

Chapter 15
TRAFFIC REGULATIONS

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15.01 **TRAFFIC REGULATIONS** *Amended, 2020-36, 1998-39*

A. Illinois Vehicle Code Adopted By Reference: Pursuant to 625 ILCS 5/20-204, the Village of Lakewood hereby adopts and incorporates by reference all paragraphs and sections of the Illinois Vehicle Code and subsequent amendments (625 ILCS 5/1-100 *et seq.*) in whole as Chapter 15 of its Municipal Code (Lakewood Municipal Code, Chapter 15 §§1-100 *et seq.*). The section numbers used in the Illinois Vehicle Code shall be identical to those section numbers in the Lakewood Municipal Code.

B. Penalty: All penalty provisions contained or referred to or incorporated in this Section are also adopted and incorporated, including, but not limited to, those contained in the Unified Code of Corrections (730 ILCS 5/1-1-1 *et seq.*) with the exception of the fine penalties listed for persons found guilty of violating 625 ILCS 5/6-303 or 625 ILCS 5/11-501(a)(1), 5/11-501(a)(2), 5/11-501(a)(3) or 5/11-501(a)(4). Any person found guilty of violating 625 ILCS 5/6-303 shall be fined not less than \$250.00 nor more than \$2,500.00. Any person found guilty of violating 625 ILCS 5/11-501(a)(1), 5/11-501(a)(2), 5/11-501(a)(3), or 5/11-501(a)(4) shall be fined not less than \$750.00 nor more than \$2,500.00. All other penalties listed for violations of these offenses shall be applicable.

15.02 **SPECIAL EVENTS PARKING REGULATIONS** *Amended, 1998-39, 1998-32*

A. At any time the Village has erected signs, barriers, placards or any other device to prohibit parking before, during and after a special event it shall be unlawful to permit any vehicle to

stand or be parked in any of the posted locations, except in compliance with the directions of a police officer or traffic signal.

B. Any person violating any provision of this Section 15.02 shall be fined not less than \$50.00 nor more than \$1,000.00 for each offense.

15.03 MODIFICATION OF STATE SPEED LIMIT IN CERTAIN ZONES *Amended 2021-06, 2019-23, 2005-34, 1997-32, 1997-31*

It is hereby determined upon the basis of a traffic investigation that the speed permitted by the Illinois Vehicle Code upon the following streets is greater than is reasonable or safe under the conditions found to exist upon such streets and it is hereby declared that the maximum speed limit shall be as herein set forth on those streets or parts of streets herein designated when signs are erected giving notice thereof:

<u>Speed Limit</u>	<u>Designated Road(s)</u>
20 miles per hour	South Shore Drive, the entire length
25 miles per hour	Broadway Longmoor Drive Woodland Hills Drive Woodland Hills Court Cambria Cove Savanna Lane
25 miles per hour	Lake Avenue, from the western border of the Village limits to the stop sign intersection of Oakwood Drive and Lake Avenue
30 miles per hour	Bard Road (from the eastern Village limit to Loch Glen Drive) Lakewood Road
45 miles per hour	Haligus Road, entire length in the Village Ballard Road, entire length in the Village

15.04 ONE WAY STREETS *Amended, 1997-31*

That the following described streets are hereby designated as a one way street in the Village for all vehicles other than postal service vehicles and refuse/recycling/yardwaste collection vehicles in the performance of their regular duties:

<u>Direction</u>	<u>Street</u>
Eastbound	Broadway, the south side
Westbound	Broadway, the north side

Eastbound	South Shore Drive, from its intersection with Sunset Drive to its intersection with Essex Lane
Southbound	Essex Lane, from its intersection with South Shore Drive to its intersection with Lake Avenue
Northbound	Sunset Drive, east side, between Broadway and Lake Avenue
Southbound	Sunset Drive, west side, between Broadway and Lake Avenue

15.05 **NO PASSING ZONES** *Amended, 1999-41, 1997-32, 1997-31*

That the following streets shall be a no passing zone in both directions of traffic:

1. Lake Avenue, from the western border of the Village limits to the eastern border of the Village limits
2. Turnberry Trail, the entire length
3. Huntley Road, from Lake Avenue to the southern border of the Village limits
4. Bard Road, from the eastern border of the Village limits to Loch Glen Drive
5. Lakewood Road, from Ackman Road to Haligus Road
6. Haligus Road, from Lakewood Road to 7110 Haligus Road and from the northern border of the Kishwaukee Fen to the southern border of the Village limits
7. Ballard Road, from the western border of the Village limits to the eastern border of the Village limits
8. Redtail Drive, from Loch Glen Drive to McIntosh Court
9. Redtail Drive, from Loch Glen Drive to Ackman Road

15.06 **YIELD INTERSECTIONS** *Amended, 2001-70, 1998-20, 1997-31*

Pursuant to 625 ILCS 5/11-304, yield signs are hereby designated at the following intersections of the Village:

<u>Traffic On</u>	<u>Direction</u>	<u>Yields At</u>
Condor Circle	South	Falcon Greens Drive
Dairy Lane	North	Inverway
Marsh Drive	South	Bonnie Drive

Merchant Court	North	Falcon Greens Drive
Owl Court	East	Falcon Greens Drive
Stuart Lane	East	Inverway

15.07 CLOSED STREETS

Country Club Road is closed to any traffic between Meridian Lane and Huntley Road.

15.08 SNOWMOBILES AND ATVs *Amended, 2020-03, 1998-39, 1998-32*

A. It shall be unlawful to operate a snowmobile or an all-terrain vehicle (or “ATV”) upon any lake within the municipal boundaries of the Village between the hours of 8:30 p.m. and 8:00 a.m. of the following day. All snowmobiles shall be operated in conformance with the Snowmobile Registration Safety Act of the State of Illinois, 625 ILCS 40/1-1 *et seq.*, which shall be and is hereby adopted by reference as the rules and regulations for the use of snowmobiles upon any lake within the municipal boundaries of Lakewood.

