

CHAPTER 15
TRAFFIC

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15.01 TRAFFIC REGULATIONS

Pursuant to Section 20-204 of the Illinois Vehicle Code (625 ILCS 5/20-204), the City adopts and incorporates by reference the Illinois Vehicle Code and subsequent amendments as the Harvard Vehicle Code. The section numbers used in the Illinois Vehicle Code shall be identical to those section numbers in the Harvard Vehicle Code. (Ord. 2015-113, §1)

15.02 PARKING, GENERAL PROVISIONS

A. Weight Limit: Except for the purpose of loading and unloading as permitted by the ordinances of the city, no vehicle in excess of 8,000 pounds shall be permitted to park at any time upon any public street or in any public parking lot in the City unless a permit is obtained from the Police Department.

B. Tree Banks/Front Lawns: Except as provided herein, parking is prohibited on tree banks and front lawns. Any tree bank parking that was permitted pursuant to Ordinance 98-144 shall be permitted for the current property owner; upon the transfer of title to a successor, tree bank parking shall be prohibited. (Ord. 2001-134,§3, 2001; Ord. 98-144,§1, 1998)

C. All vehicles ticketed for a violation of parking restrictions must be removed from the parking space concerned, or where applicable, from the City parking lot concerned, no later than 24 hours after being ticketed. Upon failure of the owner of such vehicle to so remove the vehicle, the City shall cause the vehicle to be removed and the owner shall be obligated to pay all expenses involved. Said payment shall be required before the release of the vehicle to the owner.

D. It is unlawful to park any vehicle upon any public street for the purpose of displaying it for sale, or to park any vehicle from which merchandise is peddled on any public street in the business district without a City peddler's license.

E. During the times and in the places specified in this Code, it is unlawful for any person owning, controlling, driving or operating any motor vehicle, or being possessed thereof, to cause or permit such motor vehicle to stand or to be parked on any of the streets in such no parking areas for a period longer than is necessary for the loading or unloading of passengers in the case of passenger vehicles, or for the loading, unloading, delivery or pickup of materials, in the case of farm or commercial vehicles. Such loading or unloading of passenger vehicles shall in no event take more than three minutes. Such loading, unloading, delivery or pickup of materials shall in no event take more than 10 minutes.

F. Alleys: Except for purposes of loading and unloading of delivery vehicles for a period not to exceed 30 minutes at any one time, no parking shall be permitted in any alley in the City. (Ord. 96-149, §1, 1996) When loading and unloading delivery vehicles, no person shall park said vehicle within an alley in such a manner or under such conditions as to leave available less than 10 feet of the width of the roadway for the free movement of vehicular traffic. No person shall stop, stand or park a delivery vehicle within an alley in such a position as to block the driveway entrance to any abutting property. (Ord. 96-149, §1, 1996)

G. Parking on the north side of Harrison Street, from Hart Boulevard to Jefferson Street, shall not exceed 10 minutes. (Ord. 97-115, §2, 1997)

H. Parking of trailers, boats, snowmobiles, etc. is prohibited overnight on any public street or in any of the public parking lots.

I. Parking is prohibited outside of the striped parking spaces designated on City streets and in the public parking lots.

J. Tow Zone: On each side of West Brown Street, from Sixth St. to Division St. between the hours of 2 a.m. and 5 a.m. and parking is strictly prohibited. Any vehicle in violation of this subsection shall be towed away by or at the direction of the City. The owner of the vehicle shall be individually liable for all expenses incurred as a result of towing said vehicle away. (Ord 2010-102, §1)

15.03 PARKING, 48 HOUR LIMIT

Except for the more restrictive provisions of this subsection, or in any other provisions of the Harvard Municipal Code including, but not limited to the provisions of this Chapter, it is unlawful

for any person to park any vehicle for a period of time longer than 48 consecutive hours on any public street within the City. The vehicle shall be removed, at the expense of the owner of said vehicle, and impounded if the vehicle is not removed from said public street within 48 hours after a warning is issued.

15.04 PARKING, PERMIT
(Amended Ord. 2007-122,§1)

A. All Day Parking Permits:

1. All day parking permits shall be issued by the Police Department. The all day parking permit fee shall be determined from time to time by the City Council.
2. All day parking permits shall not be valid between the hours of 2 a.m. and 5 a.m.
3. All day parking permits shall be prominently displayed on the vehicle.
4. All day parking permits shall be valid only in the following locations:
 - a. West Sumner Street from the alley westward to Eastman Street;
 - b. East Sumner Street from Ayer Street to Division Street;
 - c. West Brainard Street from the alley westward to Page Street;
 - d. East Brainard Street on the south side of the street from Johnson Street to Division Street;
 - e. City Parking Lots 1 (West Brainard Street), 2 (East Front Street) and 3 (West Sumner Street); and
 - f. Johnson Street from Front Street to Division Street.

B. Parking Lot Parking Permits:

1. Parking lot parking permits shall be issued by the Police Department. The length of time and permit fee shall be determined from time to time by the City Council.
2. Parking lot permits shall be prominently displayed on the vehicle.
3. Parking lot permits shall be valid for 24 hours a day.
4. Parking lot permits shall only be valid in the following locations:
(Amended Ord. 2007-127,§1)
 - a. City Parking Lots 1 (West Brainard Street), 2 (East Front Street) and 3

(West Sumner Street).

- b. Johnson Street, on the east side, from North Division Street to West Brainard Street.
- c. North Division Street, on the west side, from its intersection with North Ayer Street southward to a point allowing for four parking stalls. Said stalls shall be permitted only for current residents of the specific block in which the stalls exist.
- d. City Hall parking lot. (Ord. 2009-117,§1)

15.05 PARKING, TWO HOUR LIMIT

It is unlawful for any person to park any vehicle for a period of time longer than two consecutive hours on the following streets within the City:

