

Chapter 290

VEHICLES AND TRAFFIC

[HISTORY: Derived from Title 7 of the 1993 Code of the Village of Port Byron. Amendments noted where applicable.]

GENERAL REFERENCES

Skateboards, roller skates and bicycles — See Ch. 245.

Abandoned or wrecked vehicles — See Ch. 285.

Golf carts — See Ch. 295.

ARTICLE I

Traffic Code Adopted

§ 290-1. Illinois Vehicle Code.¹

In order to control and regulate traffic within the Village there is hereby adopted the Illinois Vehicle Code, being particularly 625 ILCS, of which not less than three copies have been and now are filed in the office of the Clerk, and the same is hereby adopted and incorporated as fully as if set out at length herein.

ARTICLE II

Parking Regulations²

§ 290-2. Snow parking restrictions. [Added 11-12-1979]

- A. Upon the declaration of an emergency situation by the Village President or his designated representative or a snowfall of two inches or more, there shall be no parking on all streets in the Village of Port Byron during said declared emergency and snowfall. [Amended 3-14-1994 by Ord. No. 94-14-3-1]
- B. Enforcement. The provisions of Subsection A shall supersede all other parking regulations in force and effect on any such street during such emergency situation and shall not require posting of the emergency situation on any street. [Amended 3-14-1994 by Ord. No. 94-14-3-1]
- C. Violation vehicle — nuisance. Any vehicle located or parked within the limits of any street in the Village or parked in violation of any of the provisions of this article is a nuisance and may be towed or removed by or under the direction of the Chief of Police. [Amended 3-14-1994 by Ord. No. 94-14-3-1]

¹. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).

². Editor's Note: Original Section 1 of Article 1 of Title 7 of the Code, which was the first section in this article, titled "Parking restrictions," was repealed at time of adoption of Code (see Ch. 1, General Provisions, Art. VI). The Illinois Vehicle Code, adopted by reference in § 290-1, includes parking restrictions applicable in the Village.

- D. Violating vehicle — notice of removal. In the event the Chief of Police or his designated subordinate directs the towing or removal of any vehicle in accordance with this article, he shall make a record thereof and shall, within 36 hours thereafter, give written notice to the owner at his or her last known address. If the owner is unknown, on the first business day following the day of such towing or removal, he shall publish such notice at least once in a newspaper having general circulation in the Village. Such notice shall include a statement of the time of towing or removal, the place of storage, a description of the vehicle, and the registration number, if any.³
- E. Violating vehicle — owner responsibility for cost of removal. The cost of towing or removal of any vehicle in accordance with this section and the storage charges, if any, shall be paid by the owner of such vehicle, but any charges shall not be considered a fine, penalty or forfeiture.
- F. Any person violating any of the provisions of this chapter shall be fined in a sum of not less than \$10 or more than \$50 which may be in addition to any towing or storage charges as provided in this chapter.

§ 290-3. Recreational vehicles; trailers. [Added 10-9-1995 by Ord. No. 95-9-10]

- A. Parking prohibited in certain places. It shall be unlawful to park or permit any recreational vehicle, any vehicle licensed as a recreational vehicle, any motor home, camper, boat, boat and trailer, or any trailer, all herein referred to as "vehicle," to stand at any time except when necessary in an emergency or in compliance with the direction of the Police Chief or other authorized officer, in any of the following places:
 - (1) On any Village street;
 - (2) On any Village right-of-way;
 - (3) On property owned by the Village;
 - (4) On property leased by the Village;
 - (5) On property maintained by the Village;
 - (6) On private property not owned by the vehicle owner without the consent of the property owner;
 - (7) On private property when the parked vehicle blocks the view of a motorist at any intersection, driveway or sidewalk;
 - (8) On any sidewalk;
 - (9) At any place where official signs prohibit parking; or
 - (10) On private property where the vehicle provides a potential of fire hazard to adjoining properties, buildings or structures.

³. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).

