or other parts have been removed, or on which the engine, wheels or other parts have been altered, damaged or otherwise so treated that the vehicle is incapable of being driven under its own motor power. It shall not include a motor vehicle which has been rendered temporarily incapable of being driven under its own motor power in order to perform ordinary service or repair operations.

6-7-3 **NOTICE.** The Police Department is further authorized to identify Inoperable Motor Vehicles which exists in contravention of this Article and hereby authorizes and directs such law enforcement officers to issue a municipal notice to the owner of property where such vehicle may be located and to the owner of such vehicle. Such notice shall identify the vehicle, its location, the determination that it constitutes an Inoperable Motor Vehicle, and direction that it be removed within **seven (7) days** of the issuance of the notice. Such notice shall be effective upon mailing by first class mail to the last known address of the owner of record of said vehicle and upon mailing of such notice to the last known address of the owner of such vehicle if determinable. Such notice shall also be placed in a conspicuous place on such vehicle.

6-7-4 **REMOVAL.** In the event that such vehicle has not been removed after the notice provided under this Article, then the Police Department shall be authorized and directed to arrange for removal pursuant to **65 ILCS Sec. 5/11-40-3**, and **625 ILCS Sec. 5/4-201**, and other applicable law as amended.

6-7-5 **EXCEPTIONS.** This Article shall not apply to any motor vehicle that is kept in a building when not in use, to operable historic vehicles over **twenty-five (25) years** of age, or to a motor vehicle on the premises of a place of business engaged in the wrecking or junking of motor vehicles.

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6-7-6 FINES. To the extent that notice is served on any person pursuant to this notice provisions of this Article and any such person fails to obey a notice received provided for under this Article, as such person shall be fined **Four Hundred Dollars (\$400.00)** for failure to abide by such notice.

6-7-7 APPEAL. In the event that any person receiving a notice under this Article desired to appeal the determination that such vehicle constitutes an Inoperable Motor Vehicle, then such individual must tender an appeal to the Police Department within **seven (7) days** of the issuance of such notice. Failure to timely file the appeal shall constitute a waiver of such appeal and allow for removal as provided under this Article. In the event that a timely appeal is made, such appeal shall be tendered to the Chief of Police at the Village Hall who shall consider all matters contained in the appeal and makes a determination. In the event that the Chief of Police determines that the Appellant's appeal has basis, the Chief of Police shall be authorized to overturn the finding of Inoperable Motor Vehicle and the notice and any claim for fine shall be deemed terminated. In the event that the Chief of Police upholds the original finding and declines Appellant's appeal, the Chief of Police shall do so in writing to the Appellant to be mailed to the Appellant by first class mail to the Appellant's last known address. The Appellant shall have **seven (7) days** from the mailing of such decision to file an appeal of the Police Chief's decision to the Village Board of Trustees. To the extent that the Village Board of Trustees receives such an appeal, the President of the Board of Trustees shall set a time for consideration of the appeal at a public meeting and will provide the Appellant at least **seven (7) days** notice of such date to be mailed by regular mail to the Appellant's last known address. The Board of Trustees shall consider the original termination, any information to be provided by its Police Department, and any information to be provided by the Appellant and those attending the public meeting. Upon consideration of all matters, the Board of Trustees shall either uphold the decision to appeal or overturn the decision resulting in the termination of the initial notice.

6-7-8 INFORMATION REQUIRED. Any appeals shall include the following information to be provided by Appellant:

- (A) Appellant's name.
- (B) Appellant's mailing address for purposes of meeting notices.
- (C) Appellant's telephone number/manner of contacting Appellant.
- (D) Appellant's relationship to the Inoperable Motor Vehicle and real estate where it is situated.
- (E) Facts supporting Appellant's appeal.
- (F) Any relevant information which supports Appellant's appeal.
- (G) An affirmation that the contents of the appeal are true to the best of the Appellant's knowledge and belief.

Such appeal shall be on a form substantially similar to **Exhibit "B"** attached hereto and by reference incorporated herein.

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6-7-9 TOWING. Whenever an Inoperable Motor Vehicle is towed or removed by a towing service pursuant to the provisions of this Article, the owner of the Inoperable Motor Vehicle and the owner or occupant of the property on which such Inoperable Motor Vehicle is located shall be jointly and severally responsible for all towing and storage charges in addition to fines provided under this Article.

6-7-10 IMPOUNDMENT. Within **forty-eight (48) hours** of the removal of such vehicle, the Village Clerk shall send notice to the registered owner of the vehicle and lien holder, if known, and also to the owner or occupant of the private property from which the vehicle was removed that said vehicle(s), has been impounded and stored for violation of this Article. The notice shall give the location of where the vehicle(s) is towed and the costs incurred by the Village for removal.