B. Unless operated by a person employed by a law enforcement agency, fire department or other medical emergency service provider, it shall otherwise be unlawful to operate a snowmobile or ATV on any parcel owned by the Village.

C. Penalty: Any person, firm, or corporation violating any provision of this Section 15.08 shall be, upon conviction, fined a sum not less than \$50.00 nor more than \$1,000.00 for each separate offense. Each day an offense persists shall constitute a separate offense.

15.09 TOY VEHICLES

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

15.10 NO PARKING *Amended, 2023-14, 2001-61, 95-96-26, 1997-32*

A. When signs are erected at the entrances into the Village giving notice thereof, no person, firm or corporation shall allow any vehicle to be parked or remain standing on any street or right of way line of said street within the Village for a period of more than 30 minutes between the hours of 2 a.m. and 6 a.m. on any day, except for persons on emergency call.

B. When signs are erected at the entrances into the Village giving notice thereof, no person, firm or corporation shall allow any vehicle to be parked or remain standing on any Village owned or leased property or any other Village owned or leased property between the hours of 10 p.m. and 6 a.m. unless specifically authorized by the Chief of Police or the Chief’s designee.

C. When signs are erected at the entrances into the Village giving notice thereof, no person, firm or corporation shall allow any vehicle to be parked or remain standing on any beach property between the hours of 10 p.m. and 6 a.m. unless specifically authorized by the Chief of

Police or the Chief's designee.

D. No parking shall be permitted on the following medians:

1. Broadway, from the eastern border of the Village limits to Sunset Drive.
2. Sunset Drive, from Lake Avenue to Broadway.

E. Dunhill Drive: No parking shall be permitted on the bulb of the cul-de-sac of Dunhill Drive between the hours of 6 a.m. and 5 p.m. Monday through Friday.

F. Turnberry Trail: No parking shall be permitted on either side of Turnberry Trail between Scots Lane and Fairway Drive.

15.11 **PARKING AFTER A SNOWFALL**

A. It shall be unlawful for any person, firm or corporation to park or cause to be parked any vehicle on any public street within the corporate limits of the Village at any time after a snowfall of two inches or more has occurred, unless said public street has been cleared of snow and snow removal operations have been completed.

B. The Police Department and all members thereof are hereby authorized to remove and tow away or have removed and towed away, any car or other vehicle illegally parked which prevents or obstructs snow removal from public streets.

C. Cars or vehicles so towed away for illegal parking shall be stored in a pound designated by the Police Department and shall be restored to the owner or operator of such vehicle upon the payment of all towing and storage fees.

15.12 **UTILITY TRAILER, TRAILER, WATERCRAFT, RECREATION VEHICLE AND SNOWMOBILE PARKING** *Amended, 2020-16, 2012-23, 2008-42, 2006-31, 2006-26*

A. Definitions: Terms used in this Section are defined in Appendix A.

B. General Conditions:

1. Flammable Liquids: The owner of any trailer, utility trailer, watercraft, watercraft trailer, snowmobile or snowmobile trailer shall not park, let stand or store such vehicle leaving flammable liquids aboard.
2. Dangerous or Unsafe Storage: The owner of any trailer, utility trailer, watercraft, watercraft trailer, snowmobile, snowmobile trailer or shall not park, let stand or store such item vehicle in such a manner as to create a dangerous or unsafe condition on the property where parked, permitted to stand or stored. Parking, standing or storing such item in such fashion that

such item may tip or roll shall be considered a dangerous and unsafe condition.

3. Street Parking: Except as provided herein, at no time shall any watercraft, watercraft trailer, snowmobile, snowmobile trailer or recreation vehicle be permitted to park on any Village street or parking lot. At no time shall a watercraft or snowmobile trailer be left upon a Village street or parking lot unattached to a motorized vehicle. Utility trailers or trailers used in conjunction with trades, such as landscaping and construction, shall be permitted to temporarily park on any Village street for the immediate purpose of either making deliveries and/or rendering service.
4. Proof of Ownership: A legal or beneficial owner of, or lessee of the property, shall have and display upon request to authorized Village officials, proof of ownership of a parking, standing or stored trailer, utility trailer, watercraft, watercraft trailer, snowmobile, snowmobile trailer.
5. Dumping: Watercraft and recreation vehicles shall dump sewage only into approved sanitary facilities.

C. Residential Regulations:

1. Snowmobiles, snowmobile trailers, watercraft and watercraft trailers shall only be temporarily parked on a prepared surface improved with a compacted macadam base, not less than four inches thick, surfaced with a minimum of two inches of compacted asphaltic concrete or some comparable all-weather dustless material in front, side and rear yards but shall not be nearer than three feet from the side or rear lot lines and not nearer than 15 feet from the front lot line from April 1 to October 31 for watercraft and watercraft trailers and from November 1 to April 30 for snowmobiles and snowmobile trailers.
2. Campers, trailers, utility trailers, recreation vehicles and vans equipped for camping shall not be permitted in driveways of residential lots for more than 48 hours at any one time. However, no more than three 48-hour exceptions shall be permitted in any one calendar year.
3. Except as provided herein the storage of trailers or utility is prohibited unless they are in an enclosure, such as a garage.

D. No person shall store on any property owned or occupied by him any trailer, utility trailer, watercraft, watercraft trailer, snowmobile trailer which is not owned by him or a member of his family dwelling in said residence.

E. No watercraft or recreation vehicle shall be used for sleeping purposes while temporarily stored or stored in the Village.

15.13 **VEHICLE LOADS AND WEIGHT REGULATIONS** *Amended, 2017-34, 1999-11*

A. Legislative Intent: Since the character, composition and construction of the various streets and roadways in the Village are dissimilar, and the base or foundation of such streets and roadways are also dissimilar, in order to prevent damage or destruction of hard surfaced streets and roadways in the Village it is necessary that restrictions on the size and the gross axle weight of all vehicular traffic using such streets and roadways shall be determined and enforced.

B. Definitions: Terms used in this Section 15.13, whether capitalized or not, are defined in Appendix A of this Code and Chapter 625 of the Illinois Compiled Statutes. In addition, any reference to the Chief of Police shall also include “or his or her designee and if not available, the Chief Administrative Officer or Public Works Foreman.”

