

City of Red Bud Utility Vehicle Residential Registration

CART INFORMATION

VIN/SERIAL# _____ (include all letters & numbers) UTV Year _____ Color _____
Make _____ Model _____

OWNER INFORMATION

Name _____ Are you 21 years of age or older? **YES / NO** (Circle one)

Physical Address of Owner of UTV

Street Address _____

City _____

State / Zip _____

Subdivision _____

Phone # _____

E-mail _____

Mailing Address: (if different)

Address _____

City _____

State / Zip _____

For Office Use Only

Amount Paid: _____

Receipt #: _____

Decal Issued: **YES / NO**

Decal #: _____ Expiration: _____

Insurance Card? **YES / NO** (required)

Name of Insurance: _____

Policy #: _____

Driver's License Valid? **YES / NO**

Driver's License # _____

Please read carefully:

I have received a copy of the City of Red Bud's Ordinance on Operation of Qualified Utility-Terrain Vehicles. I understand and will abide by the City of Red Bud Ordinances and state laws pertaining to motorized carts as described in the ordinance. I understand that, as a registered UTV owner, I accept both legal and civil responsibility for any actions committed during the operation and use of the UTV and understand that I will be charged for any violation of the City of Red Bud's Section 152-4 of the City Code. I certify that the information contained herein is correct to the best of my knowledge.

Owner's Signature (required)

Date



Per Ordinance 1448
Non-Highway Vehicle
PERMITS

HOLD-HARMLESS INDEMNIFICATION AGREEMENT

I, _____ (name), of _____
_____ (address), City of _____, County
of _____, State of _____, plan to lawfully operate a
Non-Highway vehicle with permit number _____ and year _____ within the
municipal limits of the City of Red Bud, Illinois.

I hereby assume the risk for any personal injuries or property damages that I may sustain in the pursuit of my activities while owning and/or operating a non-highway vehicle within the municipal limits of the City of Red Bud, Illinois, and do hereby hold harmless, remise, release, and forever discharge, the City of Red Bud, Illinois, its agents and employees, from any and all actions, suits, damages, claims or judgments that may result from any personal injuries or property damages I may sustain while operating a non-highway vehicle during the year listed above.

Further, I shall be liable and shall indemnify the City of Red Bud, Illinois and/or its agents for any injury or loss sustained by a third party, which results from my conduct or participation in operating a non-highway vehicle within the City of Red Bud.

IN WITNESS WHEREOF I have executed this Release/Hold-Harmless Agreement at Red Bud City Hall on _____ (date).

Signature of Participant

Subscribed and sworn to before me
This _____ day of _____, 20____.

Notary Public

Red Bud Police Department

200 E. Market St. • Red Bud, IL 62278

Phone: (618) 282-6118 • Fax: (618) 282-4344

Chief of Police
John Brittingham

UTV Inspection Checklist

New / Renewal (Circle One)

UTV Owner	Driver's License # / Expiration Date
Name of Principal Driver (If Different than owner)	
Address	
Manufacturer of UTV	VIN #
Model	Color

\$75 application or renewal fee must accompany this form. Make check payable to the City of Red Bud.

Bring completed application along with this form, copy of insurance coverage and \$75 fee to the Red Bud City Hall 200 E. Market Street. At that time, a permit / sticker will be issued to you for this utv.

Date and Time of Inspection	Officer Conducting Inspection
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	Operative	Inoperative
Brakes		
Brake Lights		
Steering Wheel Apparatus		
Tires		
Rearview Mirror		
SMV emblem (625 ILCS 5/12-709)		
Headlight		
Tail Lamp		
Turn Signals		
Red reflectors/reflective tape to the front and rear.		
Seatbelts		

Approved _____ Denied _____

Reason for Denial _____

Officer Signature

Date

ORDINANCE NO. 1448

**AN ORDINANCE AMENDING CHAPTER 24 OF THE REVISED CODE OF
ORDINANCES PERTAINING TO NON-HIGHWAY VEHICLES**

WHEREAS, the Revised Code of Ordinances of the City of Red Bud includes Chapter 24 which involves motor vehicles; and

WHEREAS, Chapter 24, Article IV of the Revised Code of Ordinances regulates motor vehicle driving rules; and

WHEREAS, the State of Illinois has passed 625 ILCS 5/11-1426.1 and 625 ILCS 5/11-1426.2 which regulates non-highway vehicles and low speed vehicles and allows municipalities to regulate said vehicles; and

