

City of Fulton

APPLICATION FOR NON-HIGHWAY VEHICLE PERMIT

415 11th Ave
Fulton, Illinois 61252

Date _____

Name/Owner _____
Last First Middle

Address _____

Home Phone _____ Cell Phone _____

Email Address _____

Emergency Contact _____
Last First Middle

Address _____

Home Phone _____ Cell Phone _____

Email Address _____

Insurance Carrier _____ Policy # _____ (must include photocopy)

Make _____ Model _____

Serial #/VIN _____

Description(colors, wheels, special markings, Ect.)

General Information-

- The fee for a City of Fulton UTV/Golf Cart permit is \$100.00 July 1st-June 30th.
- Children age 3 must be in a Car seat or carrier and device secured with seat belt.
- Children age 3-18 must wear a seat belt while riding.
- NOT ALLOWED ON BIKE OR PEDESTRIAN PATHS.
- 14th Ave Crossing allowed at 4th St, 9th St, and 14th St. Allowed on 14th Ave Between 14th St and 17th St.
- 10th Ave Crossing allowed at 9th St and 14th St.
- Not allowed on 4th St from 13th Ave-10th Ave (downtown area).
- Not allowed to cross 4th St on 12th Ave or 11th Ave.
- Not Allowed on North or South Bridge.
- Not Allowed on Hwy 136, Hwy 30, or IL Rt 84.
- Golf Carts not allowed South of 24th Ave on 4th St.
- Operators and Passengers shall not use in unsafe manner.
- Shall not be operated between hours of 10:00pm and Sunrise.
- PENALTY- City ordinance violation not less than \$100.00 nor More than \$750.00, Second or subsequent offense shall result in a revocation of permit for not less than three (3) years.
- See City of Fulton Ordinance for full details and requirements.

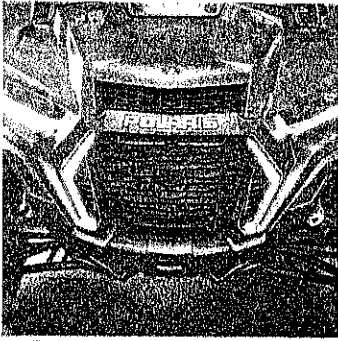
SEE REVERSE SIDE

By my signature below, I certify that:

1. I will obey all traffic laws of the State of Illinois.
2. I am over eighteen (18) years of age.
3. I understand that the Vehicle can only be operated on City streets, except where prohibited.
4. I understand that I must maintain applicable liability insurance coverage specifically for the Vehicle to be operated pursuant to the permit.
5. I understand that I am not to operate the Vehicle in excess of the posted speed limit, and regardless, may not exceed twenty-five (25) miles per hour.
6. I understand that a person operating or who is in actual physical control of the Vehicle on a roadway while under the influence is subject to Section 11-500 through 11-502 of the Illinois Compiled Statute (625 ILCS 5/11-500 through 11-502).
7. I understand that the Vehicle shall not be operated on sidewalks or in City parks.
8. I understand that the Vehicle may not be operated on Illinois Route 84 and Route 136, except to cross at Designated Crossing Points.
9. I understand that each Vehicle may transport only as many individuals as the number of seats or as its manufacturer designates whichever is the least. No individuals may ride on any other portion of the Vehicle.
10. I agree to sign a written Release and Waiver Agreement before a permit is issued which will release the City and indemnify and hold the City harmless from any and all claims resulting from the operation of the Vehicle on City streets

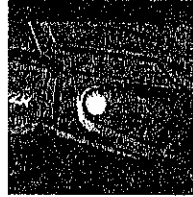
Signature _____ Date _____

Required Item Examples

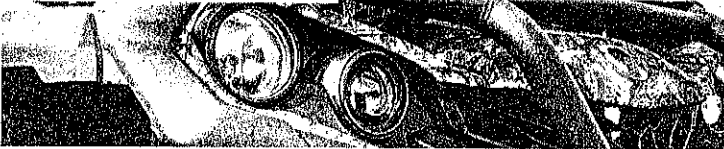


-----Brake Lights

-----Front Turn Signals



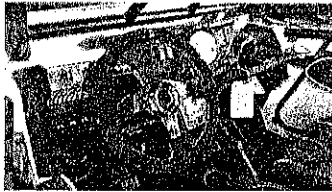
-----Rear Turn Signals



-----Headlights



-----Tail Lights



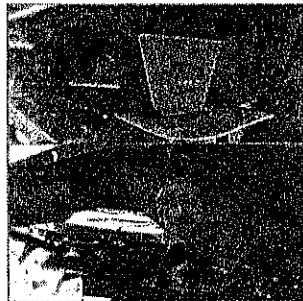
-----Steering Wheel



-----Rearview Mirror



-----Slow Moving Vehicle Emblem



-----Red Reflectorized Devices On Each Rear Side

-----Red Reflectorized Device Center Rear



-----Seat Belts

ORDINANCE ADDING CHAPTER 73 ENTITLED
"NON-HIGHWAY VEHICLE OPERATION ON CITY STREETS"
TO TITLE VII ENTITLED "TRAFFIC CODE"