C. Overweight and/or Over-Dimension Vehicles:

1. It shall be unlawful for any person to be in control of, to drive, to park, or move on, upon or across or for the owner to cause or knowingly permit to be parked, driven, or moved upon or across, any street or highway under the jurisdiction of the Village, any vehicle or combination of vehicles exceeding the size and weight limitations stated in 625 ILCS 5/15-102 (width), 5/15-103 (height), 5/15-107 (length) and 5/15-111 (weight).
2. Size and weight limitations while operating on Village streets shall not apply to fire apparatus or equipment for snow or ice removal operations owned or operated by or for any unit of government or to implements of husbandry temporarily operated or towed in a combination in the furtherance of a farm or agricultural endeavor and to any vehicle or combination of vehicles operating under the terms of a valid oversize and/or dimension permit issued by the Village under the authority of Section 15.13-D.
3. Where lower size and weight limits or other restrictions are imposed by ordinance under authority of 625 ILCS 5/15-316 and 5/15-317, and signs indicating such limitations or restrictions are posted, it shall be unlawful to operate any vehicle or combination of vehicles in excess of such size or weight limitations or in violation of such restrictions.
4. A vehicle (other than a construction vehicle) including, but not limited to, an agricultural implement, being used for the sole purpose of making a lawful delivery to, picking up a lawful load from, or otherwise lawfully serving a lawful location within the corporate limits of the Village is permitted so long as any such vehicle does not exceed the axle load and gross weight limitations of 625 ILCS 5/15-111, and further so long as, and provided and on condition that, such vehicle enters the Village at the intersection nearest the destination of the vehicle and proceeds therein no further than the nearest

intersection leading out of the Village thereafter.

5. It shall be unlawful to operate any "construction vehicle" as defined herein on any Village street when signs are posted on that street prohibiting construction vehicles. A construction vehicle is defined as any vehicle over 10,000 pounds actual weight, registered gross weight or G.V.W.R. that is required to comply with 625 ILCS 5/12-712 and 5/12-713 on identification required to be displayed.
6. Whenever any vehicle or combination of vehicles is operated in violation of this Section 15.13, the owner and/or driver of such vehicle shall be deemed guilty of such violation and either or both the owner or driver of such vehicle(s) may be prosecuted for such violation.

D. Permits for Overweight and/or Over-Dimension Vehicles:

1. The Village, with respect to any street or highway under its jurisdiction, upon application to the Chief of Police on forms provided by the Village and good cause being shown therefore, may issue a special permit authorizing the applicant to operate or move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding the maximum specified in Section 15.13-C. The applicant shall furnish the following information in the special permit application:
 - a. The name and address of the owner or lessee of the vehicle.
 - b. Applicant's name.
 - c. Type of permit request, whether it be for a single trip, round trip or multiple routing.
 - d. The description and registration of the power unit.
 - e. Description of the object or vehicle to be moved.
 - f. The number of axles of the vehicle or combination of vehicles.
 - g. The axle weights of all single, tandem or series axles.
 - h. Gross weight of vehicle.
 - i. The width, length and height of the vehicle and load.
 - j. The origin of the load within Illinois or state line if the origin is outside the jurisdiction of the Village. Copies of all county and/or

State of Illinois permits must be attached to the application prior to approval and issuance of a Village special permit.

- k. Requested routing over Village streets and to specific location.
2. The owner or his agent shall submit an application fee of \$100.00 for a single routing which will be valid for seven calendar days, \$200.00 for a round trip routing valid for 14 calendar days and \$300.00 for a multiple routing valid for a period not to exceed 120 calendar days. Permits are valid only for the date(s) specified on the permit and for the specific vehicle, load and routing as established by the Chief of Police. No substitution of vehicle, load or routing shall be permitted without express written permission from the Chief of Police. Said written permission shall be carried in the vehicle to which the permit is applicable.
3. The Chief of Police is authorized to approve the application for approved routes. Upon approval and payment of all required fees the Chief of Police shall issue a permit allowing passage of the oversize and/or overweight vehicle(s) over Village streets. The permit shall be specific and contain:
 - a. Permit number.
 - b. The date(s) the permit is valid.
 - c. Whether the permit is single, round or multiple routing.
 - d. The description of the object(s) or vehicle to be moved.
 - e. Authorized gross weight, axle weights, width, length and height.
 - f. The authorized routing over Village streets, including the origin and termination point within the Village.
 - g. The fee paid.
 - h. The date and signature of the Chief of Police.

In addition the permit will specify conditions and prohibitions that the permittee must comply with that are consistent and reasonable for the protection of the general public and Village streets including, but not limited to travel, stopping or parking on any streets, medians or shoulders. In the event a permit is issued by someone other than the Chief of Police, the application and a copy of the permit shall be forwarded to the Chief of Police as soon as possible.

4. It is the duty of the permittee to read and familiarize himself or herself with the permit provisions upon receipt. Undertaking of the permit move is deemed prima facie evidence of acceptance of the permit and that:

- a. The permittee is in compliance with all operational requirements;
 - b. All dimension and weight limitations specified in the permit will not be exceeded;
 - c. All registration and license requirements have been complied with;
 - d. All financial responsibilities, obligations and other legal requirements have been met; and
 - e. The permittee assumes all responsibility for injury or damage to persons or to public or private property, including his own, or to the object(s) being transported, caused directly or indirectly by the transportation or movement of vehicles and objects authorized under the permit. The permittee agrees to hold the Village harmless from all suits, claims, damages or proceedings of any kind and to indemnify the Village for any claim it may be required to pay arising from the movement.
5. The permit shall be carried in the vehicle to which the permit applies at all times while operating on streets within the Village and shall be exhibited upon demand to any enforcement officer, police officer or other authorized Village official.
 6. Whenever any vehicle is operated in violation of the provisions of a Village permit, whether it be by size, weight or general provisions, either or both the owner or driver of such vehicle shall be deemed guilty and either or both the owner or the driver of such vehicle may be prosecuted for such violation.