(Ord. No. 01-19; 10-11-01)

ARTICLE VIII – BICYCLES

6-8-1 **DEFINITION.** The term “**bicycle**” shall mean and include a device with **two (2) wheels** in tandem propelled by human power and having wheels over **twenty (20) inches** in diameter with tires inflated.

6-8-2 **MANNER OF RIDING – GENERALLY.** No person shall ride any bicycle otherwise than as follows:

(A) The rider controlling and propelling a bicycle shall ride only upon a regular and permanent seat provided for such rider.

(B) Any rider other than the operator shall ride only upon suitable seat provided for that purpose and attached to the bicycle in such a place and manner that the rider thereon will not interfere with the safe and proper operation of the bicycle by its operator.

(C) No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped.

6-8-3 **COMPLIANCE WITH VEHICLE REGULATIONS.** Every person riding a bicycle upon a roadway shall be subject to the provisions of this Code applicable to drivers of vehicles except as otherwise provided in this Chapter and except those provisions of this Chapter which by their nature have no application.

6-8-4 **OBEDIENCE TO TRAFFIC-CONTROL DEVICES.** Any person operating a bicycle shall obey the instructions of official traffic signals, signs and other control devices applicable thereto placed in accordance with the traffic ordinances of the Village unless otherwise directed by a Village officer.

6-8-5 **RIGHT-OF-WAY.** The operator of a bicycle approaching an intersection shall yield the right-of-way to a vehicle entering or which has entered the intersection. The operator of a bicycle emerging from an alley, parking space, driveway or building shall upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right-of-way to all pedestrians approaching on such sidewalk or sidewalk area; and upon entering the roadway shall yield the right-of-way to all vehicles approaching on the roadway.

6-8-6 **DUTY TO KEEP TO RIGHT.** Every person operating a bicycle upon a roadway shall ride as near the curb on the right-hand side of the roadway as practicable, exercising due care when passing a vehicle proceeding in the same direction or standing.

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6-8-7 RIDING ON SIDEWALKS. No person shall ride any bicycle on any sidewalk within the area defined in this Code. Outside of said area, riding on the sidewalk shall be permitted. Any person riding a bicycle on a sidewalk shall keep to the right side of such sidewalk insofar as practicable and shall yield the right-of-way to every pedestrian and, when approaching a pedestrian from the rear, shall give a clearly audible warning signal when at least **twenty-five (25) feet** from such pedestrian.

6-8-8 RIDING ABREAST. Persons riding bicycles shall not ride more than **two (2)** abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.

6-8-9 SPEED LIMITS. No bicycle shall be operated at a speed faster than is reasonable and proper with regard to the safety of both the rider and other persons.

6-8-10 CLINGING TO MOVING VEHICLES. No bicycle rider shall cling to or attach himself or his bicycle to any moving vehicle on any street.

6-8-11 TURNING. No bicycle rider upon any roadway shall turn suddenly in front of any pedestrian, bicycle or motor vehicle. Every bicycle rider, when upon any roadway with other traffic near shall signal his intention to turn by extending an arm in the direction of the intended turn or by some distinct and unmistakable signal, in ample time for other traffic to recognize his intention to turn and act accordingly.

6-8-12 TRICK RIDING, RACING. No bicycle rider shall practice or perform any stunt, trick, fancy or acrobatic riding on any street except that exhibitions may be given under permit from and under the supervision of a Village officer. No bicycle rider shall participate in any race for speed, or in any endurance contest, with any bicycle or vehicle upon any street except under permit from and under the supervision of a Village officer.

6-8-13 LIGHTING EQUIPMENT. Whenever operated upon any street or highway during the period between sunset and sunrise, every bicycle shall display a white light on the front thereof visible for a distance of not less than **two hundred (200) feet**, and on the rear thereof shall display a reflector so designed and maintained as to be visible at all distances within **two hundred (200) feet** when such bicycle is directly in front of a motor vehicle displaying lawfully lighted headlights. A lamp exhibiting a red light visible for a distance of not less than **two hundred (200) feet** to the rear may be used in addition to or in lieu of such rear reflector.

6-8-14 **BELLS AND OTHER WARNING DEVICES.** Every bicycle when operated upon any street shall be equipped with a bell or other device capable of giving a signal clearly audible for a distance of not less than **one hundred (100) feet**; provided, however, that no bicycle shall be equipped with nor shall any person use on a bicycle any siren or whistle.

6-8-15 **BRAKES.** Every bicycle shall be equipped with a brake adequate to control the movement of and to stop such bicycle quickly.

6-8-16 **RENTAL AGENCIES.** Bicycles offered for rent by a rental agency shall be equipped by such agency with lights and other safety equipment required by this Chapter, and shall be kept in good and safe working order. Rental agencies shall comply in all respects with all the provisions of this Chapter and shall be responsible for the condition of the bicycles they rent.

6-8-17 **BICYCLE PARKING.** It shall be unlawful for any person or operator of a bicycle to park such a bicycle on any sidewalk along Third Street between Sangamon Street and Fairfield Street except in the proper bicycle racks provided.

