

CHAPTER 3: TRAFFIC ORDINANCES

3.01 Definitions of Words and Phrases: The following words and phrases when used in this chapter shall, for the purpose of this chapter, have the meanings respectively ascribed to them in this section except when the context otherwise requires and except where another definition set forth in another section of this chapter and applicable to this chapter or a designated part thereof is applicable.

3.01.01 Alley: A public way within a block, generally giving access to the rear of lots or buildings and not used for general traffic circulation.

3.01.02 Arterial Street: Any U.S. or State numbered route, controlled access highway, or other major radial or circumferential street or highway designated by local authorities within their respective jurisdictions as part of a major arterial system or streets or highway.

3.01.03 Authorized Emergency Vehicle: Emergency vehicles of municipal departments or public service corporations as are designated or authorized by proper local authorities; police vehicles; vehicles of the fire department and ambulances.

3.01.04 Bicycle: Every device propelled by human power upon which any person may ride, having two tandem wheels either of which is more than 16 inches in diameter.

3.01.05 Business District: The territory contiguous to and including a highway when within any 600 feet along such highway there are buildings in use for business or industrial purposes, including but not limited to hotels, banks, or office buildings, railroad stations and public buildings which occupy at least 300 feet of frontage on one side or 300 feet collectively on both sides of the highway.

3.01.06 Camper: A recreational motor vehicle of the Second Division converted or equipped and primarily used for living quarters or for human habitation, rather than for the transportation of freight, goods, wares and merchandise and not used as a commercial vehicle.

3.01.07 Controlled Access Highway: Every highway street or roadway in respect to which owners or occupants of abutting lands and other persons have no legal rights of access to or from the lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by the public authority having jurisdiction over such highway, street or roadway.

3.01.08 Crosswalk: (a) That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edges of the traversible roadway; (b) Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface placed in accordance with the provisions in the manual adopted by the Department as authorized in 11-301 of Chapter 95.5 or elsewhere in the Illinois Revised Statutes.

3.01.09 Driver: Every person who drives or is in actual physical control of a vehicle.

3.01.10 Emergency Vehicle: Police vehicles, vehicles of a fire department, ambulances, vehicles carrying a State, County or Municipal Officer or employee in

response to an emergency call, and emergency vehicles of public service corporations on an emergency call.

3.01.11 Farm Tractor: Every motor vehicle designed and used primarily as a farm implement for drawing wagons, plows, mowing machines and other implements of husbandry, and every implement of husbandry which is self-propelled.

3.01.12 Flammable Liquid: Any liquid which has a flash point of 70 degrees Fahrenheit or less, as determined by a tagliabile or equivalent closed-up test device.

3.01.13 Highway: The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

3.01.14 House Trailer: (a) A recreational trailer or semitrailer equipped and used for living quarters or for human habitation (temporarily or permanently) rather than for the transportation of freight, goods, wares, or merchandise; or (b) A house trailer or semitrailer which is used commercially (temporarily or permanently) that is, for the advertising, sales, display or promotion of merchandise or services, or for any other commercial purpose except the transportation of property for hire or the transportation of property for distribution by a private carrier.

3.01.15 Implement of Husbandry: Every vehicle designed and adapted exclusively for agricultural, horticultural, or livestock raising operations, including farm wagons, wagon trailers or like vehicles used in connection therewith, or for lifting or carrying an implement of husbandry provided that no farm wagon, wagon trailer or like vehicle having a capacity of more than 400 bushels or a gross weight of more than 30,000 pounds, shall be included hereunder.

3.01.16 Improved Highway: Any roadway of concrete, brick, asphalt, macadam and crushed stone or gravel.

3.01.17 Intersection: The area embraced within the prolongation or connection of the lateral curb lines, of, if none, then the lateral boundary lines of the roadways of two highways which join one another at, or approximately at, right angles or the area within which vehicles traveling upon different roadways joining at any other angle may come in conflict; or (b) Where a highway includes two roadways 40 feet or more apart, then every crossing of each roadway of such divided highway by an intersection highway shall be regarded as a separate intersection; or (c) The junction of an alley with a street or highway does not constitute an intersection.

3.01.18 Lane-control Signal: An official traffic control device consisting of an electrically controlled and illuminated signal of a square or rectangular design and employing distinctive colors or symbols used to control the direction of vehicular flow on the particular land to which the indication applies.

3.01.19 Laned Roadway: A roadway which is divided into two or more clearly marked lanes for vehicular traffic.

3.01.20 Loading Zone: The space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

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

3.01.22 Metal Tire: Every tire the surface of which in contact with the highway is wholly or partly of metal or other hard, non-resilient material.