In addition to other remedies the Village may seek, a permittee, its officers, agents or employees, found guilty of moving an over-dimension or overweight vehicle or load on Village streets on a permit altered for purposes of deception, or without a valid permit as required under this Section 15.13, shall be subject to a \$750.00 fine for each day during which a move was made.

Suspension or revocation of a current permit shall be for a duration of time determined appropriate by the Chief of Police. However, reinstatement may be made upon conditions determined by the Village and payment of all outstanding settlements or judgments.

The charges for reinstatement are:

Denial: No charge

Suspended: \$100.00

Revocation: \$200.00

7. In the event a vehicle damages any Village property, including any street, median, shoulder, culvert, curb, gutter or other related appurtenance, either or both the owner or driver of such vehicle shall be responsible for the Village=s cost of repairs.

E. Vehicles Prohibited on Certain Streets: As provided under the authority of 625 ILCS 5/15-316, it shall be unlawful to operate any vehicle upon any street where the operation of that vehicle is prohibited by ordinance and where signs of such prohibition are posted.

F. Designation of Roadways Defined as 8-Ton Weight Limit: All roadways within the Village, with the exception of Haligus Road, Ballard Road and Ackman Road, shall be designated with an 8- ton weight limit, and appropriate signs shall be posted by the Public Works Department.

G. Temporary Prohibition of Certain Classes of Vehicles:

1. Whenever any highway or road, or parts thereof, under the jurisdiction of the Village, by reason of deterioration, rain, snow or other climatic conditions, will be seriously damaged or destroyed by the use of trucks or other commercial vehicles, the operation of said vehicles thereon shall be prohibited.
2. The Chief of Police is hereby authorized to determine and designate the time and the highways, roads, or parts thereof, which shall be so seriously damaged or destroyed as above provided, and shall so advise the Village Board. The Village Board, by resolution, may prohibit the operation of trucks or other commercial vehicles over and upon such roads or highways, or parts thereof, so designated, provided that said prohibition shall not exceed 90 days in any one calendar year.
3. Upon enacting such resolution, the Village Board shall cause to be erected and maintained signs designating the provision of the resolution at each end of that portion of any highway or road, or parts thereof, affected thereby; and the resolution shall not be effective unless and until such signs are erected and maintained.
4. If the Chief of Police determines that any roads or highways, or parts thereof, might suffer serious damage prior to the time in which the Village Board could meet for the purpose of taking remedial action as provided in Sections 15.13-G-2 and 3 herein, then in such emergency the Chief of Police may act alone in prohibiting the operation of trucks or other commercial vehicles over and upon such roads or highways, or parts thereof, and may direct the erection of signs at each end of such road or highway, or parts thereof, affected thereby.

The Village Board, at its next regular meeting called after action taken by the Chief of Police, as provided above, shall either confirm said action by resolution and extend said prohibition for a period not to exceed 90 days; or, by resolution, direct that the signs be removed and declare that no emergency exists.

H. Weighing Vehicles; Removal of Loads:

1. Any police officer having reason to believe that the weight of a vehicle and load is unlawful shall require the driver to stop and submit to a weighing of the same either by means of a portable or stationary scales. If such scales are not available at the place where such vehicle is stopped the police officer shall require that such vehicle be driven to the nearest scales approved by the Illinois Department of Agriculture.
2. Whenever an officer, upon weighing a vehicle and load as above provided, determines that the weight is unlawful, such officer shall require the driver to stop the vehicle in a suitable place and remain standing until such portion of the load is removed as may be necessary to reduce the gross weight of such vehicle to such limit as permitted under this Section 15.13, and shall forthwith arrest the driver. All materials so unloaded shall be cared for by the owner or operator of such vehicle at the risk of such owner or operator.
3. Any driver of a vehicle who fails or refuses to stop and submit the vehicle and load to a weighing, or who fails or refuses when directed by an officer upon weighing of the vehicle to stop the vehicle and otherwise comply with the provisions of this Section 15.13-H, shall be guilty of a violation of this Section 15.13.

I. Penalties: Unless provided for otherwise, any person, firm or corporation violating any portion of this Section 15.13 shall be subject to a fine of not less than \$250.00, nor more than \$1,000.00 for each offense and be responsible for the Village's cost of prosecution, including reasonable attorneys' fees, and, if necessary, the cost of repairing any damaged property, including but not limited to Village streets, medians or shoulders. Each day that a violation continues shall be considered a separate offense.

15.14 **ALTERNATE PENALTY TICKET PROGRAM** *Amended, 1998-18*

- A. Definitions: Terms used in this Section 15.14 are defined in Appendix A of this Code.
- B. Jurisdiction: An APT may be issued by Police Department personnel of the Village for violations of Village traffic ordinance provisions with the exception of those offenses enumerated in Section 15.14-D of this Code. An APT shall not be issued to a repeat offender, as defined in Appendix A.

C. Procedure: At the discretion of the Police Department personnel authorized to issue notices of traffic ordinance violations, an APT may be issued in lieu of arrest. The APT Program shall be administered as follows: when an APT is issued, the person accused of the violation may settle the charge by paying to the Village a fine in the amount of \$50.00. However, if the fine is not paid in full at the time the APT is issued, a state citation shall be issued.

D. Exceptions: An APT shall not be issued for the following violations: any vehicle or driver involved in a traffic accident, speeding in excess of 16 miles per hour, driving while under the influence of intoxicating liquor or narcotics, reckless homicide, drag racing, leaving the scene of an accident and driving while a license is suspended or revoked.