- 1. Ayer Street, from Illinois Route 173 to Washington Street.
- 2. Sumner Street, between Diggins Street and Division Street.
- 3. Brainard Street, between North Page Street and Division Street.
- 4. Front Street, between Eastman Street and Johnson Street.
- 5. North Page Street from Front Street to Diggins Street on the west side.
- 6. North Eastman Street from Front Street to West Brainard Street on the west side.
- 7. North Eastman Street from West Brainard Street to West Diggins Street.
- 8. North Johnson Street from Front Street to Sumner Street.
- 9. Grant Street, on the west side from McKinley Street to Blackman Street between the hours of 8 a.m. and 3 p.m. Monday through Friday. (Ord. 94-159, §2, 1994)
- 10. McKinley Street, south side, from Grant Street and Hayes Street between the hours of 8 a.m. and 3 p.m. Monday through Friday. (Ord. 97-133,§2,1997)
- 11. Front Street, south side, from a point 99 feet west of its center point of its intersection with Eastman Street to Hutchinson Street. (Ord. 2005-116, §1)

15.06 PARKING RESIDENT

Except for those who reside in the particular blocks involved, there shall be no parking between the hours of 7 a.m. and 4 p.m. on school days in the following streets or parts thereof:

1. Both sides of Blaine Street between Grant Street and Hayes Street.
2. South side of Blaine Street from North Division Street to Jefferson Street.
3. Both sides of Bourn Street between Garfield Street and Hayes Street.
4. West side of Garfield Street between Old Orchard Road to Bourn Street. (Ord. 2013-109, §1)
5. Both sides of Grant Street between Bourn Street to Blaine Street.
6. West side on Hart Boulevard between Harrison Street and McKinley Street.
7. West side on Jefferson Street between Harrison Street and McKinley Street.
8. West side on Lincoln Street between Blaine Street and McKinley Street.
9. South side of Roosevelt Street between Division Street and Garfield Street.

Except for those who reside in the particular blocks involved, there shall be no parking on the:

1. East side of Garfield Street, from McKinley Street to Bourn Street. (Ord. 95-165, §1)
2. West Blackman Street from Division Street (U.S. Route 14) to First Street (Ord. 2001-110-§1)
3. Hayes Street from McKinley to Brown Street (Ord. 98-125,§1,1998)

Resident only and subject to City Ordinances

1. 203 S. Ayer Street shall be limited to two resident only parking spaces in front of the building at 203 S. Ayer St. (Ord. 2004-106)
2. 303 S. Ayer St. shall be limited to two resident only parking spaces in front of the building at 303 S. Ayer St.(Ord. 2004-106)

15.07 PARKING, PROHIBITIONS

A. Parking Prohibitions: Except as otherwise provided herein, off-street parking shall not be permitted in any front, rear or side yards of any residential lot. Off-street parking shall be permitted in parking areas constructed pursuant to Section 17.32.030 of the Harvard Zoning Ordinance. In addition, motor homes, trailers, snowmobiles, boats, campers and motorcycles shall be permitted in the rear yard provided the parking surface is constructed pursuant to City ordinances. Without the permission of the property owner, no vehicles shall be driven over any front, rear or side yards. (Ord. 99-109,§2,1999)

B. No Parking Locations: No parking shall be allowed on private property without the consent of the owner or in the following locations: (Ord. 99-109, §1, 1999; Ord. 95-146, §1, 1995; Ord. 95-128, §1, 1995)

<u>No Parking Areas</u>	<u>Location</u>
6 th Street	east side from Northfield Avenue to northern terminus
7 th Street	east side from Northfield Avenue to northern terminus
Admiral Drive	south side of Ridge Lane Drive to South Division Street
Anderson Street	south side between Jefferson Street and Garfield Street(Ord. 99-141,§1,1999)
Ayer Street	Except for sedans, 2-door coupes, convertibles and station wagons, parking is prohibited in the first two parking spaces at all four corners on Ayer Street from Park Street to Sumner Street (Ord. 2003-143)
East Blackman Street	north and south sides between Hart Boulevard and Division Street (U.S. Route 14) (Ord. 2000-104,§1)
West Blackman Street	north side from First Street to Second Street (Ord. 2001-110,§2)
West Blackman Street	south side of West Blackman Street from Division Street (U.S. Route 14) west for a distance of 80 feet (Ord. 2001-110,§2,2001)
Blaine Street	north side from Division Street to Garfield Street; south side from Jefferson Street to Garfield Street; both sides, Grant Street to Garfield Street
Blanchard Street	no parking on either side between Thompson Street and Park Street (Ord. 2002-129,§1)
Brainard Street	south side from Page Street to West Diggins Street;
East Brink Street	no parking either side in its entirety
West Brink Street	no parking either side in its entirety
East Brown Street	no parking either side from Galvin Parkway to a point 250 feet west of its intersection with Galvin Parkway
West Brown Street	north side between First Street and Third Street (Ord. 2000-136,§1)
West Burbank Street	north side from Division Street to its western terminus
Dewey Street	north side from Division Street to its eastern terminus
Dewey Street	Between Hart Boulevard and Division Street, no parking on the south side and limit parking to 10 minutes on the north side between the hours of 8 a.m. and 4 p.m. on school days. (Ord. 2000-120,§1)
Division Street	except in front of the First Presbyterian Church at 309 North Division Street, no parking either side in its entirety. (Ord. 96-111,§1)
East Diggins Street	no parking either side in its entirety
West Diggins Street	no parking on the north side from Division Street, approximately 200 feet west to the existing alley (Ord. 98-164,§1)
North Eastman St.	east side from Brainard Street to the Union Pacific right-of-way
Eighth Street	Both sides of the street or in driveways from Roosevelt Street to Northfield Street for any licensed motor vehicle over 8,000 pounds (Class D and up) (Ord 2010-120, §7)
Fifth Street	east side from West Diggins Street to West McKinley Street
First Street	East side from Blackman to its northern terminus (Ord 2013-109,§2)
Fourth Street	east side from West Diggins Street to West McKinley Street
Front Street	south side from the center point of its intersection with Eastman Street to 99 feet west; north side adjacent to Harvard City Hall, 201 W. Front St.; south side from Johnson Street to Division Street. (Ord. 2005-116, §2)
Galvin Parkway	no parking either side from East Brown Street to a point 250 feet south of its intersection with East Brown Street
Garfield Street	east side from McKinley Street to North Division Street and from Blackman Street to Dewey Street; west side from Bourn Street south to Route 173 (Ord. 95-165,§2)
Grant Street	east side from East McKinley Street to Blackman Street; both sides from East McKinley Street to Blaine Street
Harrison Street	both sides from Division Street to Jefferson Street
Hart Street	west side from East Diggins Street to Railroad Street; east side from McKinley Street to