6-8-18 **PENALTY.** Any person, firm or corporation in violation of any provision of this Article shall be fined the sum of **Fifty Dollars (\$50.00)**. (**Ord. No. 08-02; 01-10-08**)

ARTICLE IX – SNOWMOBILES

6-9-1 OWNER RESPONSIBLE FOR OPERATOR’S COMPLIANCE.

(A) No owner of a snowmobile stored or operated within the Village shall permit or cause his snowmobile to be operated or maintained in violation of this Code at any time.

(B) No owner of a snowmobile stored or operated within the Village limits shall permit or cause another person to operate his snowmobile when said owner knows or has reasonable cause to believe that such other person has, within the preceding **thirty (30) days**, operated or maintained any snowmobile in violation of any provision of this Code.

6-9-2 OPERATION WITHIN VILLAGE LIMITS. It shall be unlawful for any person to operate a snowmobile on any street, alley, sidewalk, or other public place within the corporate limits of the Village, other than those streets which have been designated and marked by signs as Snowmobile Routes.

ARTICLE X – NON-HIGHWAY VEHICLES

6-10-1 **GENERALLY.** Non-Highway Vehicles specifically defined and qualified herein shall be allowed on Village streets under the conditions as stated herein.

6-10-2 **DEFINITIONS.**

(A) A "Golf Cart", as defined herein, means a vehicle specifically designed and intended for the purposes of transporting **one (1)** or more persons and their golf clubs or maintenance equipment while engaged in the playing of golf, supervising the play of golf or maintaining the condition of the grounds on a public or private golf course.

(B) An "UTV" shall mean an all-terrain vehicle as defined by **625 ILCS 5/11-1426.1(a)(1)** of the Illinois Compiled Statutes, except that it must have a steering wheel and a seat instead of a saddle.

(C) "Village Streets" means any of the streets within the boundaries of the Village.

6-10-3 **REQUIREMENTS.**

All persons wishing to operate a golf cart or UTV on the Village Streets must ensure compliance with the following requirements:

(A) Proof of current liability insurance.

(B) Must be certified with the Village and have the vehicles certified with the Village by inspection by a designated representative.

(C) Must comply with the published "Rules Concerning Alternate Transportation for the Village of Fisher" as periodically updated.

(D) Must display Village decal on the rear of the vehicle.

(E) Must have a current, valid Illinois driver's license.

(F) Golf carts and/or UTVs must be equipped as follows:

(1) Horn;

(2) Brakes and brake light;

(3) Turn signals;

(4) A steering wheel apparatus;

(5) Tires;

(6) Rearview mirror;

(7) Approved "Slow Moving Vehicle" emblem on the rear of the vehicle (**625 ILCS 5/12-709**);

(8) Headlight that emits a white light visible from a distance of **five hundred (500) feet** to the front which must illuminate when in operation;

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- (9) Tail lamp that emits a red light visible from at least **one hundred (100) feet** from the rear which must be illuminated when in operation;
- (10) Any additional requirements which may be amended to **65 ILCS 5/11-1428** or the Illinois Motor Vehicle Code.
- (G) Must obey all traffic laws of the State of Illinois.
- (H) Must be **twenty-one (21) years** of age.
- (I) Must be operated only on the Village streets, except where prohibited.
- (J) May not be operated on State highways and County roads except at specifically designated crossing points.
- (K) Must not be operated in excess of posted speed limit may not exceed **thirty-five (35) miles per hour**.
- (L) May only be operated between sunrise and sunset.
- (M) A person operating or who is in actual physical control of a golf cart as described herein on a roadway while under the influence is subject to Section 11-500 through 11-502 of the Illinois Compiled Statutes (**625 ILCS 5/11-500 - 11-502**).
- (N) Golf carts and/or UTVs shall not be operated on sidewalks or in City Parks other than parking areas.
- (O) Golf carts and/or UTVs may not be operated on streets and highways and roads under the jurisdiction of the Illinois Department of Transportation (US Highway 136) of the County Highway Department except to cross at designated streets.

6-10-4 PERMITS.

- (A) No person shall operate a qualified golf cart or UTV without first obtaining a permit from the Village Clerk as provided herein. Permits shall be granted for a period of **one (1) year** and renewed annually. The cost of the permit is **Thirty-Five Dollars (\$35.00)**. Insurance coverage is to be verified to be in effect by the Police Department when obtaining and renewing a permit.
- (B) Every application for a permit shall be made on a form supplied by the Village and shall contain the following information:
 - (1) Name and address of applicant;
 - (2) Name of liability insurance carrier;
 - (3) The serial number, make, model and description of golf cart or UTV;
 - (4) Signed Waiver of Liability by applicant releasing the Village and agreeing to indemnify and hold the Village harmless from any and all future claims resulting from the operation of their golf carts on Village Streets;
 - (5) Photocopy of applicable liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit;

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- (6) Such other information as the Village may require.
- (C) No permit shall be granted unless the following conditions are met:
- (1) The vehicle must be inspected by the designated representative approved by the Village Chief of Police or Village Board of Trustees President to insure that the vehicle is safe to operate on Village streets and is in compliance with this Article and with the State of Illinois Motor Vehicle Code;
 - (2) A physically handicapped applicant must submit a certificate signed by the physician, certifying that the applicant is able to safely operate a qualified golf cart and/or UTV on Village Streets;
 - (3) The applicant must provide evidence of insurance in compliance with the provisions of the Illinois Statutes regarding minimum liability insurance.

