

VILLAGE OF ANTIOCH

ORDINANCE NO. 22-12-60

***AN ORDINANCE ADDING SECTION 7-1-5 TO THE ANTIOCH VILLAGE CODE
REGARDING GOLF CARTS ON VILLAGE STREETS***

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES

OF THE

VILLAGE OF ANTIOCH, ILLINOIS

ON

DECEMBER 14, 2022

**Published in pamphlet form by authority of the Board of Trustees
of the Village of Antioch, Lake County, Illinois,
this 15th day of December, 2022**

SCOTT J. GARTNER	President	BRENT C. BLUTHARDT	Trustee
		PETRINA BURMAN	Trustee
LORI K. ROMINE	Clerk	MARY C. DOMINIAK	Trustee
		ED MACEK	Trustee
OTTOSEN DINOLFO HASENBALG		MARY PEDERSEN	Trustee
& CASTALDO, LTD.	Attorney	SCOTT PIERCE	Trustee

ORDINANCE 22-12-60

**AN ORDINANCE ADDING SECTION 7-1-5 TO THE ANTIOCH
VILLAGE CODE REGARDING GOLF CARTS ON
VILLAGE STREETS**

WHEREAS, the Village of Antioch, Illinois (the "Village") is a non-home rule municipality organized and operating under the Illinois Municipal Code (65 ILCS 5/1-1-1, *et seq.*); and

WHEREAS, the Mayor, who is also the President of the Village (the "President"), and the Board of Trustees of the Village (together with the President, the "Corporate Authorities") are committed to protecting the health, safety and wellbeing of residents of the Village; and

WHEREAS, pursuant to Section 11-80-2 of the Illinois Municipal Code (65 ILCS 5/11-80-2) the corporate authorities of each municipality may regulate the use of the streets and other municipal property; and

WHEREAS, Section 11-1426.1 of the Illinois Vehicle Code (625 ILCS 5/11-1426.1) provides regulations for operating golf carts on streets, roads and highways within the State of Illinois; and

WHEREAS, to ensure that Village streets and roads are safe for all residents and visitors of the Village, the Corporate Authorities have determined it is necessary to amend the Antioch Village Code (the "Village Code") to set forth regulations concerning the use of golf carts on Village roadways; and

WHEREAS, the Corporate Authorities have considered the volume, speed and character of traffic on Village roadways and have determined that golf carts may safely travel on roadways within the Village as set forth herein; and

WHEREAS, the Corporate Authorities have considered the use of golf carts on certain roadways within the Village and have determined that the public safety will not be jeopardized thereby; and

WHEREAS, to ensure that individuals operate golf carts in a safe and responsible manner, the Corporate Authorities have determined that it is advisable, necessary and in the best interests of the Village and its residents to add Section 7-1-5 to the Village Code as set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Antioch, County of Lake, State of Illinois, as follows:

**ARTICLE I.
IN GENERAL**

Section 1. Incorporation Clause.

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true, and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

Section 2. Purpose.

The purpose of this Ordinance is to amend the Village Code to set forth regulations for operating golf carts on Village Streets and to authorize the President or his designee to take all necessary acts to effectuate the intent of this Ordinance, including authorizing the public works department to post appropriate signs.

ARTICLE II. AMENDMENT

Section 3. Amendment.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution, or Village Code section to the contrary, by adding Section 7-1-5 to Chapter 1, Title 7 of the Village Code as set forth below (additions underlined; deletions ~~stricken~~):

7-1-5: OPERATION OF GOLF CARTS ON VILLAGE STREETS

A. Definitions: For the purposes of the Section, "golf cart" shall have the meaning ascribed by Section 1-123.9 of the Illinois Vehicle Code (625 ILCS 5/1-123.9).

B. Permitted Streets: Subject to the provisions of this Section, the operation of golf carts shall be permitted on the streets or designated routes authorized by the Village of Antioch within the Village's corporate boundaries.

C. Operation Regulations: Where authorized, the operation of a non-highway vehicle is subject to the following:

1. Permitted golf carts are allowed to operate from April 1st through December 1st of each year with a valid registration from the Village of Antioch.