	Harrison Street; west side from East Diggins Street to Blackman Street (Ord. 2003-108,§1; Ord. 99-146,§1)
Hart Street	Resident parking only Mondays through Fridays on the east side of Hart Street from Illinois Route 173 south to the railroad tracks (Ord. 2003-112,§1)
Hayes Street	west side: from McKinley Street 375 feet northward; resident only parking from a point 375 feet north of McKinley Street to Bourn Street; east side: from East Diggins Street to Klamam Street; no parking from McKinley Street 30 feet northward; resident only parking from a point 30 feet north of McKinley Street to Bourn Street; on either side of Hayes Street from its intersection with McKinley Street to 25 feet south; (Ord. 2005-132, §1; Ord. 97-133,§1)
Hutchinson Street	east side from Washington Street to Thompson St. (Ord. 95-154,§1, 1995)
Jefferson Street	east side from Railroad Street to Harrison Street
Jefferson Street	west side from East Diggins Street to Blackman Street (Ord. 2003-108,§2,2003)
Johnson Street	west side from first parking stall south of Sumner Street to Division Street
Klamam Street	south side from Grant Street to Hayes Street
Lincoln Street	east side from Blaine Street to East McKinley Street; west side from East Brown Street to Church Street
Marengo Road	West side of the road between Ayer Street and Illinois Route 173 (Ord 2010-120, §7)
East McKinley Street	both sides from North Division Street to Grant Street and between Hayes Street and O'Brien Street (Ord. 2001-116,§1)
Metzen Street	north and south sides of Howard Street to Ratzloff Street; south side for a distance of 100 feet from Jackman Street west. (Ord. 95-165,§3; Ord. 95-148,§1)
Metzen Street	north and south sides from Ayer Street to Eastman Street (Ord. 99-142,§)
Northfield Avenue	north side in its entirety and on the south side between 2 nd Street and U.S. Route 14 (Ord. 2004-144)
South Park Avenue	south side from South Division Street to Ridge Lane Drive
Ridge Lane Drive	east and west sides from South Park Avenue to Admiral Drive
East Roosevelt Street	north side from North Division Street to Garfield Street
West Roosevelt Street	south side from Eighth Street to the entrance at 1001 W. Roosevelt Street; north side from Eighth Street to Lamplighter Apartments property line
Second Street	east and west sides between Burbank Street and Diggins Street (2001-133,§1, 2001)
Second Street	east side from West Diggins Street to 150 feet south of West McKinley Street; west side from West Diggins Street to West Blackman Street and from Burbank Street to West McKinley St.(Ord. 97-151,§1)
Sumner Street	southwest side and adjacent to the traffic island located at Sumner Street and West Diggins Street
Tenth Street	east side from Northfield Avenue to northern terminus
Third Street	east side from West Diggins Street to West McKinley Street
University Street	north side from Hart Boulevard to North Division Street
East Washington Street	either side of Randall Street to South Ayer Street
West Washington Street	north side from South Ayer Street to Ratzloff Street

C. Overnight Parking:
(Amended Ord. 2007-122,§3)

1. Except as provided herein, parking shall be prohibited on all City streets as well as the municipal lot adjacent to the west of the Harvard Police Department Building between the hours of 2 a.m. and 5 a.m. (Ord. 2012-119, §1)
2. The Police Department, at its discretion and upon notification from the resident of a subject property, may allow overnight parking on any City

street, subject to any restrictions imposed by the Police Department and Section 15.09, Parking, Snow Removal, of this Code.

3. The City Council may grant variations from the provisions of this Section 15.07-C, which may include conditions and restrictions. Petition forms are available from the office of the City Clerk.

D. Use of Residential Parking Area
(Added 2006-136)

The parking and storage of trucks, trailers and commercial vehicles in any residential district must be in a fully enclosed structure. If not, the vehicle standards listed below must be met.

All vehicles as provided herein are allowed to be parked only on an approved surface (Approved Surface shall mean asphalt/bituminous, concrete/P.C.C., brick pavers, and any surface that is approved by the City's Engineering and Building Department). For the purposes of this section, "parked" shall mean the standing of a vehicle, regardless of whether the vehicle is occupied, other than when the vehicle is temporarily and actually engaged in loading or unloading merchandise or passengers.

1. Vehicle Standards. A vehicle must meet all of the following standards if it is not located within a fully enclosed structure. If all of these standards cannot be met, the vehicle is not allowed to be parked in a residential area or on a private parking area accessory to a residential use.
 - (a) Vehicle Classification. The vehicle shall be classified in, and shall have on proper display a sticker reflecting one of the following current Illinois vehicle registrations or equivalent registration issued by another state:
 - (i) Motorized pedal cycle
 - (ii) Motor drive cycle
 - (iii) Motorcycle
 - (iv) Passenger Vehicle
 - (v) Taxi
 - (vi) Livery
 - (vii) "B" Registration plate
 - (viii) "D" Registration plate
 - (ix) Trailer (Plates TA and TB only)
 - (x) Recreational vehicles. A recreational vehicle (RV) shall include, but is not limited to, camper trailer (pop up), motor home, off-road vehicle, open trailer, pickup camper, snowmobile, travel trailer, and water craft.
 - (b) Vehicle Height. No portion or element of the vehicle shall exceed a height of 11 feet from the ground to its highest point including cargo box or other permanently mounted equipment; provided, however, that ladder racks, warning lights, and antennas; and air conditioner units and other accessory

structures on vehicle roofs shall not be included in the measurement of height. Height shall be measured with the vehicle's tires properly inflated.