15.15 **STOP STREETS** *Amended, 2018-18, 2012-27, 2005-34, 2003-8, 2001-79, 2001-70, 2001-2, 1998-20, 1997-31*

Pursuant to 625 ILCS 5/11-302, stop signs are hereby designated at the following intersections in the Village:

<u>Stop Street</u>	<u>Direction</u>	<u>Intersecting Street</u>
Ackman Road	West	Haligus Road
Ackman Road	West	Lakewood Road
Ackman Road	East	Lakewood Road
Albrecht Road	North	Ackman Road
Ballard Road	East	Haligus Road
Ballard Road	West	Haligus Road
Ballard Road	East	Route 47
Ballard Road	West	Route 47
Bannockburn Circle	North	Bannockburn Circle
Bannockburn Circle (at end of loop)	South	Bannockburn Circle
Bannockburn Circle	South	Bard Road
Bannockburn Circle	South	Lynwood Lane
Bardwell Lane	West	Redtail Drive
Beaver Pond Court	North	Turnberry Trail
Beech Avenue	West	Highland Lane
Belfield Drive	East	Huntley Road
Belfield Drive (at end of loop)	North	Belfield Drive
Benoy Court	West	Redtail Drive
Bonnie Drive	West	Haligus Road
Bonnie Ridge Road	North	Turnberry Trail
Brighton Lane	South	Ballard Road
Campbell Court	West	Stonecastle Lane
Carlisle Lane	West	Hawthorn Lane
Carlisle Lane	East	Highland Lane
Chicago Avenue	East	Huntley Road
Conley Road	East	Haligus Road

Cumberland Lane	South	Broadway
Cumberland Lane	North	Lake Avenue
Cumberland Lane	South	Lake Avenue
Dairy Lane	South	Inverway
Dairy Lane	East	Turnberry Trail
Dean Street	South	Pleasant Valley Road
Dean Street	North	Route 176
Dean Street	South	Route 176
Dunhill Drive	North	Lakewood Road
Edinburgh Court	West	Longmoor Drive
Elm Avenue	West	Stonecastle Lane
Essex Lane	South	Broadway
Essex Lane	North	Lake Avenue
Essex Lane	South	Lake Avenue
Fairway Drive	South	Partridge Lane
Fairway Drive	South	Turnberry Trail
Falcon Greens Drive (north leg)	East	Redtail Drive
Falcon Greens Drive (south leg)	East	Redtail Drive
Farrell Drive	North	Bard Road
Farrell Drive	South	Redtail Drive
Galena Street	East	Vida Avenue
Georgetown Lane	West	Lakewood Road
Gleneagle Circle	South	Turnberry Trail
Haligus Road	North	Ballard Road
Haligus Road	South	Ballard Road
Hampshire Lane	North	Broadway
Hampshire Lane	South	Broadway
Hampshire Lane	North	Lake Avenue
Hampshire Lane	South	Lake Avenue
Hawthorn Lane	North	Butternut Drive
Hawthorn Lane	South	Brighton Lane
Highland Lane	West	Hawthorn Lane
Huntley Road	North	Lake Avenue
Inverway	East	Turnberry Trail
Ironwood Drive	South	Stonecastle Lane
Kirk Lane	East	Inverway
Kirk Lane	West	Vida Avenue
LaForge Lane	North	Ballard Road
Lake Avenue	West	Huntley Road
Lake Avenue	East	Lake Avenue
Lake Avenue	East	Oakwood Drive
Lakewood Road	North	Ackman Road
Lakewood Road	South	Ackman Road
Lakewood Road	West	Haligus Road
Lenox Lane	North	Georgetown Lane

Loch Glen Court	East	Loch Glen Drive
Loch Glen Drive	East	Redtail Drive
Lynwood Lane	East	Bannockburn Circle
Lynwood Lane	West	Longmoor Drive
Marsh Drive	South	Bonnie Drive
McIntosh Court	East	Redtail Drive
Melrose Lane	South	Broadway
Melrose Lane	North	Lake Avenue
Melrose Lane	South	Lake Avenue
Meridian Street	North	Broadway
Meridian Street	South	Broadway
Meridian Street	North	Lake Avenue
Meridian Street	South	Lake Avenue
Nicklaus Lane	West	Lakewood Road
Nicklaus Lane (at end of loop)	South	Nicklaus Lane
Norman Court	North	Palmer Drive
North Muirfield Drive	West	Lakewood Road
Oakwood Drive	East	Huntley Road
Oakwood Drive	West	Huntley Road
Oakwood Drive	East	Lake Avenue
Oxford Lane	South	Broadway
Oxford Lane	North	Lake Avenue
Oxford Lane	South	Lake Avenue
Owl Court	East	Falcon Greens Drive
Palmer Drive	East	Lakewood Road
Pheasant Drive	North	Bard Road
Player Court	West	Lakewood Road
Pleasant Valley Road	East	Route 47
Polo Court	South	Falcon Greens Drive
Raptor Trail	West	Falcon Greens Drive
Redtail Drive	South	Ackman Road
Richmond Lane	North	Broadway
Richmond Lane	South	Broadway
Richmond Lane	North	Lake Avenue
Richmond Lane	South	Lake Avenue
Ronan Drive	North	Ackman Road
Savanna Lane	North	Woodland Hills Drive
Savanna Lane	South	Woodland Hills Drive
Scots Circle	East	Turnberry Trail
Scots Lane	South	Turnberry Trail
Selkirk Court	West	Longmoor Drive
Shade Tree Circle	East	Huntley Road
South Muirfield Drive	West	Lakewood Road
South Shore Drive	East	Melrose Lane
South Shore Drive	East	Warwick Lane

