

ORDINANCE 2011-08

***An Ordinance Amending Title 7, Chapter 1, to add Section 7-1-16
to the Municipal Code of the Village of West Dundee, Illinois,
Prohibiting Motorized Scooters/Skateboards***

WHEREAS, the Village of West Dundee, Kane County, Illinois, is a home rule municipality as contemplated under article VII, Section 6, of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village's home rule powers and functions as granted in the Constitution of the State of Illinois;

WHEREAS, the Illinois Vehicle Code 625 ILCS 5/11-208 grants local authorities the power to adopt such other traffic regulations as are specifically authorized by this Code; and

WHEREAS, the Village President and Board of Trustees of the Village of West Dundee believe and hereby declare that use of motorized scooters and motorized skateboards should be prohibited on the public ways in the Village;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES, VILLAGE OF WEST DUNDEE, KANE COUNTY, ILLINOIS that:

Section 1: The foregoing recitals are hereby incorporated in this Section One as if said recitals were fully set forth herein.

Section 2: That Section 7-1-1, General Traffic Regulations: Definitions, of the Municipal Code of the Village of West Dundee, be amended to include the following:

Sec. 7-1-1. **MOTORIZED SCOOTER/ SKATEBOARD:** Any electric or gas driven wheeled scooter, motor driven cycle or other similar motor driven vehicle for which the state of Illinois does not issue a title document and does not issue license plates or registration documents.

Section 3: A new Section 7-1-16 shall be and is hereby added to Title 7, Chapter 1 of the West Dundee Municipal Code and read as follows:

Sec. 7-1-16. MOTORIZED SCOOTER/SKATEBOARD:

- A. No person shall operate a motor driven scooter or skateboard upon any public street, sidewalk, alleyway or bike path, or within any public parking lot or park or on any other public property.
- B. No person shall cause, authorize or knowingly permit a motor driven cycle or skateboard owned by him or under his control to be operated in violation of the provisions of subsection A of this section by any person.
- C. Exemptions: The following shall be exempt from the prohibitions contained in this section:
 1. Any police vehicle, fire vehicle, municipal vehicle, special district vehicle or county vehicle operated by an employee in the course of his or her duties.

2. Motorized wheelchairs. For the purposes of this section, a "motorized wheelchair" means any motorized vehicle designed for and used by a person with disabilities.
3. Electric personal assistance mobility devices as defined in Section 5/1-117.7 of the Illinois Vehicle Code.

Section 4: Any policy, resolution or ordinance of city, or any part thereof, that conflict with the provisions of this ordinance shall be and is hereby repealed to the extent of such conflict.

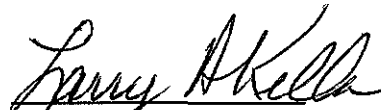
Section 5: The ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.

APPROVED and PASSED by the Board of Trustees of the Village of West Dundee, Kane County, Illinois, and approved by the President of said Village this 11th day of July, 2011.

AYES: Trustees Gillam, Price, Osth, Yuscka and Voss
NAYS: None
ABSENT: Trustee Hanley

ATTEST:


Barbara Traver
Village Clerk


Larry Keller
Village President