- (c) **Vehicle Length.** The vehicle shall not exceed a length of 25 feet. The length for watercraft shall be determined by measurement of the watercraft only and not the watercraft trailer. In measuring the watercraft, the motor, whether inboard or outboard, shall be excluded from the measurement. In measuring an open trailer, the measurement shall exclude the trailer tongue.
 - (d) **Cargo Bed Standards.** For every vehicle designed to carry cargo of any kind, excluding boat trailers, the cargo bed shall be fixed, with permanently mounted bed walls. All flat bed trucks, dump trucks, tow trucks and stake bed trucks shall not be permitted at any time.
2. **Exceptions.** The following vehicles are exceptions to the restrictions set forth in the Vehicle Standards listed above in Subparagraph A.
- (a) **Recreational Vehicles.** A recreational vehicle can be stored anywhere on the interior side yards (does not include side yard abutting a street), rear yard or driveway, as long as it does not result in impaired visibility for motorists maneuvering between neighboring properties and the street.
 - (b) **Oversized Livery Vehicles.** An oversized livery vehicle, commonly known as a stretch limousine, that is used or intended to be used for the transportation of persons for-hire shall not be subject to the length restrictions set forth in Subparagraph 1(c) of this Section.
 - (c) **Service, Emergency, and Utility Vehicles.** Garbage trucks, school buses, utility company vehicles, government-owned vehicles, emergency vehicles conducting emergency operations, service trucks, tow trucks, landscaping vehicles, vehicles servicing a construction site, delivery trucks, and moving vans (while loading or unloading), but only while engaged in their customary business use.
 - (d) **Motor homes over 25 feet in length** can be temporarily parked on residential driveways, for a period not to exceed 10 consecutive days in one month, as long as the motor home is not being used for residential purposes.
 - (e) **A recreational vehicle that is larger than 25 feet in length and/or 11 feet in height** can be stored in the interior side yards or rear yard as long as it is not located within 5 feet of the side or rear yard setback. Rear yard shall be defined as set forth in the Harvard Zoning Ordinance.
 - (f) **Not more than two recreational vehicles** shall be located on a lot, unless otherwise allowed pursuant to the provisions of the Harvard Zoning Ordinance. Trailers and contents located thereon shall be considered as one recreational vehicle.

- (g) Any person owning any residential property may file an application for a special permit in accordance with the application materials to allow for vehicles that do not meet this Section by an appeal to the City Council.

15.08 ONE WAY STREETS

It is unlawful to operate any vehicle on any of the designated streets or alleys in any direction other than that indicated in this Section 15.08:

1. Traffic on West Diggins Street, from the westerly line of Division Street (and the westerly line of Ayer Street) to the easterly line of Sumner Street, extended north, shall be westbound only.
2. The alleys dividing Blocks 5, 6, 12 and 13 of the original plat of the City, as follows:
 - A. Block 5, in a northeasterly direction only;
 - B. Block 6, in a southwesterly direction only;
 - C. Block 12, in a southwesterly direction only;
 - D. Block 13, in a northeasterly direction only.
3. Traffic on Hutchinson Street, from Thompson Street to Washington Street, shall be southbound only.
4. Traffic on Harrison Street, from Division Street to Jefferson Street, shall be eastbound only. (Ord. 2000-138, §1; Ord. 97-115, §1, 1997)

15.09 PARKING, SNOW REMOVAL

A. Snow Emergency: A snow emergency shall exist within the City whenever a snowfall of two inches or more has occurred, or whenever the Public Works Director or his designee declares that a snow emergency exists. The Director or his designee may declare a snow emergency at a time prior to an accumulation of two inches of snow if, in his judgment, the weather conditions are such that an early declaration of a snow emergency would promote the effective implementation of the City's snow removal plan. After a snow emergency comes into existence or is declared it shall continue until such time as the Public Works Director or his designee declares its termination.

B. No Parking: When a snow emergency exists it shall be unlawful for any vehicle to be parked on any public street in the City. Any vehicle in violation of this subsection shall be towed away by or at the direction of the City. The owner of the vehicle, as well as the person who caused said vehicle to stop, stand or park, shall be individually liable for all expenses incurred as a result of towing said vehicle away.

C. Prohibition of Depositing Snow:

1. No person shall deposit or cause to be deposited any snow upon any street or

alley in the City or on that portion of any street or alley cleared or scheduled for clearance of any snow accumulation.

2. No person shall deposit or cause to be deposited any snow on any street of the City in such a manner as to obstruct a public sidewalk. No snow shall be deposited upon a neighboring parkway or other private driveway. No snow shall be deposited in an intersection of traveled roadways in a manner that would hamper the vision of those using such roadways.

15.10 PARKING, STREET CLEANING

It is unlawful to park any vehicle on any public street or portion thereof in the City at any time when such street is being cleaned. Signs indicating that a street or portion thereof is being cleaned shall be posted immediately before cleaning and shall be removed after the street cleaning is completed.

15.11 STOP SIGNS

Pursuant to 635 ILCS 5/11-302, the City has, by Ordinance No. 2003-104, adopted a list of authorized stop signs in the City, and this list is adopted by reference herein.

15.12 SPEED LIMITS

A. The speed limit on any street in the City, except on a state highway and those streets listed below, shall not exceed 30 miles per hour. The following speed limits shall be observed on the designated roadways within the City (Ord 2016-122):

<u>Speed Limit</u>	<u>Designated Road(s)</u>
15 miles per hour	East Brown Street from Grant Street east to its eastern terminus.
20 miles per hour	Ayer Street between Diggins Street and Washington Street;
30 miles per hour	Crowley Road (Ord. 95-165,§4, 1995)
35 miles per hour	Marengo Road from Airport Road to the southern edge of Century Farms; (Ord 2009-116, §1)
45 miles per hour	Marengo Road from the southern edge of Century Farms to Illinois Route 23; (Ord 2009-116, §1)

1. School Speed Zones: pursuant to the Illinois Vehicle Code the following shall be posted and enforced as 20 mile per hour school speed zones when children are present and fined as such:

Hutchinson Street between Washington and Thompson Streets

Garfield Street between McKinley Street and Old Orchard Road

McKinley Street between Jefferson Street and Grant Street

Marengo Road between a point 500 feet northward of the school bus entrance and a point 500 feet southward of Hereley Drive

Any posted designations made by IDOT on State or Federal Highways

B. West Diggins Street: The speed limit on West Diggins Street, westbound, shall be 30 miles per hour commencing at the eastern boundary of West Diggins Street and shall increase in the following increments at the points indicated:

1. 35 miles per hour commencing at a point approximately 439 feet east of the easterly boundary of Ratzloff Street at its intersection with West Diggins Street, and ending at a point approximately 205 feet west of the westerly boundary of Ratzloff Street at its intersection with West Diggins Street;
2. 45 miles per hour commencing at a point approximately 205 feet west of the westerly boundary of Ratzloff Street at its intersection with West Diggins Street and ending at a point approximately 1,053 feet west of the west boundary of Ratzloff Street at its intersection with West Diggins Street; and 45 miles per hour approximately 1,053 feet west of the west boundary of Ratzloff Street at its intersection with West Diggins Street and continuing west to the termination of the City boundary on West Diggins Street.