(D) The Village may suspend or revoke a permit granted hereunder upon a finding that the holder thereof has violated any provision of this Article or there is evidence that permittee cannot safely operate a qualified golf cart and/or UTV on the designated roadways.

(E) Failure to abide by this Article shall result in a fine of **One Hundred Dollars (\$100.00)** with each infraction of this Article constituting a separate offense bearing a separate fine. **(See Section 1-1-20)**

(Ord. No. 14-11; 05-08-14)

ARTICLE XI

MOTOR VEHICLES USED IN COMMISSION OF CERTAIN OFFENSES

6-11-1 **DEFINITIONS.** For the purposes of this Article, and the interpretation and enforcement thereof, the words, terms and phrases set forth below shall be these meanings respectively ascribed to them in this Section as follows:

Motor vehicle means every vehicle which is self-propelled, including, but not limited to automobiles, trucks, vans, motorcycles, and motor scooters.

Owner of record means, collectively, the record title holder of the motor vehicle.

6-11-2 **VIOLATIONS; EXCEPTIONS.**

(A) The owner of record of any motor vehicle shall be liable to the Village for an administrative penalty in the amount of **Five Hundred Dollars (\$500.00)**, plus any applicable towing and storage fees payable to a towing agent, whenever any such motor vehicle is used in the commission of any of the following offenses:

- (1) the knowing possession of more than **ten (10) grams** of cannabis as provided in Section 4 of the Cannabis Control Act (**720 ILCS 550/4**) or the knowing possession of a controlled substance in violation of Section 402 of the Illinois Controlled Substances Act (**720 ILCS 570/402**).
- (2) driving under the influence of alcohol, drugs and/or intoxicating compounds in violation of Section 11-501 of the Illinois Vehicle Code (**625 ILCS 5/11-501**).
- (3) driving at a time when the driver's license, permit or privilege to operate a motor vehicle is suspended or revoked in violation of Section 6-303 of the Illinois Vehicle Code (**625 ILCS 5/303**).
- (4) fleeing or attempting to elude a police officer in violation of Section 11-204 of the Illinois Vehicle Code (**625 ILCS 5/11-204**).
- (5) the commission of an offense involving a weapon in violation of Article 24 of the Criminal Code of 1961 (**720 ILCS 5/24-1 et seq.**).
- (6) the third or any subsequent offense within a **two (2) year** period of playing, using or operating a sound amplification system in violation of Section 20-131.

Any motor vehicle used in the commission of any such violation shall be subject to seizure and impoundment as provided in this Article.

(B) For purposes of this Section, a motor vehicle is not considered to have been used in a violation that would render such motor vehicle eligible for seizure and impoundment if:

- (1) the motor vehicle used in the violation was stolen at the time and the theft was reported to the appropriate police authorities within **twenty-four (24) hours** after the theft was discovered or reasonably should have been discovered;

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- (2) the motor vehicle was operating as a common carrier and the violation occurred without the knowledge of the person in control of the motor vehicle; or
- (3) the alleged owner of record provides adequate proof that the motor vehicle had been sold to another person prior to the violation.

6-11-3 SEIZURE AND IMPOUNDMENT. Whenever a police officer has probable cause to believe that a motor vehicle is subject to seizure and impoundment pursuant to Section 20-244, such police officer shall provide for the towing of such motor vehicle to a facility designated by the Village. Before or at the time the motor vehicle is towed, the police officer shall notify the owner of record or the person in control of the motor vehicle at the time of the alleged violation, whichever is present if there is such a person, of the fact of the seizure and impoundment and of the right of the owner of record to request a vehicle impoundment hearing under this Article.

6-11-4 NOTICE. Within **seventy-two (72) hours** after a motor vehicle is seized and impounded pursuant to Section 20-245, the Village Police Department shall notify by certified mail the owner of record and any lien holder of record of the fact of the seizure and impoundment and the right to request a motor vehicle impoundment hearing under this Article. However, no such notice need be sent to the owner of record if the owner of record is personally served with the notice at the time the motor vehicle is seized and impounded and the owner of record acknowledges receipt of such notice in writing. A copy of such notice shall be forwarded to the hearing officer. The notice shall state the penalties that may be imposed if no hearing is requested, including that a motor vehicle not released by payment of the administrative penalty and applicable towing and storage fees may be sold or disposed of by the Village in accordance with applicable law.