3.01.23 Motor Vehicle: Every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires but does not operate upon rails.

3.01.24 Motorcycle: Every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground by excluding a tractor.

3.01.25 Motor Driven Cycle: Every motorcycle and every motor scooter with less than 150 cubic centimeter piston displacement including motorized pedacycles.

3.01.26 Motorized Pedacycle: A bicycle-type vehicle, which has tires with an overall inflated diameter of 19 inches or more, with fully operative pedals for propulsion by human power, equipped with a power drive system that functions directly or automatically only and not requiring clutching or shifting by the operator after the drive system is engaged, and a helper motor, with a cylinder capacity not exceeding 50 cubic centimeter displacement, which produces no more than 2.0 brake horsepower, and is capable of propelling the vehicle at a maximum speed of no more than 30 MPH on level ground.

3.01.27 Official Traffic Control Devices: All signs, signals, markings, and devices which conform with the State Manual and not inconsistent with this Act placed or erected by authority of the Village of Pesotum or an official of the Village of Pesotum having jurisdiction for the purpose of regulating, warning or guiding traffic.

3.01.28 Park or Parking: Means the standing of a vehicle, whether occupied or not, otherwise than when temporarily and actually engaged in loading or unloading merchandise or passengers.

3.01.29 Passenger Car: A motor vehicle which is designed for carrying not more than ten (10) persons, including multi-purpose passenger vehicles, that are designed for carrying not more than ten (10) persons.

3.01.30 Pedestrian: Any person afoot.

3.01.30a Pneumatic Tire: Every tire in which compressed air is designed to support the load.

3.01.31 Private Road or Driveway: Every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.

3.01.31a Private Living Coach: A recreational motor vehicle equipped and primarily used for living quarters, human habitation or for mobile living, rather than for the

transportation of persons, with direct access to the living quarters from the driver's seat and not used as a commercial vehicle.

3.01.32 Railroad: A carrier of persons or property upon cars, other than streetcars, operated upon stationary rails.

3.01.33 Railroad-Highway Grade Crossing: The intersection of stationary rails owned or used in the operation of a railroad corporation across a highway.

3.01.34 Railroad Signs or Signal: Any sign, signal, or device other than an official traffic control device erected in accordance with the laws governing same and intended to give notice of the presence of railroad tracks or the approach of a railroad train.

3.01.35 Railroad Train: A steam engine, electric or other motor, with or without cars coupled thereto, operated upon rails, except streetcars.

3.01.35a Recreational Vehicle: Every vehicle originally designed or permanently converted and primarily used for living quarters or for human habitation and not used as a commercial vehicle, including any house car, house trailer, camper or private living coach.

3.01.36 Residence District: The territory contiguous to and including a highway not comprising a business district when the property on such highway for a distance of 300 feet or more is in the main improved with residences or residences and buildings in use for business.

3.01.37 Right-Of-Way: The right of one vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.

3.01.38 Road Tractor: Every motor vehicle designed and used for drawing other vehicles and not so constructed as to carry and load thereon either independently or any part the weight of a vehicle or load as drawn.

3.01.39 Roadway: That portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two or more separate roadways the term "roadway" as used herein shall refer to any such roadway separately but not to all such roadways collectively.

3.01.40 Safety Zone: The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.

3.01.41 School Bus: Every motor vehicle owned or operated by a religious institution, or a public or private nursery, or a primary or secondary school for the transportation of persons regularly enrolled in any such entity as students in grade 12 or below in connection with any activity of the entity.

3.01.42 Semitrailer: Every vehicle without motive power, other than a pull trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.

- 3.01.43 Sidewalk: That portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use of pedestrians.
- 3.01.44 Solid Tire: Every tire of rubber or other resilient material which does not depend upon compressed air for the support of the head.
- 3.01.45 Stand or Standing: The halting of a vehicle, whether occupied or not, otherwise than when temporarily and actually engaged in receiving or discharging passengers.
- 3.01.46 Stop: When required means complete cessation from movement.
- 3.01.47 Stop or Stopping: Means any halting even momentarily of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control sign or signal.
- 3.01.48 Street: The entire width between boundary lines of everyway publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.
- 3.01.49 Suburban District: That portion of any city, village or incorporated town other than the business and residence districts.
- 3.01.50 Through Highway: Every highway or portion thereof on which vehicular traffic is given preferential right of way, and at the entrances to which vehicular traffic from intersecting highways is required by law to yield right of way to vehicles on such through highway in obedience to either a stop sign or a yield sign, when such signs are erected as provided in this Act.
- 3.01.51 Traffic: Pedestrians, ridden or herded animals, vehicles, streetcars and other conveyances either singly or together while using any highway for purposes of travel.
- 3.01.52 Traffic Control Signal: Any official traffic control device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and permitted to proceed, or by which traffic is directed to yield.
- 3.01.53 Trailer: Every vehicle without motive power in operation, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

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- 3.01.54 Truck: Every motor vehicle designed, used or maintained primarily for the transportation of property.
- 3.01.55 Urban District: The territory contiguous to and including any street which is built up with structures devoted to business, industry or dwelling houses situated at intervals of less than 100 feet for a distance of a quarter of a mile or more.