The speed limit on West Diggins Street, eastbound, shall be 55 miles per hour commencing at the City's most westerly boundary on West Diggins Street and shall decrease in the following increments at the points indicated:

1. 45 miles per hour commencing at a point approximately 1,027 feet west of the west boundary of Ratzloff Street at its intersection with West Diggins Street, and ending at a point approximately 231 feet west of the west boundary of Ratzloff Street at its intersection with West Diggins Street;
2. 35 miles per hour commencing at a point approximately 231 feet west of the west boundary of Ratzloff Street at its intersection with West Diggins Street, and ending at a point approximately 558 feet east of the east boundary of Ratzloff Street at its intersection with West Diggins Street; and
3. 30 miles per hour at a point commencing approximately 558 feet east of the east boundary of Ratzloff Street at its intersection with West Diggins Street and continuing to the east boundary of West Diggins Street.

C. The maximum speed limit for a vehicle of the second division, if equipped with pneumatic tires, shall not exceed the posted speed limits in all districts of the City, except that in an

alley the maximum shall be 15 miles per hour, but if such vehicle is equipped with two or more solid tires, the maximum shall be 10 miles per hour at all times and in all locations.

D. Park Zones: The following park zones are established in the City: (Ord. 2007-107, §1)

1. For Lions Park, that portion fronting Galvin Parkway, Harvard Hills Road, and Highway Rt. 173.
2. For Northfield Park, that portion fronting Northfield Avenue and Eighth Street;
3. For Mary's Park, that portion fronting Washington Street, West Park Street, South Page Street and South Eastman Street;
4. For Moose Park, that portion fronting West Diggins Street and the railroad.

The speed limit within such park zones shall not exceed 20 miles per hour.

15.13 WEIGHTS ON STREETS

A. All vehicles with a gross weight which exceeds 12,000 pounds on the surface of the road, shall be operated solely on truck routes, subject to the exceptions contained in Section 15.13-B herein. (Ord. 99-145, §3, 1999)

The street signs on the streets designated as truck routes shall be colored yellow, and the City may post such other truck route signs as it deems appropriate.

Within the City limits U.S. Route 14 is designated as Division Street (north and south), and Illinois Route 173, within the City limits, is designated as Brink Street (east and west). These highways are primary routes of entry into the City for trucks and other vehicular traffic. In addition to U.S. Route 14 and Illinois Route 173, designated truck routes within the City are as follows:

- * West Blackman Street from Fifth Street to Sixth Street;
- * East Brink Street from South Division Street to Kennedy Drive;
- * Brown Street from Metropolitan Rail yard to Sixth Street;
- * West Burbank Street from Sixth Street to Eighth Street;
- * West Diggins Street from Lawrence Road to Fifth Street;
- * Eighth Street from West Burbank Street to Northfield Avenue;
- * Fifth Street from West Diggins Street and Front Street to West Blackman Street;
- * Frisco Drive, entire street;
- * South Jefferson Street from Railroad Street to East Brink Street;
- * Kennedy Drive, entire street;
- * Northfield Avenue, entire street;
- * West Park Street from South Ayer Street to Ratzloff Street;
- * Railroad Street from Jefferson Street to the Metropolitan Rail yard;

- * Ratzloff Street from West Park Street to West Diggins Street;
- * Sixth Street from West Blackman Street to West Burbank Street;
- * Lawrence Road from Illinois Route 173 to West Diggins Street;
- * Crowley Road from U.S. Route 14 to Harvard Hills Road

B. Exceptions: (Ord. 2012-118, §1)

1. All vehicles with a gross weight not to exceed 16000 pounds on the surface of the road shall be allowed to operate on Marengo Road from its intersection with Route 23 to its intersection with Airport Road.
2. The provisions of this Section 15.13 shall not apply to any fire, police or other emergency vehicle, school bus or any vehicle making a delivery or picking up a load on any City street, provided that any such vehicle making a delivery or picking up a load may be driven on such street not more than the minimum distance necessary for that purpose.

15.14 METRA PARKING LOTS
(Amended 2016-109, §1)

A fee shall be charged for parking in the Metra parking lots which service the Metropolitan Rail and shall be as follows:

1. Daily Permit Parking: Upon payment and reception of receipt of daily parking fees as referenced in Section 20.07, Miscellaneous Fees of this Code, the daily permit holder is entitled to park in that designated parking slot shown on said receipt. (Ord. 2014-103; Ord. 2006-129, Ord. 2003-135)
2. Parking Hours: With the exception of parking stalls numbered 116 through 162, parking shall not be permitted between the hours of 3 a.m. and 5 a.m. in the Metra parking lots. Parking in the lot shall not exceed ten consecutive days. (Ord. 2006-129, §II; Ord. 99-145,§4,1999; Ord. 94-111,§1,1994; Ord. 94-109,§5, 1994)
3. Tow Zone: On each side of Eastman Street, south of Front Street, is a tow zone and parking is strictly prohibited. (Ord. 2006-129, §II) 5. Violations: Any person, firm or corporation violating any provision of this Section 15.14 shall be fined not less than \$25.00 for each offense and subject to being towed at his/her expense. (Ord. 2006-129, §II)
- 4.. Overflow Parking In the event the Metra Parking Lot is full, the following areas shall be designated as overflow parking:
 - a. 65 Parking Spaces in the Front Street City Lot
 - b. 10 Parking Spaces to the east of the Police Department St. (on Eastman St.)