2. A golf cart shall be subject to inspection by the Antioch Police Department prior to being operated on any of the permitted streets. A fee of \$100.00 shall be assessed for the initial application/inspection of each golf cart followed by an annual re-inspection fee of \$100.00 for the same vehicle each year thereafter.

a. Inspections will be held once monthly during permitted months of operation on dates designated by the Antioch Police Department. The Chief of Police may alter or adjust inspection schedules dependent on staffing needs.

3. A golf cart vehicle may only be operated on streets where the posted speed limit is 35 miles per hour or less.

4. A golf cart may cross a road or street at an intersection where the street has a posted speed limit of more than 35 miles per hour.

5. A person may not operate a golf cart upon any street in the Village of Antioch unless he or she has a valid driver's license issued in his or her name by the Secretary of State or by a foreign jurisdiction.

6. A golf cart may not operate anywhere other than a designated roadway, and is not permitted to drive in public parks, on sidewalks or any private property.

7. Golf carts may only park in areas within the Village of Antioch where vehicles are legally allowed to park, and may not park upon any shoulder, grassy area, or right-of-way.

8. Golf Cart capacity may not exceed the capacity calculated by the manufacturer of the golf cart.

9. The operator of a golf cart shall yield the right of way to all pedestrians and emergency vehicles.

10. The operation of golf carts shall be in compliance with the provisions of the Illinois Vehicle Code (625 ILCS 5/1-100, *et seq.*), as amended.

D. Vehicle Equipment: No golf cart may be operated on a roadway unless, at a minimum, it has the following: brakes, a steering apparatus, tires, a rearview mirror, red reflectorized warning devices in the front and rear, a slow moving emblem (as required of other vehicles in Section 12-709 of the Illinois Vehicle Code (625 ILCS 5/12-709)) on the rear of the golf cart, a headlight that emits a white light visible from a distance of 500 feet to the front, a tail lamp that emits a red light visible from at least 100 feet from the rear, brake lights and turn signals.

1. When operated on a roadway, a golf cart shall have its headlight and tail lamps lighted as required by Section 12-201 of the Illinois Vehicle Code (625 ILCS 5/12-201).

2. Every golf cart must affix an orange, slow moving vehicle emblem mounted with the triangle point up on the rear of the vehicle on or near the center line as stated above. Said emblem must display a valid Village of Antioch issued registration number, in block lettering no less than 2 inches tall in black or white reflective letters.

3. Every golf cart must display an annual Village of Antioch registration sticker.

E. Driving Under the Influence: A person who drives or is in actual physical control of a golf cart while under the influence shall be subject to Sections 11-500 through 11-502 of the Illinois Vehicle Code (625 ILCS 5/11-500 - 5/11-502).

F. Insurance: Any person who operates a golf cart in the Village of Antioch shall be subject to the mandatory insurance requirements set forth in Article VI of Chapter 7 of the Illinois Vehicle Code (625 ILCS 5/7-601, *et seq.*)

G. Penalty: Any person or entity violating any provision of this Section 7-1-5 shall be fined not less than \$200.00 on the first offense and \$250.00 on each subsequent offense, plus the Village of Antioch's

cost of prosecution, including reasonable attorneys' fees. A fourth violation will result in the revocation or suspension of the Village of Antioch registration.

H. Suspension and/or Revocation: The Village of Antioch shall have the authority to suspend or revoke the registration of a golf cart, or prohibit any nonresident from operating a golf cart in the Village of Antioch in any of the following events:

1. When such registration, registration sticker, or permit was fraudulently or erroneously issued;

2. When a registered golf cart has been dismantled or wrecked or is not properly equipped;

3. When any required fees have not been paid to the Village of Antioch, and the same are not paid upon reasonable notice and demand;

4. When a registration card, registration sticker, number or permit is displayed upon a golf cart other than the one for which it is issued;

5. When the Village of Antioch receives a report, from the Police Department, that the owner of a golf cart has committed any offense arising from the operation of the golf cart on a 4th or subsequent violation within a calendar year.