6-11-5 HEARING. The owner of record seeking a vehicle impoundment hearing shall file a written request for such a hearing with the Village Police Department no later than **fifteen (15) days** after notice was mailed or otherwise given to the owner of record under Section 20-245 or Section 20-246. The hearing date shall be no more than **ten (10) calendar days** after a request for a vehicle impoundment hearing has been filed. If, after the vehicle impoundment hearing, the hearing officer determines by a preponderance of the evidence that the motor vehicle was used in the violation, the hearing officer shall enter an order finding the owner of record liable to the Village for the amount of the administrative penalty prescribed, plus applicable towing and storage fees payable to the towing agent. If, after a hearing, the hearing officer does not determine by a preponderance of the evidence that the motor vehicle was used in such a violation, the hearing officer shall enter an order finding for the owner of record and for the return of the motor vehicle and any previously paid administrative penalty and applicable towing and storage fees; provided that if the motor vehicle was seized and impounded pursuant to state or federal drug asset forfeiture laws, the motor vehicle shall not be returned unless and until the Village receives notice from the appropriate, state, or where applicable, federal officials that forfeiture proceedings will not be instituted; or forfeiture proceedings have concluded and there is a settlement or a court order providing that the motor

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vehicle shall be returned to the owner of record. If the owner of record requests a vehicle impoundment hearing but fails to appear at such hearing or fails to request a vehicle impoundment hearing in a timely manner, the owner of record shall be deemed to have waived his right to such a hearing and the hearing officer shall enter a default order in favor of the Village for the amount of the administrative penalty prescribed, plus applicable towing and storage fees payable to the towing agent. However, if the owner of record pays such administrative penalty and applicable towing and storage fees and the motor vehicle is returned to the owner of record, no default order need be entered if the owner of record is informed of his right to a hearing and signs a written waiver, in which case an order of liability shall be deemed to have been made when the Village receives the written waiver.

6-11-6 HEARING OFFICER; PROCEEDINGS.

(A) The Village President or his designee shall serve as the hearing officer for vehicle impoundment hearings under this Article.

(B) All interested persons shall be given a reasonable opportunity to be heard at any vehicle impoundment hearing. The formal rules of evidence will not apply at any such hearing.

(C) Any sworn or affirmed report, including a report prepared in compliance with Section 11-501.1 of the Illinois Vehicle Code (**625 ILCS 5/11-501.1**) that is prepared in the performance of a law enforcement officer's duties and sufficiently describes the circumstances leading to the impoundment, shall be admissible evidence of the owner of record's liability under Section 20-244, and shall support a finding of the owner of record's liability under Section 20-244, unless rebutted by clear and convincing evidence.

6-11-7DISPOSITION OF IMPOUNDED VEHICLE. Any administrative penalty imposed pursuant to this Article shall constitute a debt due and owing the Village which may be enforced in any manner provided by law. Except as otherwise provided in this Article, a motor vehicle impounded pursuant to this Article shall remain impounded until:

(A) The administrative penalty is paid in full to the Village and all applicable towing and storage fees are paid to the towing agent, in which case the owner of record shall be given possession of the motor vehicle;

(B) A cash bond in the amount of **Five Hundred Dollars (\$500.00)** is posted with the Village and all applicable towing and storage fees are paid to the towing agent, at which time the motor vehicle shall be released to the owner of record; or

(C) The motor vehicle is sold or otherwise disposed of to satisfy a judgment or enforce a lien as provided by law.

Notwithstanding any other provision of this Section, whenever a person with a lien of record against a motor vehicle impounded under this Section has commenced foreclosure proceedings, possession of the motor vehicle shall be given to that person if he pays the applicable towing and storage fees and agrees in writing to refund to the Village the net proceeds of any foreclosure sale, less any amounts necessary to pay all lien holders of record, up to the total amount of administrative penalties imposed under this Article. Notwithstanding any other provision of this Section, no vehicle that was seized and impounded pursuant to state or federal drug asset forfeiture laws shall be returned to the owner of record unless and until the Village has received notice from the appropriate state, or where applicable, federal officials that forfeiture proceedings will not be instituted; or forfeiture proceedings have concluded and there is a settlement or a court order providing that the vehicle shall be returned to the owner of record.

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6-11-8 POSTING OF BOND. If a cash bond as required by this Article is posted with the Village comptroller, the impounded motor vehicle shall be released to the owner of record upon the payment of any applicable towing and storage fees to the towing agent. If an administrative penalty is imposed for any violation under Section 20-244, the cash bond will be forfeited to the Village; however, in the event a violation under Section 20-244 is not proven by a preponderance of the evidence, the cash bond will be returned to the person posting the bond. Any bond money to be forfeited to the Village pursuant to this Section shall be held by the Village comptroller until **thirty (30) days** after an administrative penalty is imposed by the hearing officer under this Article, or, if there is a judicial review, until a final judgment is rendered by a court of competent jurisdiction.