15.15 SKATEBOARDS

It is unlawful for any person, upon a device commonly known as a skateboard, to go upon any

roadway, Metra parking lot, sidewalk or crosswalk in the City within an area the north boundary of which is North Ayer Street at its intersection with U.S. Route 14, the east boundary of which is U.S. Route 14, the south boundary of which is Metzen Street and the west boundary of which is Eastman Street. A person upon a skateboard may go upon crosswalks only on those streets in areas where skateboards on sidewalks are not prohibited. (Ord. 98-128,§1, 1998)

15.16 TOY VEHICLES
(Amended 2005-154, §2)

A. Definitions: In addition to the terms defined in Appendix A of this Code, the following words, when used in this Section 15.16, shall have the following meanings:

Personal use vehicle and personal use device: Vehicles, devices or means of transportation or recreation which include, but are not limited to the following: bicycle, tricycle, scooter or similar device, whether motorized or non-motorized; mini bike, motor driven cycle, mini motorcycle, pedal cycle, recreation device or vehicle, go cart, moped, all terrain vehicle, golf cart or other motorized and non-motorized vehicles used for recreation or transportation.

Toy vehicle: Tricycle, coaster, skateboard, roller skates, roller blades or similar motorized and non-motorized recreational vehicles.

B. It shall be unlawful for any person upon roller skates, a coaster, sled, roller blades or other toy vehicle to go upon any roadway other than a crosswalk.

C. Except as provided herein, it shall be unlawful and is hereby declared a nuisance for any person to operate, ride on, be pushed on or traverse on a personal use vehicle or personal use device on any City property, or on private property without the written permission of the property owner.

D. Exceptions:

1. Motorized wheel chairs and other personal mobility devices so long as they are operated in a safe and orderly manner.
2. Non-motorized personal use vehicle or device may be operated on sidewalks in residential zoning districts as long as they are operated in a safe and orderly manner.
3. Non-motorized personal use vehicles and personal use devices shall be permitted in City parks.
4. Bicycles shall be permitted on City streets when operated pursuant to 625 ILCS 5/11-1501.
5. Special events when a permit has been issued by the Chief of Police.
6. Any personal use vehicle or device licensed and registered pursuant to

Chapter 625 of the Illinois Compiled Statutes shall be permitted on any City street or public parking lot.

15.17 VEHICLE REGISTRATION (Amended Ord. 2004-128)

A. Motor Vehicle Registration: Any motor vehicle owned by a resident of the City failing to display Illinois vehicle registration is unlawful. Provided, however, upon a showing by such owner that not less than 30 days has passed since the owner established residency in the State, no such violation shall exist.

B. Mobile Homes Registration: The owner of each inhabited mobile home, as defined in Section 17.130.020 of the Harvard Zoning Ordinance, and the owner of any mobile home park within the City shall provide the following information to the City Clerk:

1. Mobile Home Owner: The name and address of the current owner, the license number of the mobile home, lot number of the mobile home, a copy of the mobile home title, year of manufacture, square feet of floor space contained in the mobile home, the date that the mobile home became inhabited, the date the mobile home was initially placed in the county or moved to a new location.
2. Mobile Home Park Owner: The name and address of each owner of mobile home within the owner's mobile home park, the license number for each mobile home, lot number assigned to each mobile home, year of manufacture of each mobile home, square feet of floor space contained in each mobile home, the date each mobile home was initially placed within the owner's mobile home park.
2. Said information shall be submitted to the City Clerk within 60 days of the effective date of this Ordinance (July 25, 2004). In the event the title cannot be located within the 60-day timeframe, and there is proof that efforts have been made to locate the title from the Secretary of State, the City Administrator may grant a 30-day extension. Any mobile home shall be considered abandoned if the required information has not been submitted to City Hall within 90 days (120 days if an extension has been granted).

C. Change of Information: In the event any of the information submitted to City Hall changes, such change shall be reported to City Hall within seven business days after the change.

D. Penalty: Failure to comply with the terms of this Section 15.17 shall result in a minimum fine of \$100 per day, plus the City's cost of prosecution. Each day that a violation continues shall be considered a separate offense.

15.18 COMPRESSION/RELEASE ENGINE BRAKE USE PROHIBITED

No person shall operate or cause to be used or operated within the City any compression/release engine brake on any vehicle for any reason. Provided, however, this prohibition shall not apply if operation of the brake is necessary in an emergency situation to avoid imminent injury to persons or damage to property. For purposes of this Section 15.18, compression/release engine brake is defined as any mechanical exhaust device designed to aid in the braking or deceleration of any vehicle by converting engine power to compressed air which results in excessive, loud, unusual or explosive noise from such vehicle, or otherwise known as jake-braking.

15.19 SNOWMOBILES

A. Designated Snowmobile Routes: The following streets and roads are designated as routes of travel by snowmobiles and provide access into and out of the City; these streets and roads are not to be used for practice or amusement purposes, except to travel between a residence and the nearest designated route for the purpose of driving into or out of the City: (Ord. 2007-141,§1)

1. Garfield Road from U.S. Route 14 to the dead end of South Garfield Road;
2. Brink Street east of Division Street;
3. Washington Street from Ratzloff Street to West Brink Street;
4. Brown Street from Eighth Street to Galvin Parkway;
5. Galvin Parkway from Illinois Route 173 east to Brown Street;
6. Airport Road within the City limits;
7. Marengo Road south of Airport Road within the City limits;
8. Lawrence Road within the City limits;
9. Diggins Road (Illinois Route 173) between Galvin Parkway and Harvard Hills Road;
10. Harvard Hills Road within the City limits;
11. Crowley Road within the City limits;
12. U.S. Route 14 from Crowley Road to Northfield Avenue; and
13. The following roads and subdivision that are within the City limits: Northfield Avenue connecting to Lonesome Road, connecting to Lilac Street, connecting to Hollyhock Street and continuing through the Oak Grove Crossing Subdivision to Bay Berry Street.

B. Violations: It shall be unlawful for any person to operate a snowmobile in the City:

1. Upon any sidewalk in the City, except where the tree bank, shoulder or unpaved right of way has a natural or hazardous obstruction to the extent of blocking the passage of any snowmobile.
2. At speeds in excess of 10 miles per hour.
3. On private property of another without the express written permission to do so by the owner or occupant of said property.
4. On public school grounds, park property, playgrounds, recreational areas, golf courses and shopping centers without the express written permission to do so by the proper authority.
5. In a manner so as to create loud, unnecessary or unusual noise, so as to disturb or interfere with the peace and quiet of other persons.
6. In a careless, reckless or negligent manner so as to endanger the safety of any person or the property of any person.
7. At any place on the roadway except for the extreme right side.
8. Between the hours of 11 p.m. and 7 a.m.
9. While under the influence of intoxicating liquor or narcotic drugs.
10. Without having the vehicle registered with the State of Illinois.
11. Leave or allow a snowmobile unattended on any public highway or property in the City with the motor running.
12. Operator of a snowmobile not yielding to the right of way to the operator of all motor vehicles.
13. Not following in single file while snowmobiles are being operated along the same part of a public street in the City at the same time and in the same direction.
14. If a street has no curb, the operator of a snowmobile not keeping his/her snowmobile on the shoulder of the street. On streets which have curbs, the operator not keeping his/her snowmobile as close to the curb as it is safe to do so.

