

ORDINANCE NO. 958

ORDINANCE AMENDING CHAPTER 24 ARTICLE VIII  
OF THE REVISED CODE OF ORDINANCES  
OF THE CITY OF NOKOMIS, ILLINOIS

Be it ordained by the City Council of the City of Nokomis, Illinois that,

ARTICLE VIII of the Revised Code of Ordinances of the City of Nokomis, Illinois, is hereby amended by deleting the prior Code Chapter 24, Article VIII (paragraph 28-4-3(I)) and replacing it with Code Chapter 24, Article VIII (paragraph 28-4-3(I)) as follows:

(I) May not be operated on Illinois Highway 16 (State Street) North Spruce Street, Oberle Street, South Elm Street, or East Union Street , except at specifically designated crossing points.

ARTICLE VIII of the Revised Code of Ordinances of the City of Nokomis, Illinois, is hereby amended by deleting the prior Chapter 24, Article VIII (paragraph 28-4-3(N)) and replacing it with Chapter 24, Article VIII (paragraph 28-4-3(N)) as follows:

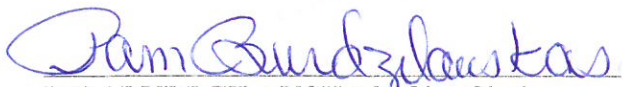
(N) Golf carts may not be operated on streets and highways and roads under jurisdiction of the Illinois Department of Transportation (Illinois Route 16, North Spruce Street and Oberle Street) or the County Highway Department (South Elm Street and East Union Street) except to cross at designated streets. Designated streets to cross Illinois Route 16 are Cedar Street and Maple Street. Designated street to cross North Spruce Street is Hamilton Street. Designated street to cross Oberle Street is Cedar Street. Designated street to cross South Elm Street or East Union Street is Central Street. The City has determined that operation of golf carts and low-speed vehicles on such prohibited streets would jeopardize public safety. Signs prohibiting low-speed vehicles as defined in Illinois statutes 625 I.L.C.S. 5/1-140.7 shall be posted on said prohibited streets as specified above.

Passed by a majority vote of the members of the City Council and approved by the Mayor of the City of Nokomis, Illinois on this 26<sup>th</sup> day of APRIL, 2010.

  
KEITH HANCOCK, Mayor

(CORPORATE SEAL)

Attest:

  
PAM BURDZILAUSKAS, City Clerk

STATE OF ILLINOIS                    )  
  ) SS  
MONTGOMERY COUNTY                )

**CERTIFICATION**

I, PAMELA J. BURDZILAUSKAS, certify that I am the duly appointed and acting City Clerk of the City of Nokomis, Montgomery County, Illinois.

I further certify that on APRIL 26, 2010 the City Council of such municipality passed and approved Amended Ordinance No. 958 which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Amended Ordinance No. 958, including the Ordinance and a cover sheet thereof, was prepared and posted in the Municipal Complex commencing on April 28, 2010, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request to the City Clerk.

Dated at Nokomis, Illinois, this 29<sup>th</sup> day of APRIL, 2010.

  
CITY CLERK

**ORDINANCE AMENDING CHAPTER 24 ARTICLE VIII**  
**OF THE REVISED CODE OF ORDINANCES**  
**OF THE CITY OF NOKOMIS, ILLINOIS**

Be it ordained by the City Council of the City of Nokomis, Illinois that,

Chapter 24 of the Revised Code of Ordinances of the City of Nokomis, Illinois, is hereby amended by inserting the following paragraphs:

**ARTICLE VIII - GOLF CARTS**

**24-8-1**        **GENERALLY.** Golf carts, as defined and qualified herein shall be allowed on City streets under the conditions as stated herein.

**24-8-2**        **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)            A "Low-speed vehicle" is any 4-wheeled vehicle, other than a golf cart as defined herein, which has a maximum speed greater than 20 miles per hour, but not greater than 25 miles per hour that conforms with the federal motor vehicle safety standards set forth in 49 C.F.R. Part 571.500.

(C)            "City Streets" means any of the streets or alleys within the boundaries of the City.

**24-8-3**        **REQUIREMENTS.** All persons wishing to operate a golf cart on the City streets must ensure compliance with the following requirements:

(A)            Proof of current liability insurance.

(B)            Must comply with all Illinois statutes, including a certificate of title on the vehicle.

(C)            Must display City decal on the rear of the vehicle.

(D)            Must have a current, valid Illinois drivers license.