I. Hearings: Any person receiving a violation under this Section, except for moving violations under the Illinois Vehicle Code, shall have an opportunity for a hearing in accordance with the provisions of provisions of Article D of Title 1, Chapter 6 of this code. Any suspension or revocation of a privilege granted pursuant to this Section will be at the discretion of the hearing officer and/or upon the 4th or subsequent violation of this Section within a calendar year.

Section 4. Acts of Village Officials.

That all past, present, and future acts and doings of the officials of the Village that are in conformity with the purpose and intent of this Ordinance are hereby, in all respects, ratified, approved, authorized, and confirmed.

ARTICLE III. HEADINGS, SAVINGS CLAUSES, PUBLICATION, EFFECTIVE DATE

Section 5. Headings.

The headings of the articles, sections, paragraphs, and subparagraphs of this Ordinance are inserted solely for convenience of reference and form no substantive part of this Ordinance; nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

Section 6. Severability.

The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, subparagraph, section or part of this Ordinance be determined to be in conflict with any law, statute, or regulation by a court of competent jurisdiction, said provision, clause, sentence, paragraph, subparagraph, section, or part shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid, and in full force and effect. It is hereby declared to be the intent of the Corporate Authorities that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, subparagraph, section, or part thereof been included.

Section 7. Superseder.

All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

Section 8. Publication.

A full, true and complete copy of this Ordinance shall be published in book or pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

Section 9. Effective Date.

This Ordinance shall be in full force and effect ten (10) days after passage, approval, and publication in pamphlet form or as otherwise provided by applicable law.

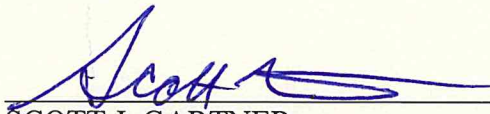
PASSED this 14th day of December, 2022.

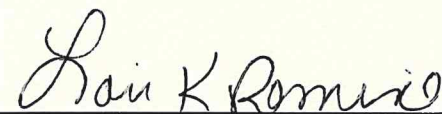
AYES: 4: Pierce, Macek, Pedersen and Bluthardt.

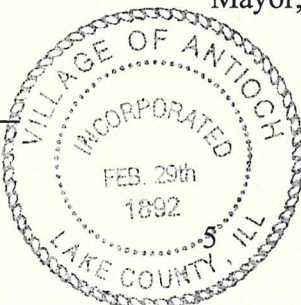
NAYES: 1: Dominiak.

ABSENT: 1: Burman.

ABSTENTION: 0.


SCOTT J. GARTNER
Mayor, Village of Antioch, Illinois


LORI K. ROMINE
Clerk, Village of Antioch, Illinois



STATE OF ILLINOIS)
)
COUNTY OF LAKE) SS

CLERK'S CERTIFICATE

I, Lori K. Romine, certify that I am the duly appointed and acting Municipal Clerk of the Village of Antioch, Lake County, Illinois, and I do hereby certify that I am currently the keeper of its books and records and that the attached hereto is a true and correct copy of an Ordinance titled:

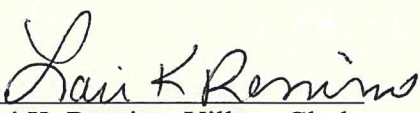
**AN ORDINANCE ADDING SECTION 7-1-5 TO THE ANTIOCH
VILLAGE CODE REGARDING GOLF CARTS ON
VILLAGE STREETS**

I certify that on December 14, 2022, the Board of Trustees of Antioch (or the Corporate Authorities, if required by law) passed and approved Ordinance No. 22-12-60.

I do further certify, in my official capacity, that a quorum of said Board of Trustees was present at the meeting and that the meeting was held in compliance with all requirements of the Open Meetings Act (5 ILCS 120/1, *et seq.*).

The pamphlet form of Ordinance No. 22-12-60 including the Ordinance and cover sheet thereof, was prepared and a copy of such Ordinance was posted in the municipal building, commencing on December 15, 2022 and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Municipal Clerk and online.

DATED at Antioch, Illinois, this 15th day of December, 2022.


Lori K. Romine, Village Clerk
Village of Antioch