3.02 Power to Regulate: The Village shall have the full power to regulate any matter related to traffic or vehicles of any kind in any way which has been granted to it or may be granted to it by the laws of the State of Illinois. Nonexercise by the Village of any power to regulate shall in no way limit or restrict the power of the Village to regulate in the future.

3.03 Parking: The Board of Trustees of the Village may regulate the standing or parking of any vehicle.

3.03.01 Time Limits: It shall be unlawful to park any trailer, semitrailer, recreational vehicle, private living coach, or other vehicle except for passenger cars, pickup trucks, or motorcycles on any street in the Village of Pesotum for a period of over 36 hours continuously or for over 36 hours in any 48 hour period.

3.03.02 Parking on Private Property: No person shall park any motor vehicle on private property without the consent of the owner of the private property.

3.03.03 No Parking Areas: No parking of any motor vehicle shall be permitted upon the road or alley surface of the following areas:

- A. Either side of U.S. Highway 45 within the village limits;
- B. Both sides of Washington Street between Chestnut and Elm Streets;
- C. Both sides of the north/south alley running between Lincoln and Madison Streets located between Walnut and Church Streets
- D. Both sides of Hickory Street running north / south from Washington Street to Jefferson Street; and
- E. An area thirty (30) feet in length on the north side of Lincoln Street between Chestnut and Elm Streets as designated by signage; and
- F. Both sides of Elm Street from the intersection with Adams Street to the intersection with Lincoln Street.
- G. An area thirty-eight (38) feet in length on the north side of Lincoln Street between Chestnut and Elm Streets as designated by signage.

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3.03.03

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3.03.03

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Illegally parked vehicles may be towed and impounded until towing and storage charges are paid.

3.04 Traffic Control Signals: The Board of Trustees may regulate traffic by means of traffic control signals.

3.04.01 Defacement of Signals Prohibited: No person shall deface, injure, move, or interfere with any official traffic control signal except upon order from the Board of Trustees.

3.04.02 Unauthorized Signals Prohibited: No person shall place, maintain, or display upon or in view of any highway any traffic control signal which supports to be or is an imitation of or resembles an official traffic control signal.

3.04.03 Obstruction of Signals Prohibited: No person shall place, maintain, or display any object which obstructs any person's view of an authorized traffic signal.

3.04.04 Removal: Signals or obstructions in violations of Sections 3.04.02 or 3.04.03 may be removed by order of the Board of Trustees.

3.05 Removal of Inoperable Vehicles: The President and the Board of Trustees have determined that the health, safety, comfort and public welfare will be better promoted by the removal of inoperable vehicles from public and private property situated within the boundaries of the Village.

3.05.01 Definitions: The following definitions shall apply in the interpretation and enforcement of this Section 3.05:

A. Person: Shall mean any person, firm, partnership, association, corporation, company, or organization of any kind.

B. Vehicle: Shall mean a machine propelled by power other than human power designed to travel along the ground by use of wheels, treads, runners, or slides and transport persons or property or pull machinery and shall include, without limitation, automobile, truck, trailer, motorcycle, tractor, buggy and wagon.

C. Street or Highway: Shall mean the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

D. Property: Shall mean any real property within the Village which is not a street or highway.

E. Inoperable Motor Vehicle: Shall mean any motor vehicle from which, for a period of at least 6 months, 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.

F. Inoperable Motor Vehicle: Shall not include a motor vehicle which has been rendered temporarily incapable of being driven under its own power in order to perform ordinary service or repair operations nor to any motor vehicles that are kept within a building when not in use, to historic vehicles over 25 years of age, or to a motor vehicle on the premises of a place of business engaged in wrecking or junking of motor vehicles.

G. Abandoned Vehicle: Shall mean any vehicle which is left at any place for such time and under such circumstances as to cause such vehicle reasonably to appear to have been abandoned.

3.05.02 Abandonment of Vehicles: No person shall abandon any vehicle within the Village and no person shall leave any vehicle at any place within the Village for such time and under such circumstances as to cause such vehicle reasonably to appear to have been abandoned.

3.05.03 Leaving of Wrecked, Non-Operating Vehicles on the Street: No person shall leave any partially dismantled, non-operating, wrecked or junked vehicle on any street or highway in the Village.