6-11-9 FAILURE TO PAY PENALTY. If the administrative penalty and applicable towing and storage fees are not paid within **thirty (30) days** after an administrative penalty is imposed under this Article against an owner of record who defaults by failing to appear at the vehicle impoundment hearing, the motor vehicle shall be deemed unclaimed and shall be disposed of in the manner provided by law for the disposition of unclaimed vehicles. In all other cases, if the administrative penalty and applicable towing and storage fees are not paid within **thirty (30) days** after the expiration of time at which administrative review of the hearing officer's determination may be sought, or within **thirty (30) days** after an action seeking administrative review has been resolved in favor of the Village, whichever is applicable, the motor vehicle shall be deemed unclaimed and shall be disposed of in the manner provided by law for the disposition of unclaimed vehicles; provided that, if the motor vehicle was seized and impounded pursuant to state or federal drug asset forfeiture laws and proceedings have been instituted under state or federal drug asset forfeiture laws, the motor vehicle may not be disposed of by the Village except as consistent with those proceedings.

(Ord. No. 10-13; 09-09-10)

SCHEDULE "A"

STOP INTERSECTIONS

In accordance with the provisions of **Sections 6-3-1 and 6-3-3** of this Chapter, the following streets are hereby designated as stop intersections, to-wit:

I. ONE AND TWO-WAY STOPS.

THROUGH STREET	STOP STREET (DIRECTION)
Betty Court	Located 182 feet South of Betty Court at the "Safety Zone" (Both) (#07-14)
Route 136 (Division St.)	All Intersecting Streets
Ashlyn	Zehr Ln. (West Bd.) (#07-14)
Fairfield Ave.	Broadway St. (South Bd.)
Fifth St.	Green St. (Both) (#04-02)
Fifth St.	Home St. (East Bd.)
Fifth St.	Lincoln St. (East Bd.)
First St.	Circle Dr. (Both)
First St.	Franklin St. (Both)
First St.	Front St. (Both)
First St.	Glenbrook Ln. (Both) (#09-24)
First St.	Green St. (East Bd.)
First St.	Mathews Ln. (Both) (#09-24)
First St.	North St. (East Bd.)
First St.	Owl Ln. (West Bd.)
First St.	Park St. (East Bd.)
First St.	Randolph St. (Both)
First St.	Sangamon (Both)
First St.	School St. (Both)
First St.	Union St. (East Bd.)
Franklin St.	Pickett Dr. (South Bd.)
Front St.	Second St. (North Bd.)
Glenbrook Ln.	Creek Ln. (South Bd.)
Glenbrook Ln.	First St. (Both) (#06-10)
Hamilton St.	Broadway St. (North Bd.)
Hamilton St.	First St. (North Bd.)
Heritage St.	Lincoln St. (Both) (#07-14)
Heritage St.	Robert Dr. (East Bd.) (#07-14)
North St.	Broadway St. (Both)
Park St.	Fifth St. (Both)
Park St.	Fourth St. (South Bd.)
Park St.	Heiser Dr. (South Bd.)
Robert Dr.	Ashlyn (North Bd.) (#07-14)

SCHEDULE "A" (CONTINUED)

STOP INTERSECTIONS

THROUGH STREET	STOP STREET (DIRECTION)
Sangamon St.	First St. (Both) (#05-21)
Sangamon St.	Fourth St. (Both)
Sangamon St.	Leischner St. (Both) (#99-11)
Sangamon St.	Northwest St. (Both) (#04-08)
School St.	Second St. (Both) (#04-08)
School St.	Third St. (Both) (#04-08)
Second St.	Franklin St. (Both)
Second St.	Park St. (Both) (#04-08)
Second St.	Randolph St. (Both)
Second St.	Sangamon St. (Both)
Third St.	Elmwood Dr. (Both)
Third St.	Fairfield Ave. (West Bd.)
Third St.	Franklin St. (West Bd.)
Third St.	North St. (West Bd.)
Third St.	Park St. (Both) (#04-08)
Third St.	Randolph St. (Both)
Third St.	Sangamon St. (Both)
Third St.	Union St. (West Bd.)
Union St.	Broadway St. (Both)
Northwest Ave.	Home St. (West Bd.)
Northwest Ave.	Lincoln St. (Both)
Northwest Ave.	Park St. (West Bd.)