RECITALS

A. The Illinois Vehicle Code, Chapter 625, Act 5, of the Illinois Compiled Statutes ("Code") grants the City the authority to authorize a person to drive and operate a Non-Highway Vehicle on City Streets.

B. The City has determined that the public safety will not be jeopardized by enacting this Chapter and Non-Highway Vehicles may safely operate on City Streets if they comply with the State requirements.

C. This chapter is adopted in the interest of public safety and transportation efficiency.

D. All persons operating Non-Highway Vehicles must be observant of, and attentive to, the safety of themselves and others, including their passengers, other motorists, bicyclists and pedestrians.

E. All persons who operate or ride in a Non-Highway Vehicle on City Streets do so at their own risk and peril.

F. The City disclaims any liability under any theory of liability for permitting Non-Highway Vehicles to be operated on City Streets.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF
FULTON, WHITESIDE COUNTY, ILLINOIS, as follows:

SECTION I: Title VII is hereby amended to add Chapter 73 which chapter shall be entitled Non-Highway Vehicle Operation on City Streets and shall state in its entirety as follows:

A. DEFINITIONS. For purposes of this Chapter, the following terms shall have the definitions as set forth herein:

1. Non-Highway Vehicles: For purposes of this chapter, a Non-Highway Vehicle means a motor vehicle authorized by State law in Section 11-1426.1 of the Code and defined in the Code as follows:

(a) 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.

(b) 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.

(c) 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.

(d) 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 dryweight 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.

2. City Streets. The portion of any street, alley or roadway, improved, designed, or ordinarily used for vehicle travel or parking, located within the boundaries of the City of Fulton, Illinois, excluding any highway under the jurisdiction of the State of Illinois or County of Whiteside.

3. Code. The Illinois Vehicle Code in Chapter 625 Act 5 of the Illinois Compiled Statutes.

B. REQUIREMENTS. A person may operate a Non-Highway Vehicle on the City Streets if the person and Non-Highway Vehicle comply with all the following requirements and conditions:

1. All Non-Highway Vehicles shall be certified by the Chief of Police after inspection by a City designated representative. If the vehicle is certified by the Chief, a permit shall be issued by the Chief evidenced by a decal which shall be affixed to the rear of the vehicle.

2. All permits shall expire on July 1st of each year, unless renewed.

3. Comply with the published "Rules Concerning Operation of Non-Highway Vehicles on City Streets" as determined by the City Council.

4. Must have current, valid driver's license issued to the operator.

5. No Non-Highway Vehicles shall be operated on any City Street unless equipped with all of the following in good operating condition:

(a) Brakes and brake lights;

(b) Turn signals;

(c) Steering wheel apparatus;

(d) Tires;

(e) Rearview mirror;

(f) "Slow Moving Vehicle" emblem on the rear of the vehicle as required by Section 12-709 of the Code.

(g) Headlight that emits a white light visible from a distance of 500 feet to the front which will illuminate when in operation;

(h) Tail lamp that emits red light visible from at least 100 feet from the rear which must illuminate when in operation;

(i) Red reflectorized warning devices on each rear side and one in the center rear of the vehicle.

(j) The operator and passenger shall not use the vehicle in an unsafe manner.

6. Comply with the mandatory insurance requirements under Article VI of Chapter 7 of the Code;

7. Any other applicable requirements of the Code as may be amended from time to time.

8. Yield to the right of way to all other vehicles and pedestrians at all times.

9. All occupants of a Non-Highway Vehicle between the ages of 3 years and 18 years of age shall be restrained with a seat belt at all times while the Non-Highway Vehicle is moving in any direction. Furthermore, all occupants under the age of 3 years shall be restrained in a car seat and the car seat shall be attached to the Non-Highway Vehicle by a seat belt.

10. Obey all traffic laws of the State of Illinois and the City of Fulton.

11. All operators of a Non-Highway Vehicle shall be 18 years of age or older.

12. Operation is prohibited on sidewalks or City parks other than parking areas.

13. A Non-Highway Vehicle may not be operated in excess of 25 miles per hour or the posted speed limit, whichever is lower.