South Shore Drive	East	Wiltshire Lane
Stonecastle Lane	South	Ballard Road
Sunset Drive	North	Broadway
Sunset Drive	South	Broadway
Sunset Drive	North	Lake Avenue
Sunset Drive	South	Lake Avenue
Swanson Road	South	Pleasant Valley Road
Swanson Road	North	Route 176
Trevino Way (east leg)	North	Palmer Drive
Trevino Way (west leg)	North	Palmer Drive
Turnberry Trail	South	Bard Road
Turnberry Trail	South	Lakewood Road
Underhill Court	West	Longmoor Drive
Vida Avenue	West	Bonnie Drive
Vida Avenue	East	Kirk Lane
Vida Avenue	North	Kirk Lane
Vida Avenue	South	Lakewood Road
Warwick Lane	North	Broadway
Warwick Lane	South	Broadway
Warwick Lane	North	Lake Avenue
Warwick Lane	South	Lake Avenue
Watson Circle (north leg)	East	Lakewood Road
Watson Circle (south leg)	East	Lakewood Road
Wiltshire Lane	North	Broadway
Wiltshire Lane	South	Broadway
Wiltshire Lane	North	Lake Avenue
Wiltshire Lane	South	Lake Avenue
Wiltshire Lane	North	South Shore Drive
Woodbine Road	East	Haligus Road
Woodland Hills Court	East	Woodland Hills Drive
Woodland Hills Drive N Entrance	East	Haligus Road
Woodland Hills Drive S Entrance	East	Haligus Road
RedTail Golf Club:		
Maintenance Facility Drive	North	Palmer Drive
Parking Lot	East	Redtail Drive
Turnberry Country Club:		
Maintenance Facility Drive	West	Inverway
Parking Lot (east side)	South	Turnberry Trail
Parking Lot (west side)	South	Turnberry Trail

15.16 **OPERATION OF GOLF CARTS ON VILLAGE STREETS** 2021-18, 2001-82, Amended, 2002-6

1. Policy Statement. This ordinance is adopted in the interest of public safety. This ordinance is not to be relied upon as a determination that the operation of golf carts on streets is safe

or advisable, even if done in accordance with this ordinance. All persons operating golf carts must be observant of and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists and pedestrians. All persons who operate or ride golf carts on streets within the Village of Lakewood do so at their own risk and peril. The Village of Lakewood has no liability under any theory of law for permitting golf carts to be operated on Village streets. In accordance with 625 ILCS 5/11-1426.1(i), golf carts operated on Village streets or roadways do not constitute intended or permitted use of property with respect to Section 3-102 of the Local Governmental and Governmental Employees Tort Immunity Act.

2: Golf Cart Regulations.

A. Definition of Golf Cart. A “golf cart” shall be as defined in the Illinois Vehicle Code, 625 ILCS 5/1-123.9, and shall mean 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.

B. Operation of Golf Carts. Subject to the requirements of Section 11-1426.1 of the Illinois Vehicle Code, 625 ILCS 5/11-1426.1, which is hereby adopted by the Village, and to the provisions of this Ordinance, drivers eighteen (18) years of age and older properly licensed to operate motor vehicles on the streets of the Village shall be authorized to operate golf carts which are registered as provided in this Ordinance on Village streets having a posted speed limit of 30 miles per hour or less from sunrise to sunset at speeds of 20 miles per hour or less. The Village shall post the appropriate signage for the operation of golf carts. Golf carts may not be operated on sidewalks or other public property not accessible to or authorized for vehicular traffic, unless otherwise authorized by the Village Board for special events or at RedTail Golf Club as provided in Chapter 8, Section 8.02 of the Village Code. Golf cart operators must yield the right-of-way to overtaking vehicles at all times. Golf carts shall not be operated in inclement weather, nor when visibility is impaired by weather, smoke, fog or other conditions at any other time when there is insufficient light to clearly see people or vehicles on the roadway at a distance of 500 feet. Each golf cart may transport only as many individuals as is the number of seatbelts available for each occupant. Each occupant of a golf cart must have their own seat and be seated at all times while the golf cart is in operation. No one shall stand on or hang off or from the golf cart while it is in operation. Children under the age of six (6) shall wear seatbelts when the golf cart is in operation.

C. Restrictions on Crossing Certain Streets. A golf cart shall only be permitted to cross Ackman Road at its intersection with Haligus Road at a 90 degree angle and shall only be permitted to cross Haligus Road at its

intersection with Ackman Road at a 90 degree angle. Otherwise, golf carts shall not be permitted to cross Ackman Road or Haligus Road.

D. Safety Requirements for Golf Carts. Golf carts that operate within the Village must be registered as provided for in Subsection E below and said vehicles must contain the following: horn, brakes, a steering apparatus, tires, seat belts for all passenger seats, a rearview mirror, red reflectorized warning devices in the front and rear, a slow moving emblem (as required of other vehicles in Section 12-709 of the Vehicle Code, 625 ILCS 5/12-709) on the rear of the golf cart, a headlight that emits a white light 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, brake lights, and turn signals. When operated on a roadway, a golf cart shall have its headlight and tail lamps lighted at all times and shall also comply with the lighting requirements of Section 12-201 of the Vehicle Code, 625 ILCS 5/12-201, unless the requirements of this Ordinance are more restrictive. No unsafe modifications shall be made to the suspension of a golf cart.

E. Annual Registration of Golf Carts. No golf cart shall be operated on any roadway of Village unless the owner(s) thereof shall have first registered the golf cart with the Village in accordance with the following:

- (1) Registration of golf carts shall be administered by the Chief of Police or his designee and applications for registration shall be made on a form prescribed by the Village, and shall include a waiver and release of all claims against the Village, a statement under oath or penalties of perjury that the golf cart proposed to be registered meets the definition under this Ordinance and complies with the safety requirements provided for in Subsection D herein, and shall be accompanied by an initial non-refundable registration fee of \$50.00 and proof of liability insurance for said golf cart having at least the same limits as required from time to time for motor vehicles under the mandatory insurance law of the State of Illinois. A copy of the applicant's proof of insurance shall be kept on file by the Village.
- (2) Registered golf carts shall be issued a registration sticker which shall be displayed on the back rear of the golf cart on the drivers side.
- (3) Registrations shall be effective for a period of one year, May 1 to April 30, and shall be renewed annually in the same manner as the original registration except that the renewal and reinspection fee shall be \$25.00. Registrations obtained after May 1 of a given year will still expire on April 30, requiring a new registration, even if the initial registration covered less than a full year.