II. TWO AND THREE-WAY STOPS.

STOP STREET – DIRECTION	STOP STREET DIRECTION
Third St. (South Bd.)	At Front St. (Both)
Green St. (West Bd.)	At Fifth St. (Both) (#03-11)

III. FOUR-WAY STOPS.

STOP STREET – DIRECTION	STOP STREET DIRECTION
Heritage St.	At Sangamon St. (#04-08)
Leischner St.	At Sangamon St. (#04-08)

SCHEDULE "B"

ONE-WAY STREETS

In accordance with the provisions of **Section 6-3-2** the following are hereby designated as one-way streets, to-wit:

<u>STREET - DIRECTION</u>	<u>LOCATION</u>
Alley (South of Fifth St. – North Bd.)	From Park St. to Route 136
Fifth St. (South of Fifth St. - North Bd.)	Until It intersects with Green St. (#04-02)
School St. (East Bd.)	From Third St. to Second St.

SCHEDULE "C"

YIELD INTERSECTIONS

In accordance with the provisions of **Section 6-3-4**, the following streets are hereby designated as yield right-of-way intersections, to-wit:

STREET	STREET - DIRECTION
Owl Creek Ln.	Crestview Crt. (North Bd.)
Glenbrook Ln.	Owl Creek Ln. (South Bd.)
Sangamon St.	Jackson St. (Both)
West Ave.	Sangamon St. (East Bd.)

SCHEDULE "D"

SPEED ZONES

In accordance with the provisions of **Section 6-4-2(F)**, the following streets are hereby designated as speed zones, to-wit:

SPEED - LIMIT		LOCATION
Second St. – 20 MPH	From	Franklin St. to Randolph St. (on school days)
Third St. – 20 MPH	From	Franklin St. to Randolph St. (on school days)
Betty Ct. – 20 MPH		Extending west from its intersection with Northwest St. (#04-12)
Green St. – 20 MPH		
S. Heritage Dr. – 20 MPH		Extending west from its intersection with Northwest St. (#04-12)
Park St. – 20 MPH	From	Northwest Ave. to S. Third St.
Sangamon St. – 20 MPH		Extending west from its intersection with Northwest St. (#05-12)
School St. – 20 MPH	From	S. First St. to Pickett St.
Heritage Dr. – 20 MPH (#05-12)		
Landon Lane – 20 MPH (#05-12)		
Curry Lane – 20 MPH (#05-12)		
Grace Ct. – 20 MPH (#05-12)		
Betty Ct. – 20 MPH (#05-12)		
Northwest St. - 20 MPH		West of Northwest St. to the Village Line and South to Route 136 (#07-15)

SCHEDULE "E"

NO PARKING ZONES

In accordance with the provisions of **Section 6-6-4(C)**, the following streets are hereby designated as no parking zones, to-wit:

STREET - SIDE		LOCATION
First St. (East)	From	Route 136 north 50 feet. (#98-10)
First St. (Both)	From	Hamilton St. to Union St.
S. First St. (Both)	From	Route 136 to signs.
Second St. (West)	From	Randolph St. to Park St. between the hours of 10:00 P.M. and 7:00 A.M. (#08-04)
Third St. (West)	From	Hamilton St. to 309 N Third St.
Third St. (East)	From	Hamilton St. to 308 N Third St.
Third St. (West)	From	301 S Third St. to Park St.
Third St. (East)	From	Park St. to School St.
Third St. (East)	From	Randolph St. north 49 feet. (#01-18)
Third St. (Both)		Where signs prohibited.
Third St. (East)	From	Owl Creek to Park St. between the hours of 10:00 P.M. and 7:00 A.M. (#08-04)
Fifth St. (West)	From	South side 609 to Route 136.
Fifth St. (Both)	From	Green St. South (#04-02)
Ashlyn Dr.	From	1:00 A.M. to 5:00 A.M. (#09-27)
Fairfield Ave. (North)	From	Third St. to signs.
Green St. (South)	From	7:00 A.M. until 3:30 P.M. Monday through Friday (#04-02)
Heritage St. (Both)	From	Crosswalks south of Betty Ct. to U.S. Route 136 (#08-04)
Northwest Ave. (Both)	From	Park St. to Lincoln St.
Owl Creek Bridge (Both)	On	Sangamon on the north side of road to Leichner Dr.
Park St. (Both)	From	Second St. to Third St. (#08-04)
Park St. (South)	From	Northwest St. to Third St.
Pickett St. (Both)		Entire length to Route 136.
Robert Dr.	From	1:00 A.M. to 5:00 A.M. (#09-27)
School St. (South)	From	Second St. to Third St. (#04-14)
Union St. (Both)	From	Third St. to signs.
Zehr Ln.	From	1:00 A.M. to 5:00 A.M. (#09-27)

SCHEDULE "F"

LIMITED PARKING ZONES

In accordance with the provisions of **Section 6-6-4(C)**, the following streets are hereby designated as limited parking streets:

STREET - SIDE		LOCATION
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I. 15 MINUTE LIMIT.

102 N. Third St.	From	Front St. to Fairfield St.
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II. 10:00 P.M. TO 7:00 A.M.

School St. (Both)	From	Second St. to Third St.
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III. 1:00 A.M. TO 5:00 A.M.

All of River Valley Subdivision.