14. (a) Non-Highway Vehicles may not operate on 14th Avenue (also known as Illinois Route 136) except to cross 14th Avenue at its intersection with 4th Street, 9th Street and 14th Street and shall only cross 14th Avenue at an angle of approximately 90 degrees to the direction of Route 136 and not at any other intersections in the City, is brought to a complete stop before attempting a crossing and the operator shall yield the right of way to all pedestrian and vehicle traffic which constitutes a hazard.

(b) Non-Highway Vehicles may not cross 10th Avenue except at its intersection with 9th Street and 14th Street.

15. The operator and the Non-Highway Vehicle shall be subject to inspection by the Chief of Police or a representative of the police department at any time.

16. A Non-Highway Vehicle shall not be operated from 10:00 P.M. to the following morning at sunrise and shall not be operated during inclement weather or when visibility is impaired by weather, smoke, fog or other condition, or at any time when light is insufficient to clearly see persons or vehicles on the City Streets at a distance of 500 feet, in an unsafe or reckless manner, or in violation of any provision of this Chapter.

17. The operator and passengers shall not use or operate the vehicle in an unsafe manner as determined by the Fulton Police Department.

18. Notwithstanding anything to the contrary herein, a Non-Highway Vehicle shall not be allowed to operate on the following Streets, Avenues and public places in the City at any time whatsoever:

(a) The entire length of 4th Street south of its intersection with 24th Avenue and that part of 4th Street between its intersection with 13th Avenue and 10th Avenue. 4th Street shall not be crossed at its intersection with 12th Avenue or its intersection with 11th Avenue.

(b) The entire length of 14th Avenue except for that part of 14th Avenue between its intersection with 14th Street and its intersection with 17th Street;

(c) The entire length of 31st Avenue;

(d) The entire length of 10th Avenue;

(e) The entire length of 12th Street from its intersection with 14th Avenue to its intersection with 3rd Avenue;

(f) The entire length of Illinois Route 84;

(g) The entire length of US Highway 30;

(h) The entire length of all bicycle and pedestrian paths and pathways in the City on any public property and on public areas intended for use by pedestrians and bicycles.

C. PERMITS.

1. No person shall operate a Non-Highway Vehicle without first obtaining a permit from the Chief of Police as provided herein. Permits shall be granted for a period of one year from July 1st to June 30th. The cost of a permit shall be One Hundred Dollars (\$100.00) for each

vehicle for a full year and pro-rated to Fifty Dollars (\$50.00) for half year or less. Insurance coverage shall be verified by the police department when issuing or renewing a permit.

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

- (a) Name and address of applicant;
- (b) Name of liability insurance carrier and policy number;
- (c) The serial number, make, model and description of the Non-Highway Vehicle;
- (d) Signed waiver of liability by applicant releasing the City of Fulton and its officers, Mayor, City Council and employees and agreeing to indemnify and hold the City harmless from any and all future claims resulting from the operation of their Non-Highway Vehicle on the City Streets;
- (e) Photocopy of applicable liability insurance coverage card for the vehicle to be operated pursuant to the permit;
- (f) Such other information as the City may require;

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

- (a) The vehicle must be inspected by the City chief of police (or designee) to insure that the Non-Highway Vehicle is safe to operate on City Streets and is in compliance with this Chapter and the Code;
- (b) A physically handicapped applicant must submit a certificate signed by a physician, certifying that the applicant is able to safely operate a qualified Non-Highway Vehicle on City streets;
- (c) The applicant must provide evidence of insurance in compliance with the provisions of all applicable Illinois Statutes regarding minimum liability insurance for passenger motor vehicles to be operated on the roads of the State of Illinois;

4. The City may suspend or revoke a permit granted hereunder upon a determination by the Chief of Police in his or her sole discretion, that the holder thereof has violated any provision of this Chapter or the Code or that the holder cannot safely operate a qualified Non-Highway Vehicle on City Streets.

D. PENALTY. Any person who violates any provisions of this Chapter or any person who operates a Non-Highway Vehicle in violation of any provisions of this Chapter shall be punished by a fine of not less than \$100.00 nor more than \$750.00 for each offense. Any second or subsequent offense shall result in a revocation of the authority to operate a Non-Highway

Vehicle on City streets for a period of not less than three years. The length of the revocation shall be determined by the City Council. In addition, all court costs, which shall include all costs incurred by the City in prosecuting the case, shall be recoverable from anyone convicted of a violation of this chapter.

E. SIGNAGE. The City shall erect appropriate signs required by any applicable law or regulation including the State manual on Uniform Traffic Control Devices and such other signs the City determines appropriate. Operators shall obey all signage.

SECTION II: This ordinance shall be in full force and effect from and after its passage and approval as required by law.