C. Penalty: Any person, firm or corporation violating any provision of this Section 15.19 shall be fined not less than \$30.00 nor more than \$500.00 of each offense. A separate offense shall be deemed committed on each day during or on which such violation occurs or continues.

15.20 NEIGHBORHOOD ELECTRIC VEHICLES
(Ord. 2006-120)

A. Definition: As used in this Section 15.20, neighborhood electric vehicle is a self-propelled, electronically powered four-wheeled motor vehicle that is capable of attaining in one mile a speed of 20 miles per hour, but not more than 25 miles per hour and which conforms to federal regulations until Title 49 C.F.R. Part 571.500.

B. Pursuant to 625 ILCS 5/11-1426.1 and subject to this Section 15.20-B, a neighborhood electric vehicle may be operated upon any street under the City's jurisdiction. In no case shall such vehicle cross any state or federal highway. In addition to the requirements in 625 ILCS 5/11-1426.1(e), the operation of a neighborhood electric vehicle shall be subject to the following:

1. Said vehicle shall have current City vehicle registration that is provided in the form of a sticker after paying a yearly fee, set from time to time by the City Council. Prior to issuing the sticker, the manufacturer agrees to provide to the police department a unique license plate number, to be kept on file, for each vehicle. The plate shall be prominently displayed on both the front and back of the vehicle. The license plates shall not be transferred from one vehicle to another.
2. The operator has been issued a valid Illinois driver's license.
3. At all times of operation the operator shall observe all City traffic and parking ordinances and state statutes.
4. A flag, a minimum of six feet from the ground, shall be affixed to the vehicle while in operation.

C. Penalty: Any person, firm or corporation violating any provision of this Section 15.20 shall be subject to a fine of not more than \$500, plus the City's cost of prosecution including reasonable attorney fees. Each day that a violation continues shall be considered a separate offense.

15.21 VEHICLE IMPOUNDMENT
(Ord 2012-104, §1; Ord 2010-125, §2)

A. In addition to any fees charged for the towing and storage of an impounded vehicle, the City may impose an administrative fee not to exceed \$500 related to its administrative and processing costs associated with the investigation, arrest and detention of an offender, or the removal, impoundment, storage and release of the vehicle. The administrative fee shall be waived upon verifiable proof that the vehicle was stolen at the time the vehicle was impounded.

B. The administrative fee may be imposed and a motor vehicle may be impounded

upon probable cause that any of the following violations have occurred:

1. Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense for which a motor vehicle may be seized and forfeited pursuant to 720 ILCS 5/36-1; or
2. Driving under the influence of alcohol, another drug or drugs, an intoxicating compound or compounds, or any combination thereof, in violation of 625 ILCS 5/11-501; or
3. Operation or use of a motor vehicle in the commission of, or in the attempt to commit, a felony or in violation of the Cannabis Control Act (720 ILCS 550/1 *et seq.*); or
4. Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of the Illinois Controlled Substances Act (720 ILCS 570/101 *et seq.*); or
5. Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of 720 ILCS 5/24-1, Unlawful Use of Weapons, 5/24-1.5, Reckless Discharge of a Firearm, or 5/24-3.1, Unlawful Possession of Firearms and Firearm Ammunition; or
6. Driving while a driver's license, permit, or privilege to operate a motor vehicle is suspended or revoked pursuant to 625 ILCS 5/6-303; except that vehicles shall not be subjected to seizure or impoundment if the suspension is for an unpaid citation (parking or moving) or due to failure to comply with emission testing; or
7. Operation or use of a motor vehicle while soliciting, possessing, or attempting to solicit or possess cannabis or a controlled substance, as defined by the Cannabis Control Act (720 ILCS 550/1 *et seq.*) or the Illinois Controlled Substances Act (720 ILCS 570/101 *et seq.*); or
8. Operation or use of a motor vehicle with an expired driver's license, in violation of 625 ILCS 5/6-101, if the period of expiration is greater than one year; or
9. Operation or use of a motor vehicle without ever having been issued a driver's license or permit, in violation of 625 ILCS 5/6-101, or operating a motor vehicle without ever having been issued a driver's license or permit due to a person's age; or
10. Operation or use of a motor vehicle by a person against whom a warrant has been issued by a circuit clerk in Illinois for failing to answer charges that the driver violated 625 ILCS 5/6-101, 5/6-303, or 5/11-501; or

11. Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of Article 16, Theft and Related Offenses, or Article 16A, Retail Theft, of Chapter 720 of the Illinois Compiled Statutes; or
12. Operation or use of a motor vehicle in the commission of, or in the attempt to commit, any other misdemeanor or felony offense in violation of 720 ILCS 5/1-1 *et seq.*), when so provided by this Code.

C. The following shall apply to any fees imposed for administrative and processing costs pursuant to Section 15.21-B.

1. All administrative fees and towing and storage charges shall be imposed on the registered owner of the motor vehicle or the agents of that owner. The registered owner shall be the record titleholder to a motor vehicle as registered with the Illinois Secretary of State or any other applicable governmental agency.
2. The fees shall be in addition to (i) any other penalties that may be assessed by a court of law for the underlying violations; and (ii) any towing or storage fees, or both, charged by the towing company.
3. The fees shall be uniform for all similarly situated vehicles.
4. The fees shall be collected by and paid to the City.
5. The towing or storage fees, or both, shall be collected by and paid to the person, firm, or entity that tows and stores the impounded vehicle. Costs for towing and storage of a motor vehicle shall be those approved by the Chief of Police for all tow companies authorized to tow for the Police Department.

D. Administrative Hearing: A hearing shall be provided pursuant to 625 ILCS 5/11-208/3(b)(4). The vehicle shall be released to the owner of record, lessee or a lienholder of record upon payment of all administrative fees and towing and storage fees.