- (4) Registrations shall not be transferable in the event of change of ownership.
- (5) Registrations shall be subject to revocation by the Village in the event of a violation of the requirements of Section 11-1426.1 of the Illinois Vehicle Code, 625 ILCS 5/11-1426.1, any of the provisions of this Ordinance or a determination by the Police Chief or his designee that a golf cart has been operated in an unsafe manner or that a golf cart has been operated in violation of the Village Code or the Illinois Vehicle Code. A revocation shall be made in writing by the Chief of Police or his designee and shall set forth the provision(s) of the statute or ordinance found to be violated. Revocations may be appealed in writing to the Village Board within fourteen (14) days from the issuance of the revocation, and if appealed the Village Board shall hold a public hearing within sixty (60) days of receipt of the written appeal at which the affected owner may appear, present witnesses and evidence, and be represented by an attorney. The Village Board shall uphold the revocation if it determines by a preponderance of the evidence presented at the hearing that the violation which was the basis for the revocation occurred. During the appeal process, the revocation shall remain in full force and effect.
- (6) In the event a registration is revoked due to a failure to maintain the required liability insurance or a failure to maintain the condition of the golf cart in compliance this Ordinance, including but not limited to, maintaining the required safety equipment, the Village, in its discretion, may reinstate the registration upon proof of reinstatement of the required insurance or of the repair or modification of the golf cart necessary to cure any deficiencies, as applicable, if the Village determines that the violation was not intentional and is not likely to recur.
- (6) No golf cart shall be registered with a motor in excess of 1,000 cc.

F. Inspection of Golf Carts. Golf carts registered, or proposed to be registered, pursuant to this article shall be subject to inspection by the Chief of Police or his designee, at any time to determine that said golf cart meets, and continues to meet, the definition thereof as set forth in this Ordinance, and meets the requirements of Subsection D of this Ordinance, and particularly that required safety systems and equipment are in operating condition.

G. Handicapped Parking. Only golf carts with a valid handicapped parking sticker or placard may be parked in a handicapped parking space.

H. Other Laws, Regulations and Ordinances. Golf carts shall be operated at all times in accordance with the provisions of the Illinois Vehicle Code, the rules of the road contained therein, and any other laws, regulations or ordinances governing the operation of motor vehicles in the Village, as well as any laws, regulations or ordinances specifically pertaining golf carts and the operation thereof.

I. Violations. In addition to the revocation of the registration for a golf carts as provided in this ordinance, any person violating the provisions of this Ordinance shall be subject to revocation of any registration and a fine of not less than \$75.00 and not more than \$150.00. The provisions hereof for prosecuting violations of this Ordinance are not intended to supersede the Illinois Vehicle Code, or to in any way impair prosecution of violations of the Illinois Vehicle Code involving the operation of golf carts. A second violation of this Ordinance in a one (1) year period, shall be grounds for revocation of the registration for up to one (1) year.

15.17 **PENALTY** *Amended, 1998-39, 1998-32*

Unless provided for otherwise, any person, firm or corporation violating any section of this Chapter 15 shall be fined not less than \$75.00 nor more than \$1,000.00 for each offense. Each day on which a violation occurs or continues shall be deemed to be a separate offense.

15.18 **TOWING** *Amended 2019-15, 2017-35*

A. Definitions: For the purposes of this Chapter, the following words shall have the meaning ascribed to them in this section:

Heavy duty tow truck (HD) means every tow truck having over a twenty-six thousand (26,000) pound gross vehicle weight with a twenty-five thousand (25,000) pound boom capacity with wheel lift capabilities.

Light duty tow truck (LD) means every tow truck having a ten thousand (10,000) to twelve thousand (12,000) pound gross vehicle weight with an eight thousand pound boom capacity with wheel lift capabilities.

McHenry County Sheriff Dispatch Service refers to the twenty four hour emergency telephone answering service and police dispatching services and routine police radio transmissions to and from the McHenry County Sheriff and the Lakewood Police Department.

Medium duty tow truck (MD) means every tow truck having a twelve thousand and one (12,001) to twenty-six thousand pound gross vehicle weight with a ten thousand (10,000) pound boom capacity with wheel lift capabilities.

Tow operator means a person who owns or operates a tow truck or wrecker.

Tow truck means every truck designed or altered and equipped for and used to push, tow, carry upon, or draw vehicles by means of a crane, hoist, tow bar, towline, or auxiliary axle, or carried upon to render assistance to disabled vehicles, except for any truck tractor temporarily converted to a tow truck by means of a portable wrecker unit attached to the fifth wheel of the truck tractor and used only by the owner to tow a disabled vehicle also owned by him or her and never used by hire.

Towing firm means the provision of tow truck services in response to a request from the Lakewood Police Department

B. Regulations:

1. This Chapter regulates only towing services dispatched or requested by Village personnel. The provisions hereof shall at all times be subject to applicable statutory requirements and Illinois Commerce Commission regulations and orders pertaining to commercial towing. The provisions for payment are subject to budget and Village Board approval. Further, neither the owner nor person in control of any vehicle towed nor the owner of any personal property therein may utilize the provisions hereof or have the benefit thereof.
2. The Village Board, by resolution, shall promulgate rules and regulations describing the duties and procedures to be complied with by towing firm operators providing Village directed towing services pursuant to this Chapter. Such rules and regulations and amendments, upon being filed with the Village Clerk, shall constitute enforceable provisions of this Chapter and shall be subject to the penalty provided therein. Violations of the rules and regulations adopted pursuant to this section shall be punishable in accordance with this Chapter.

C. Rotation Procedure: In the event the owner of any vehicle which must be towed or otherwise serviced is at the scene or can be contacted, except in cases where the driver of the vehicle has been placed under arrest and the vehicle is being towed under the Lakewood Police Department's tow policy, the owner may state a preference concerning which towing firm is requested, provided the firm can respond to the call within a reasonable amount of time as determined by the police officer in charge. In all other cases, the following procedure shall apply:

1. The towing firm, which is scheduled as the primary response firm, shall be contacted by the Lakewood Police Department through the McHenry County Sheriff Dispatch Service following police requests for towing services. If that firm is unable to respond, or eventually do not respond within the terms of this Chapter, then the secondary response firm shall be contacted, followed by the third response firm, and so on if necessary.
2. The designation of "primary," "secondary," etc. response firm is established by means of a list of eligible towing firms maintained by the Lakewood Police

Department and administered through the McHenry County Sheriff Dispatch Service. The primary response position shall rotate through the list on a call-to-call basis. Officers may bypass the list should the situation require an immediate response or the use of heavy duty tows not in the inventory of the primary tow firm.