WHEREAS, the City of Red Bud wishes to allow certain non-highway vehicles on streets where the speed limit is 35 miles per hour or less; and

WHEREAS, the non-highway vehicles allowed by the City of Red Bud are capable of being driven safely on the allowed streets considering the volume, speed, and character of traffic on the allowed city streets; and

WHEREAS, the City of Red Bud has determined that the operation of golf carts, low speed vehicles, ATV's, and off-highway motorcycles on city streets would jeopardize public safety; and

WHEREAS, the City of Red Bud has determined that the public safety will not be jeopardized by the operation of recreational off-highway vehicles on the allowed streets subject to the regulations herein within the City of Red Bud.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RED BUD, ILLINOIS:

SECTION 1: That the above recitals are hereby made a part of this Ordinance as though written herein verbatim.

SECTION 2: That Chapter 24 of the Revised Code of Ordinances of the City of Red Bud, Illinois be amended by adding Section 24-4-4 as follows:

24-4-4 NON-HIGHWAY VEHICLES ALLOWED. Recreational off-highway vehicles as defined herein, and subject to the regulations herein, shall be allowed to operate on a city street. All-terrain vehicles, golf carts, low speed vehicles, and off-highway motorcycles are prohibited from operating on any city street.

(A) The following definitions shall apply to this subsection:

All-terrain vehicle: Any motorized off-highway device designed to travel primarily off-highway, 50 inches or less in width, having a manufacturer's dry weight of 1,500 pounds or less, traveling on 3 or more non-highway tires, designed with a seat or saddle for operator use, and handlebars or steering wheel for steering control, except equipment such as lawnmowers.

City street: A public way for motor vehicle travel controlled by the City of Red Bud, Illinois. The term "city street" includes a highway, thoroughfare, parkway, through way, road, pike, avenue, boulevard, lane, place, drive, court, and similar designations, but excludes an alley or a way for pedestrian use only.

Golf cart: A vehicle specifically designed and intended for the purposes of transporting one 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.

Low speed vehicle: Any 4-wheeled vehicle with 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.

Off-highway motorcycle: Any motorized device designed to travel primarily off-highway on 2 wheels, having a seat or saddle for the use of the operator, upon or by which any person, persons or property may be transported or drawn.

Recreational off-highway vehicle: Any motorized off-highway device designed to travel primarily off-highway, 64 inches or less in width, having a manufacturer's dry weight of 2,000 pounds or less, traveling on 4 or more non-highway tires, designed with a non-straddle seat and a steering wheel for steering control, except equipment such as lawnmowers.

(B) **Vehicle Equipment Required.** All recreational off-highway vehicles must comply with the following vehicle equipment requirements at all times:

- (1) Brakes and brake lights;
- (2) Turn signals on the front and rear;
- (3) Steering wheel apparatus;
- (4) Tires;
- (5) Rearview mirror;
- (6) Red reflectorized warning devices in front and rear;
- (7) "Slow Moving Vehicle" emblem on the rear as required by 625 ILCS 5/12-709, as amended;
- (8) Headlight that emits a white light visible from a distance of 500 feet to the front which will illuminate when in operation;
- (9) Tail lamp that emits red light visible from at least 100 feet from the rear which must illuminate when in operation;
- (10) Seat belts for each passenger; and

(11) Any additional requirements which may be required by 625 ILCS 5/11-1426.1, as amended, or the Illinois Vehicle Code, 625 ILCS 5/1-100, et seq, as amended.

(C) **Vehicle Operation Rules.** All operators of a recreational off-highway vehicle must comply with the following requirements at all times:

- (1) Operator must comply with mandatory insurance requirements of 625 ILCS 5/7-601, et seq, as amended, and maintain proof of current insurance while operating the vehicle.
- (2) Operator must be at least 21 years of age.
- (3) Operator must have current, valid driver's license issued in his or her name by the Secretary of State or by a foreign jurisdiction.
- (4) Operator must display the City issued decal for the vehicle on the rear.
- (5) Operator must illuminate their headlights and tail lights at all times.
- (6) Operator must comply with all laws for driving under the influence in 625 ILCS 5/11-500, et seq, as amended, and may not operate the vehicle while under the influence.
- (7) Operator may operate their vehicle on any city street with a speed limit of 35 miles per hour or less and may not exceed the posted or legal speed limit on any city street.
- (8) Operator may not operate their vehicle on any city street with a speed limit greater than 35 miles per hour or on any state highway.
- (9) Operator may make a direct crossing of any city street with a speed limit greater than 35 miles per hour or any state highway only at a point of intersection with another city street.
- (10) Operator may not operate their vehicle on sidewalks, walking paths, bike paths, golf paths, any private roadway, any way that is not open to public motor vehicle traffic, or in any city park except for approved parking areas.
- (11) Operator may transport the maximum number of people in the vehicle as the vehicle is manufactured to carry at any time and all people must use a seatbelt while in operation. Children must be secured as required by 625 ILCS 25/1, et seq, as amended.
- (12) Operator must obey all traffic laws of the State of Illinois and the City of Red Bud, Illinois.

(D) **Permits Required.** No recreational off-highway vehicle may be operated on a city street without the owner/applicant first obtaining a permit from the city according to the following:

- (1) Permits shall be granted for a period of one calendar year and renewed annually. The cost of a permit is \$75 per calendar year. Any permits issued during a calendar year are good for the remainder of the calendar year only and the permit fee shall not be prorated.
- (2) Every application for a permit shall be on a form as maintained by the Chief of Police and which shall contain at least the following:
 - (a) Name, address, and phone number of applicant;

- (b) Photocopy of applicant's drivers' license;
- (c) Serial number, make, model and description of the recreational off-highway vehicle;
- (d) 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 vehicle on city streets;
- (e) Name, address, and phone number of liability insurance carrier; and
- (f) Photocopy of liability insurance coverage card specifically for the vehicle to be operated pursuant to the permit.

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

- (a) The application must be completed in full;
- (b) The application fee must be paid in full;
- (c) The vehicle must be inspected and passed by the Chief of Police, or their designee, to ensure that the vehicle has all required equipment and complies with the Illinois Vehicle Code, 625 ILCS 5/1-100, et seq, as amended;
- (d) The applicant must provide proof of insurance as required by law showing compliance with insurance requirements of state law and this section;
- (e) The applicant must have a valid drivers' license as required by law showing compliance with state law and this section; and
- (f) The applicant must agree to and sign a waiver of liability releasing the City and agreeing to indemnify and hold the city harmless from any all future claims resulting from the operation of the vehicle.

(4) After granting the permit, the City shall issue the owner/applicant a decal for the vehicle for that calendar year which must be affixed to the rear of the vehicle before it may be operated on a city street.

(E) **Permit Suspension, Non-Renewal, and Revocation.** Any operator of a recreational off-highway vehicle that pleads guilty or is found guilty of violating any provision of this section may have their permit, and the vehicle owner's permit, suspended for the remainder of the calendar year or not renewed for the next calendar year at the sole discretion and determination of the Chief of Police and the Mayor. Any operator of a recreational off-highway vehicle that pleads guilty or is found guilty of a second violation of any provision of this section within the previous one year period may have their permit, and the vehicle owner's permit, revoked for a period of time to be not less than three years but no more than five years at the sole discretion and determination of the Chief of Police and the Mayor.

(F) **Penalty.** Any operator of a recreational off-highway vehicle who pleads guilty or is found guilty of a violation of this section shall be punished by a fine of not less than

\$100 nor more than \$750 exclusive of costs. Any person who has been previously convicted of an offense for the violation of any of the provisions of this section within a previous one year period shall constitute a repeat offender. Repeat offenders shall be punished by a fine of not less than \$150 nor more than \$750 exclusive of costs.

SECTION 3: This Ordinance supersedes all Ordinances or parts of Ordinances adopted prior hereto that are in conflict herewith, to the extent of such conflict.

SECTION 4: This Ordinance shall be in full force and effect as of January 1, 2021 after its passage by the City Council, signature by the Mayor, and publication in pamphlet form, as provided by law.

PASSED BY THE CITY COUNCIL this 2nd day of November, 2020:

AYES: S. Harbaugh, K. Donjon, D. Friess, J. DeMond, B. Hanebutt,
M. Rheinecker, C. Guebert, C. Esker

NAYS: N/A

ABSTAINED: N/A

ABSENT: N/A

APPROVED BY THE MAYOR this 2nd day of November, 2020.



Timothy Lowry, Mayor

ATTEST:



Joanne G. Cowell, City Clerk