3.05.04 Inoperable Vehicles Declared to Be a Nuisance: Inoperable motor vehicles, as defined herein, whether on public or private property, are hereby declared to be a nuisance.

3.05.05 All persons are required to dispose of any inoperable motor vehicles under their control upon written notice received from the corporate authorities or any person designated by them commanding such disposition of said inoperable motor vehicle.

3.05.06 Impounding: The corporate authorities or any person designated by them is hereby authorized to remove or have removed any vehicle left at any place within the Village which reasonably appears to be in violation of this Section 3.05 or which reasonably appears to be lost, stolen or unclaimed, or which is an inoperable vehicle as defined herein. Such vehicle shall be impounded until lawfully claimed or disposed of in accordance with Chapter 95-1/2, Illinois Revised Statutes, 1965, paragraphs 42-49.

3.05.07 Penalties: Any person violating any of the provisions of this Section 3.05 shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding \$500.00. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

3.06 One-Way Highways: Highways and alleys designated by resolution or ordinance of the village authorities shall be one-way highways and all vehicles thereon shall move as indicated by the traffic control signs.

3.06.01 Driving in the Wrong Direction: It shall be unlawful for any driver to operate any vehicle on any highway or alley designated as a one-way highway or alley by resolution or ordinance, in any direction other than that so designated.

3.07 Speed Limit: The speed limit for vehicles traveling on any street or alley within the Village of Pesotum shall be 30 miles per hour, unless otherwise indicated, and the speed limit for vehicles traveling on U.S. Highway 45 within the Village of Pesotum shall be 40 miles per hour unless otherwise indicated.

3.07.01 Speed Limit Signals: The village shall erect appropriate traffic control signals giving notice of the speed limit at the proper place or along the appropriate part or zone of the highway.

3.08 Bicycles: Every person riding a bicycle upon a roadway shall be granted all of the rights and be subject to all of the duties applicable to the driver of a vehicle by the laws of this State declaring rules of the road applicable to vehicles or by the traffic ordinances of this village applicable to the driver of a vehicle except as to those provisions of laws or ordinances which, by their nature, can have no application.

3.09 “U” Turns: No driver shall make a “U” turn.

3.10 Traffic Control Plan: There are hereby designated certain intersections and portions of highways as stop intersections, yield right-of-way intersections, no parking areas, speed limit areas, and

other controlled areas and intersections, all as set forth on the following Traffic Control Plan and erection of appropriate traffic signs, signals and markings in accordance therewith is hereby authorized:

3.10.01 Stop Intersections:

Northbound on Madison Street at Adams Street;
Southbound on Weasel Drive at Adams Street;
Northbound on Elm Street at junction of Elm Street and Adams Street;
Southbound on Hickory Street at Adams Street;
Northbound and Southbound on Elm Street at Washington Street;
Eastbound and Westbound on Washington Street at Elm Street;
Eastbound on Washington Street at Chestnut Street;
Eastbound and Westbound on Adams Street at Chestnut Street;
Westbound on Adams Street at Elm Street;
Northbound and Southbound on Elm Street at Lincoln Street;
Eastbound and Westbound on Lincoln Street at Chestnut Street;
Eastbound on Madison Street at Chestnut Street;
Eastbound and Westbound on Madison Street at Hickory Street;
Northbound and Southbound on Oak Street at Adams Street;
Northbound on Locust Street at Adams Street;
Northbound on Walnut Street at Adams Street;
Northbound on Church Street at Adams Street;
Northbound on Park Street at Adams Street;
Eastbound on Jefferson Street at Elm Street;
Northbound and Southbound on Locust Street at Lincoln Street;
Eastbound and Westbound on Lincoln Street at Locust Street;
Northbound and Southbound on Oak Street at Lincoln Street;
Southbound on Elm Street at Madison Street;
Southbound at North Elm Street on West Adams Street;
Eastbound on West Adams Street at North Elm Street.

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3.07 and 3.10.01
5/1/02

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3.10.01
6/1/05

(Revised 09-6)
3.10.01
12/2/09

3.10.02 Yield Right-of-Way Intersections: Eastbound and Westbound on Lincoln Street at the intersection with Church Street; Eastbound and Westbound on Madison Street at the intersection with Locust Street.

3.10.03 Other Controlled Areas – Cautionary Signs with Appropriate Descriptions:
Southbound on Elm Street before entering the Village limits.

3.10.04 No Parking Signs:

- A. One or more signs on the north side of Lincoln Street between Chestnut Street and Elm Street;
- B. A sign on the east side of U.S. Highway 45 abutting the Village park on the Illinois Central Railroad right of way; and

C. One or more signs on both sides of Elm Street from the intersection with Adams Street to the intersection with Lincoln Street.

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3.10.04
10/4/00

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3.10.04
4/1/09