IV. 1:00 A.M. TO 5:00 A.M.

S. Third St.	From	Front St. to E. Randolph
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V. 1:00 A.M. TO 5:00 A.M.

Sangamon St.		All Heritage Streets
Ashlyn Dr.		Extending West of Northwest St. (#05-12)
Avery Ln.		No Parking
Betty Ct. (#05-12)	From	Crosswalk South on Heritage
Grace Ct. (#05-12)		
Heritage Dr. (#05-12)		
Landon Lane (#05-12)		
Lincoln St. - Heritage Only		
Robert Dr.		
Zehr Ln.		

(Ord. No. 09-13; 07-09-09)

SCHEDULE "H"

HANDICAPPED PARKING

In accordance with the provisions of **Section 6-6-5(E)**, the following streets and areas are hereby designated as handicapped parking spaces, to-wit:

<u>STREET/LOT</u>	<u>LOCATION</u>
E. Front St. – one space	Post Office
W. Front St. – one space	Ingolds Gros. – North Side
W. Front St. – one space	Village Hall
S. Third St. – two spaces	Church of Christ
S. Third St. – two spaces	United Methodist Church
School St. – two spaces	Grade School – South Side

EXHIBIT "A"

NOTICE TO REMOVE INOPERABLE MOTOR VEHICLE

NAME: _____

DATE: _____

ADDRESS _____

An Inoperable Motor Vehicle described as:

Make: _____

Year: _____

Color: _____

With registration plates number _____ is registered in the name(s) of _____ with the State of _____. This vehicle is located at _____, Fisher, Illinois outside of an enclosed building and is deemed to be an Inoperable Motor Vehicle under an ordinance of the Village of Fisher. You are hereby notified that such Inoperable Motor Vehicle must be removed, disposed of, or placed in an enclosed building within **fourteen (14) days** after the date of this notice as indicated above. You may file an appeal of this notice by submitting a written appeal to the Chief of Police of the Village of Fisher delivered to the Village Clerk within **seven (7) days** of the date of this Notice. Appeal forms and copies of the Ordinance are available at the Village Clerk's office. The Chief of Police will then issue a written decision concerning your appeal. In the event that you appeal to the Board, a hearing date will be set and you will be advised of the time, date and place of such hearing by notice mailed at least **seven (7) days** in advance of the date of such hearing. If you fail to timely file any appeal, and you do not remove, dispose of, or place the Inoperable Motor Vehicle in an enclosed building within the specified period, you may be charged with a violation of the Ordinance and subject to a fine of **Two Hundred Fifty Dollars (\$250.00)** for such violation. In addition, the costs of towing and storage will be assessed against you. You have **seven (7) days** from the issuance of the Chief of Police's decision to file an additional appeal to the Board of Trustees.

Police Officer for the Village of Fisher

EXHIBIT "B"

APPEAL OF NOTICE OF INOPERABLE MOTOR VEHICLE

1. Name: _____
2. Mailing Address: _____

3. Telephone Number: _____
4. Relationship to the Inoperable Motor Vehicle and real estate where it is situated:

5. Facts supporting your appeal: _____

6. Any relevant information which supports your appeal: _____

The undersigned hereby affirms that the above is true to the best of his/her knowledge, recollection and belief.

Date: _____

Signature

RESPONSE TO APPEAL

TO: _____, Appellant

RE: Vehicle: _____

 Property: _____

 Date of Appeal: _____

With regard to your appeal. I have reviewed the original notice, the appeal you provided and considered all other matters. I find as follows:

_____ Your appeal is granted and the notice is hereby terminated.

_____ Your appeal is denied. You have **seven (7) days** from the date of the mailing of this notice (which is the same date as this notice) to file an appeal of my decision to the Village Board of Trustees. Failure to timely file that appeal with the Village Clerk will constitute a waiver of your right to make further appeal. You should read and be familiar with the ordinance to understand you rights and obligations and should not rely upon the brief summaries contained in the notice, the appeal forms and/or this determination letter in determining how to proceed. The determination was made based on the following:

Date of this decision: _____, 20____.

Chief of Police

NOTICE OF HEARING

TO: _____

RE: Vehicle: _____

 Property: _____

 Date of Notice: _____

 Appeal Date: _____

 Chief Decision Date: _____

Dear Appellant,

This notice is to provide you with at least **seven (7) days** notice of a hearing set before the Board of Trustees for the Village of Fisher on consideration of your appeal of the Notice of Inoperable Motor Vehicle. The hearing has been set as follows:

 Date: _____

 Time: _____

 Place: _____

You must appear and present testimony and evidence to support your appeal. Failure to provide sufficient testimony and/or evidence or failure to timely appear at the hearing may result in a finding against your appeal. You have the responsibility to review the Village ordinances and comply with their requirements. You should not rely on this brief summary as an explanation of your rights and obligations.

Dated this _____ day of _____, 20____.

Village of Fisher

By: _____