

VILLAGE OF PALESTINE, ILLINOIS

ORDINANCE NO. 2024-O- 02

AN ORDINANCE TO AMEND CHAPTER 41, TRAFFIC, SECTION 41.22,
GOLF CARTS AND SECTION 41.23, NEIGHBORHOOD VEHICLES,
OF THE PALESTINE VILLAGE CODE

ADOPTED BY THE BOARD OF TRUSTEES
OF THE VILLAGE OF PALESTINE, ILLINOIS
THIS 6 DAY OF June, 2024

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE,
CRAWFORD COUNTY, ILLINOIS
THIS 6 DAY OF June, 2024

CERTIFICATE OF PUBLICATION

I, KERRY WATSON, the duly qualified Village Clerk of the Village of Palestine, Illinois, and the official custodian of records of said Village do hereby certify that this Ordinance was published in pamphlet form by authority of the Board of Trustees on the 6 day of June, 2024.


KERRY WATSON, Village Clerk

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**AN ORDINANCE TO AMEND CHAPTER 41, TRAFFIC, SECTION 41.22,
GOLF CARTS AND SECTION 41.23, NEIGHBORHOOD VEHICLES,
OF THE PALESTINE VILLAGE CODE**

BE IT ORDAINED by the Board of Trustees of the Village of Palestine, Crawford County, Illinois, that CHAPTER 41, TRAFFIC, SECTION 41.22, GOLF CARTS AND SECTION 41.23, NEIGHBORHOOD VEHICLES, be, and the same is hereby amended as follows:

41.22 GOLF CARTS

A: Definitions

1. Golf Carts –

A vehicle traditionally designed for the purpose of transporting one or more persons while engaged in the playing of golf. The definition of golf cart specifically excludes all-terrain vehicles, ATV's, or any vehicle that is not a golf cart. All golf carts shall follow all designated Village speed limits.

41.23 NEIGHBORHOOD VEHICLES

A: Definitions

1. Neighborhood Vehicles - (625 ILCS 5/1 - 148.3m)

A self-propelled electric powered, four-wheeled motor vehicle (or a self-propelled, gasoline powered, four-wheeled motor vehicle with an engine displacement under 1,200 cubic centimeters). This specifically excludes 3-wheel and 4-wheel all-terrain vehicles which are designed for off-road only, except municipally owned service vehicles.

2. "Village Street" means any of the streets (as designated on the attached map) within the boundaries of the Village of Palestine, except for State and County roads.

3. "State Roads" include Illinois Route 33.

4. "County Roads" include any roads outside the boundaries of the Village Limits of Palestine.

5. The term 'said vehicle(s)' used throughout this Ordinance, unless otherwise defined, shall include Golf Carts and/or Neighborhood Vehicles.

B: Requirements

All persons wishing to operate a said vehicle(s) on the streets of Palestine must ensure compliance with the following requirements:

1. Must have a valid Driver's License.
2. Must have Proof of Liability insurance on said vehicle.
3. Said vehicle(s) must be inspected by Village Police Chief or designated representative.
4. Said vehicle(s) must be equipped with seatbelts, windshield, horn, brakes, turn signals, a steering wheel apparatus, a rearview mirror, red reflective warning devices in the front and rear, a slow moving vehicle emblem (as required of other vehicles in 625 ILCS 5/12-709) on the rear of the vehicle, a headlight that emits a white light that is 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 of the vehicle, and brake lights.
5. When operated on a roadway, said vehicle(s) shall have its headlight and tail lamps lighted.
6. All Golf Carts and Neighborhood Vehicles shall follow all designated Village speed limits.
7. The only modification of a Golf Cart and/or Neighborhood Vehicle suspension is: A 6 inch lift limit.
8. May cross on any street intersecting with Route 33 when authorized by the State of Illinois Department of Transportation.
9. May only operate on Village Streets and with authorized use of LaMotte Township Roads to and from Palestine Cemetery and Leaverton Park, and County Roads as approved by LaMotte Township and Crawford County, in the original Golf Cart Ordinance (Ordinance No. 2005-O-09).
10. May be operated at any time.
11. May only be operated on designated Village Streets. They shall not be operated in inclement weather nor when visibility is impaired by weather, smoke, fog, or other conditions, or at anytime when there is insufficient light to clearly see persons and vehicle on the roadway at a distance of 500 feet.

12. A person who drives or is in actual physical control of a Golf Cart and/or a Neighborhood Vehicle 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 through 11-502).