(E)            Golf carts must be equipped as follows:

(1)        Horn;

(2)        Brakes and brake lights;

(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;

(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 required under the Illinois Motor' Vehicle Code;
  - (11) Red reflectorized warning devices in the front and rear;
  - (12) When operated on a street, the golf cart shall have its headlight and tail lamps lighted;
  - (13) The golf cart shall also have signs or decals permanently and conspicuously affixed to the rear of the vehicle and the dashboard of the vehicle stating "This vehicle may not be operated on streets with speed limits in excess of 30 M.P.H." The lettering of the sign or decal on the rear of the vehicle shall be not less than 2 inches in height. The lettering on the sign or decal on the dashboard shall be not less than one-half inch in height.
- (F) Must obey all traffic laws of the State of Illinois and the City of Nokomis.
  - (G) Must be twenty-one (21) years of age.
  - (H) Must be operated only on City streets, except where prohibited.
  - (I) May not be operated on Illinois Highway 16 (State Street), North Spruce Street and Oberle Street, except at specifically designated crossing points.
  - (J) Must not be operated in excess of posted speed limit and must not be capable of exceeding a maximum speed of **twenty-five (25) miles per hour**.
  - (K) May only be operated between sunrise and sunset.
  - (L) A person operating or who is in actual physical control of a golf cart as described herein on a roadway while under the influence of alcohol is subject to Section 11-500 through 11-502 of the Illinois Compiled Statutes (**625 ILCS 5/11-500 - 11-502**).
  - (M) Golf carts shall not be operated on sidewalks or in City Parks other than parking areas and areas designated for motor vehicles..
  - (N) Golf carts may not be operated on streets and highways and roads under jurisdiction of the Illinois Department of Transportation (Illinois Route 16) or the County Highway Department (North Spruce Street and Oberle Street) except to cross at designated streets. Designated streets to cross Illinois Route 16 are Cedar Street and Maple Street. Designated street to cross North Spruce Street is Hamilton Street. Designated street to cross Oberle Street is Cedar Street. The City has determined that operation of golf carts and low-speed vehicles on such prohibited streets would jeopardize public safety. Signs prohibiting low-speed vehicles as defined in Illinois statutes 625 I.L.C.S. 5/1-140.7 shall be posted on said prohibited streets as specified above.
  - (O) No low-speed vehicles other than golf carts shall be operated on any city street or alley, except as specified herein.

**24-8-4 PERMITS.**

- (A) No person shall operate a qualified golf cart without first obtaining a permit from the City 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 City 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 utility-terrain vehicle;
  - (4) Signed Waiver of Liability by applicant releasing the City and agreeing to indemnify and hold the City harmless from any and all future claims resulting from the operation of their golf cart on the City streets;
  - (5) Photocopy of applicable liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit;
  - (6) Such other information as the City may require.
- (C) No permit shall be granted unless the following are supplied to the City Clerk:
- (1) Signed Waiver of Liability by applicant releasing the City and agreeing to indemnify and hold the City harmless from any and all future claims resulting from the operation of their golf cart on the City streets;
  - (2) Photocopy of applicable liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit;
  - (3) Such other information as the City may require.
  - (4) 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 on City streets;
  - (5) Evidence of insurance in compliance with the provisions of the Illinois Statutes regarding minimum liability insurance for vehicles to be operated on the roads of the State of Illinois.

(D) The City 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 vehicle on the designated roadways.

**24-8-5      PENALTY.**

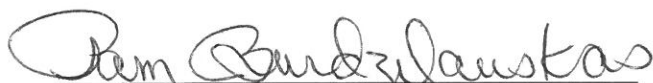
(A) The penalty for violation of any provision of this Article shall be a fine of not less than Fifty Dollars (\$50.00) nor more than Seven Hundred Fifty Dollars (\$750.00) for each violation thereof.

Passed by a majority vote of the members of the City Council and approved by the Mayor of the City of Nokomis, Illinois on this 22<sup>nd</sup> day of FEBRUARY, 2010.

(CORPORATE SEAL)

  
 KEITH HANCOCK, Mayor

Attest:

  
 PAM BURDZILAUSKAS, City Clerk



STATE OF ILLINOIS                    )  
  ) SS  
MONTGOMERY COUNTY                 )


**CERTIFICATION**

I, PAMELA J. BURDZILAUSKAS, certify that I am the duly appointed and acting City Clerk of the City of Nokomis, Montgomery County, Illinois.

I further certify that on FEBRUARY 22, 2010 the City Council of such municipality passed and approved Ordinance No. 958 which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 958, including the Ordinance and a cover sheet thereof, was prepared and posted in the Municipal Complex commencing on FEBRUARY 23, 2010, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request to the City Clerk.

Dated at Nokomis, Illinois, this 23rd day of FEBRUARY, 2010.

  
CITY CLERK