- B. Vehicle violation — nuisance. Any vehicle located or parked in violation of Subsection A of this section is hereby declared a nuisance and may be towed or removed by or under the direction of the Chief of Police.
- C. Violating vehicle — notice of removal. In the event the Chief of Police or his designated subordinate directs the towing or removal of any vehicle in accordance with this chapter, he or she shall make a record thereof and shall, within 36 hours thereafter, give written notice to the owner at his or her last known address or the address registered by the owner and lienholder with the Secretary of State of the state the vehicle is registered in.
- D. Violating vehicle — owner responsibility for cost of removal. The cost of towing or removal of any vehicle in accordance with this section and the storage charges, if any, shall be paid by the owner of such vehicle, but any charges shall not be considered a fine, penalty or forfeiture.
- E. The following are not violations of this chapter:
 - (1) When the vehicle is legally parked in a designated trailer parking area in the Village or in a Village trailer park in the Village.
 - (2) When the vehicle with an empty boat trailer is legally parked on a Village street while the owner is boating in the river.
 - (3) When legally parked in a business or residential area, for 24 hours or less, when the driver is delivering, picking up, performing a service, conducting business, or visiting a resident of the Village.
- F. Penalties. Any person violating the provisions of this chapter shall be fined in a sum not less than \$25 or more than \$500 which may be in addition to any towing or storage charges as provided in this chapter.

ARTICLE III
Moving Vehicle Regulations

§ 290-4. Speed restrictions. [Amended 1-3-1955 by Ord. No. 54-10; 1-4-1960 by Ord. No. 60-2; 11-1-1999 by Ord. No. 99-1-11C]

No person shall drive a vehicle upon any public highway in the Village at a speed greater than is reasonable and without having proper regard to the traffic and the use of the way, or so as to endanger the life or limb or injure the property of any person. Speed restrictions on the various streets of the Village shall be complied with as follows:

- A. Not in excess of 20 miles per hour on Main Street.
- B. Not in excess of 10 miles per hour on Cherry Street Court.
- C. The speed limit signs as posted by the state on High Street shall be the speed limits for said High Street.
- D. All other streets, not in excess of 20 miles per hour or as posted by order of the Board of Trustees.

- E. The speed limit signs as posted by the County Highway Department on Agnes Street shall be the speed limits for said Agnes Street.

§ 290-5. Load and weight restrictions. [Added 5-8-1985 by Ord. No. 89-8-5]

- A. Maximum weight limit. No vehicle, truck, semitrailer or combination truck-tractor or semitrailer, having a maximum gross weight of over 10 tons, shall be permitted on the streets, avenues or alleys of the Village where same is prohibited. Such prohibition shall be designated by a "maximum weight limit" sign.
- B. Penalty. It shall be a petty offense for any person, firm or corporation owning or operating any vehicle to cause or permit the operation of such vehicle in violation of the provisions of this section. Any such person so convicted of a violation of any provisions of this section shall be punished by a fine of not less than \$25 nor more than \$500.
- C. Exceptions. This section shall not apply to the following:
 - (1) Fire trucks or emergency vehicles.
 - (2) Vehicles making delivery of goods within Village limits.
 - (3) Garbage and refuse vehicles under contract to the Village.
 - (4) Vehicles loading goods or services for delivery from businesses within the Village limits.

§ 290-6. Snowmobile restrictions.

- A. Snowmobiles prohibited.
 - (1) Snowmobiles are prohibited on any roadway or sidewalk in this Village.
 - (2) Snowmobiles are prohibited in or on any public or private parking lot in this Village or in or upon any public or private property in this Village unless the snowmobile operator shall have first secured from the property owners or authorized agent of the property owners a written consent to do so.
- B. Penalty. Any person or persons violating this section shall be fined not less that \$50 or more than \$500 for each offense.

§ 290-7. Stop, through, one-way streets.

- A. Main Street. Main Street is hereby declared to be a "through" street, and all persons driving vehicles shall come to a complete stop before proceeding onto Main Street in the Village. [Amended 4-11-1955 by Ord. No. 54-11]
- B. Hickory Street, from North High to Main Street, is designated a "one-way" street west. [Amended 5-8-2006]