13. May not be operated on sidewalks or other public property not accessible to or authorized to vehicular traffic.

14. May not be operated on streets and highways and roads under the jurisdiction of the Illinois Department of Transportation (Illinois Route 33) or the County Highway Department, but may be operated on LaMotte Township Roads to and from Palestine Cemetery and Leaverton Park, and County Roads as approved by LaMotte Township and Crawford County, in the original Golf Cart Ordinance (Ordinance No. 2005-O-09).

C: Permits

1. No person shall operate a Golf Cart or Neighborhood Vehicle in the Village of Palestine without first obtaining a permit from the Village Clerk as provided herein. Permits shall be granted for a period of ONE (1) YEAR and may be renewed annually. The cost of the permit for Golf Carts will be THIRTY-FIVE (\$35.00) DOLLARS; and the cost of the initial inspection for the permit for Neighborhood Vehicles, will be SEVENTY-FIVE (\$75.00) DOLLARS; the cost of an annual permit for Neighborhood Vehicles, thereafter, will be FIFTY (\$50.00) DOLLARS per year. Permits shall be secured by May 1 of each year, and any permit reissued after May 31 of each year shall require an additional fee of FIVE (\$5) DOLLARS per permit. Insurance coverage is to be verified to be in effect by the Palestine Village Clerk when obtaining and renewing a permit for either the Golf Carts and/or Neighborhood Vehicles.

2. Every application for a permit shall be made on a form supplied by the Palestine Village Clerk and shall contain the following information:

- a. Name, address and phone number of applicant
- b. Name of Insurance Liability Carrier and agent
- c. Serial Number, make, model and description of vehicle
- d. Photocopy of applicable liability insurance card for each vehicle
- e. Signed General Release of Liability, Waiver, Discharges any

covenant, not to sue by applicant, releasing the Village of Palestine, the County of Crawford, the Township of LaMotte and all other governmental entities which have been approved for the operation of said vehicle(s) on their roadways of and from all liability, for direct, indirect, special, incidental or consequential damages, whether arising in court, contract of any other legal theories, in connection with or arising out of the operator's use of said vehicles, and, in addition, this operator shall save, hold harmless and indemnify such governmental entities against any and all liability, claims, causes of action and costs of whatsoever kind and nature, including, without being limited to injury, damage, loss including death, resulting from, arising out of, occurring in

connection with the use of said vehicle(s) pursuant to this ordinance or any other ordinance of the Village of Palestine.

f. Such other information as the Village may require.

3. No permit shall be granted unless the following conditions are met:

a. The said vehicle(s) must be inspected by the Village Chief of Police (or a designee) to ensure that the vehicle is safe to operate on Village Streets and is in compliance with this Ordinance.

b. The handicapped applicant must submit a certificate signed by a physician, that the handicapped applicant is able to safely operate a motorized vehicle on the streets and roadways designated.

c. The applicant must provide evidence of insurance in compliance within the provisions of the Illinois Statutes regarding minimum liability insurance for passenger motor vehicles to be operated on the roads of the State of Illinois.

The Village Chief of Police (or designee), as well as the Village Board of Trustees for the Village of Palestine, Illinois, may suspend or revoke a permit granted hereunder upon a finding that the holder thereof has violated any of the provisions of this Ordinance or if there is evidence that the permittee cannot safely operate the motorized said vehicle(s) on the designated roadways.

Every person operating said vehicle(s) pursuant to permit hereunder on designated Village Streets shall have all the rights and duties applicable to a driver of any other vehicle pursuant to the State Highway Traffic Laws and Regulations except when those provisions cannot reasonably be applied to motorized vehicles defined as Golf Carts and Neighborhood Vehicles.

Any person who violates any provision of this Ordinance shall upon conviction be subject to a fine of not less than \$55.00 nor more than \$750.00 and the costs of prosecution.

This Ordinance shall remain in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

Upon roll call vote the following Trustees voted yea:

<i>Tim McDaniel</i>	<i>Mary Michael</i>
<i>Brian Nethery</i>	<i>Gene Purcell</i>
<i>Twilla Davis</i>	<i>J.R. Dunlap</i>

Upon roll call vote the following Trustees voted nay:

NYA

Passed, approved and published in pamphlet form this 6 day of

June, 2024.


JAMES R. BYRLEY, Village President

ATTEST:


Kerry Watson, Village Clerk