E. Administrative Hearing Requirements:

1. Administrative hearings shall be conducted by a hearing officer who is an attorney licensed to practice law in the state for a minimum of 3 years and who is not an officer or employee of the City. The hearing officer shall be designated by the City Administrator;
2. The hearing officer shall have the power to administer oaths and to secure the attendance and testimony of witnesses and the production of relevant books and papers via subpoena;

3. The hearing shall be recorded and the technical/formal rules of evidence shall not apply;
4. Individuals appearing before the hearing officer shall have the right to be represented by counsel at their own expense;
5. At the conclusion of the administrative hearing, the hearing officer shall issue a written decision either sustaining or overruling the vehicle impoundment;
6. If the basis for the vehicle impoundment is sustained by the administrative hearing officer, any administrative fee posted to secure the release of the vehicle shall be forfeited to the City;
7. All final decisions of the administrative hearing officer shall be subject to review under the provisions of the Administrative Review Law; and
8. Unless the administrative hearing officer overturns the basis for the vehicle impoundment, no vehicle shall be released to the owner, lessee or lienholder of record until all administrative fees and towing and storage charges are paid.

F. Notice of Impoundment: The following provisions shall be observed concerning notice of impoundment:

1. Whenever a police officer has cause to believe that a motor vehicle is subject to impoundment, the officer shall provide for the towing of the vehicle to a facility authorized by the municipality.
2. At the time the vehicle is towed, the City shall notify or make a reasonable attempt to notify the owner, lessee, or person identifying himself or herself as the owner or lessee of the vehicle, or any person who is found to be in control of the vehicle at the time of the alleged offense, of the fact of the seizure, and of the vehicle owner's or lessee's right to an administrative hearing.
3. The City shall provide notice that the motor vehicle will remain impounded pending the completion of an administrative hearing, unless the owner or lessee of the vehicle or a lienholder posts with the City a bond equal to the administrative fee as provided by this Code and pays for all towing and storage charges.

G. Notice of Hearing: The registered owner or lessee of the vehicle and any lienholder of record shall be provided with a notice of hearing. The notice shall:

1. Be served upon the owner, lessee and any lienholder of record either by

personal service or by first class mail to the interested party's address as registered with the Secretary of State;

2. Be served upon interested parties within 10 days after a vehicle is impounded by the City; and
3. Contain the date, time and location of the administrative hearing. An initial hearing shall be scheduled and convened no later than 45 days after the date of the mailing of the notice of hearing.

H. Vehicles not retrieved from the towing or storage facility within 35 days after the administrative officer issues a written decision shall be deemed abandoned and disposed of in accordance with the provisions of 625 ILCS 5/4-201 *et seq.*, Abandoned, Lost, Stolen or Unclaimed Vehicles.

I. Unless stayed by a court of competent jurisdiction, any fine, penalty or administrative fee imposed under this Chapter which remains unpaid in whole or in part after the expiration of the deadline for seeking review under Section 15.21-J of this Code, may be enforced in the same manner as a judgment entered by a court of competent jurisdiction.

J. Applicability of Other Laws: This Section is in addition to and shall not replace or otherwise abrogate any existing state or federal laws or any ordinance that relates to the seizure or impoundment of motor vehicles, and any fee provided for in this Section shall be in addition to any and all penalties that may be assessed or imposed by a court for any criminal charges. This Section shall not apply: (1) if the motor vehicle used in the violation was stolen at the time of the violation or (2) if the motor vehicle is subject to successful forfeiture proceedings under 725 ILCS 150/1, *et seq.* as amended (Drug Asset Forfeiture Procedure Act); 720 ILCS 5/36-1, *et seq.* as amended (Seizure and Forfeiture of Vessels, Vehicles and Aircraft); or (3) other state or federal forfeiture laws.

K. Administrative Review: Any owner of record, lien holder or other person with a legal interest in the motor vehicle, shall have the right to appeal the decision of the hearing officer to the 22nd Judicial Circuit Court, pursuant to the Administrative Review Act, 735 ILCS 5/3-101, *et seq.* as amended. Any respondent seeking review of a final decision shall be required to reimburse the City for the costs of preparing and certifying the record of proceedings. Failure of the respondent to reimburse the City shall be grounds for the dismissal of a complaint for administrative review pursuant to 735 ILCS 5/3-109. In the event the reviewing court reverses the findings, decision and order of the Administrative Law Judge, the City will reimburse the respondent for the costs for preparing and certifying the record of proceedings. Any administrative fee posted with the City to secure the release of a motor vehicle prior to a hearing shall be held by the City until the hearing officer issues a decision or, if there is judicial review of the hearing officer's decision, until a reviewing court issues a final decision.

L. Administrative Fee Refund: A finding of "not guilty" following a trial in the 22nd Judicial Circuit Court for the underlying violation wherein the motor vehicle was impounded, shall entitle the owner of record to a full and complete refund of any administrative fee imposed under this Section. However, the owner of record must request the refund in writing and shall

include in the request a certified disposition of “not guilty” following a trial from the 22nd Circuit Court Clerk. An order of dismissal or a negotiated disposition on the underlying charge(s) shall not result in a refund of the administrative fee.

15.22 VIOLATION/PENALTY

A. All penalty provisions contained or referred to or incorporated in Section 15.01 are also adopted and incorporated, as Chapter 15.01 et seq. of the Harvard Municipal Code with the exception of the fine penalties listed for persons found guilty of violating Chapter 15.01, pars. 11-501(a) (1); 11-501(a)(2); 11-501(a)(3); and 11-501(a)(4).

B. Any person found guilty of violating Chapter 15.01 pars. 11-501(a)(1); 11-501(a)(2); 11-501(a)(3); and 11-501(a)(4) shall be fined not less than \$750.00 nor more than \$1,000.00.

C. Any person found guilty of violating Section 15.05 herein shall be subject to a fine of not less than \$20.00. (Ord 2008-123,§7; Ord. 2000-116,§2, 2000)

D. All other penalties listed for violations of these offenses shall be applicable. Any person, firm or corporation violating Section 15.17 shall be fined not less than \$200.00 for each offense. A separate offense shall be deemed committed on each day during or on which such violation occurs or continues. (Ord 2008-123,§7; Ord. 98-143,§1, 1998)