3. The towing firm, whether the primary or secondary response firm shall respond with equipment owned and operated by that towing firm only, following the tow truck requirements outline in Section Q. If the primary response firm does not have available equipment, the secondary firms will be contacted as stated in Subsection 1 of this section. At no time shall a designated tow firm that was not the schedule tow firm or any other subcontracted tow firm respond and tow any vehicle for any designated tow firm that was unable to provide equipment owned and operated by that tow firm which was scheduled as either the primary or secondary response tow firm.

D. Unlawful Solicitation:

1. Any and all towing firms not selected and designated pursuant to this Chapter are hereby prohibited from removing from public streets and towing away any vehicles involved in the situations as set forth in this Chapter; provided, however, that the owner or operator of the vehicle involved in the aforesaid situations may designate any towing service to be used for the towing of said vehicle and/or may designate the destination of the towed vehicle.
2. It shall be unlawful for any tow operator, his agent, or employee to solicit any tow service under this Chapter at the scene of a traffic crash or disabled vehicle or by the Lakewood Police Department.

E. Number of Agencies: The Chief of Police shall determine the number of towing agencies used by the Department based on call for service, as well as the ability of the approved towing firms to provide any and all services and requirements.

F. Assignment: The Chief of Police may, at his discretion, assign a towing service to operate in conjunction with those firms already on the towing roster, in the event that those firms are not available to respond to a police request for service. This towing service shall meet all the requirements set forth in this Chapter and have made application and been inspected to ensure compliance.

G. Review of Applications: It shall be the duty of the Chief of Police, or designee, to investigate all applications submitted. The Chief of Police may deny any application if, after investigation he finds that the applicant does not meet requirements set forth in the Chapter.

H. Roster: All towing firms selected and designated to provide towing services thereunder shall be listed on a roster kept by the Lakewood Police Department. The roster of towing shall, at all reasonable times, be open to public inspection.

I. Eligibility of Roster: Any towing firm shall become eligible to be listed on the roster and participate in the assignment of service calls by the Lakewood Police Department if it meets all requirements specified in this Chapter and maintains its primary tow operation and storage facility within a five (5) mile radius of the Village Hall, 2500 Lake Avenue, of the Village of Lakewood.

J. Application for Roster: Any towing firm meeting the minimum eligibility set for this Chapter may submit an application to the Chief of Police to participate in an emergency police towing operations. The application shall be in a form provided by the Lakewood Police Department.

K. Business Operation on Application: Applying towing firms shall provide the following business information.

1. Name of firm: Indicate whether a corporation or partnership, list all parties having an interest in said towing firm, including names and addresses, number of years business has been established in the Village of Lakewood or surrounding area, and number of years that those persons holding such ownership in said firm have been doing business in the Village of Lakewood or the surrounding area.
2. Primary business location list: location of primary business operation.
3. Storage lot: List of storage lot(s) and type of protection at said lot(s).
4. Experience: List number of years and locations of participation in similar police towing service, together with any commendations or written complaints within the last five (5) years.
5. Stability: State business activities aside form participation in police towing activities.
6. Each towing firm must be a member in good standing of the Professional Towing and Recovery Operators of Illinois or similar trade association.
7. The following tow truck operator identifying information will be provided:
 - a. Last name, first name, middle initial;
 - b. Home address;
 - c. Date of birth;
 - d. Driver's license number, state and classification; and
 - e. Years employed with the firm.

L. Ethics and Conduct: All owners of towing firms shall conduct their business in an orderly, ethical, and businesslike manner and use every means to obtain and keep the confidence of the motoring public.

M. Scope of Services Provided: Every towing firm participating in the program shall be required to perform the following police-directed services, labor, equipment, facilities, and materials for towing and servicing vehicles:

1. Vehicles involved in traffic crashes;
2. Abandoned vehicles on the roadway;
3. Disabled vehicles;
4. Minor emergency repairs on disabled vehicles, including providing fuel, changing a tire, jump starts, and dislodging joined vehicles as a result of traffic crash;
5. Abandoned or unclaimed vehicles on abandoned property;
6. Vehicles seized or impounded as evidence;
7. Vehicles involved in crimes;
8. Vehicles as may be requested to be relocated during a Village emergency;
9. Other vehicles as requested by the Lakewood Police Department.

N. Hours of Services and Access to Vehicles:

1. Towing firm shall maintain one (1) facility with equipment and labor forces adequate to supply demand for police directed services, on a full twenty-four (24) hour per day basis every day of the year.
2. The towing firm shall maintain business hours available to citizens to make inquires and obtain vehicles in accordance with the following schedule:
 - a. Monday to Friday: minimum eight (8) hours per day.
 - b. Saturday: minimum four (4) hours per day.

O. Response Times:

1. The towing firm shall arrive at the scene of a requested tow service with the requested equipment within twenty (20) minutes after the Police Department has made notifications.
2. When it becomes evident that the towing firm is unable to respond within the required time period, the towing firm shall immediately notify the Lakewood Police Department through the McHenry County Sheriff Dispatch Center. At that time, the Lakewood Police Department reserves the right to contact the next towing firm on the towing schedule.

P. Drivers/Operators:

1. Only competent, courteous, trustworthy, sober and properly licensed employees will be employed to perform the services required under this Chapter. Towing firms will ensure that all tow operators have the experience and training necessary to perform the tasks outlined in this Chapter.

2. All tow drivers are subject to investigatory background checks and driver's license checks.
3. Tow truck operators must not have been convicted of any felony violations within the last five (5) years.
4. Tow truck drivers convicted of misdemeanor violations of the Illinois Vehicle Code anti-theft laws or similar statutes within the past five (5) years shall be prohibited from operating tow trucks under the terms of this Chapter.
5. Because new tow truck operators join the towing firm and others leave, the towing firm will provide the Lakewood Police Department with a current roster of tow truck operators every six (6) months.

Q. Tow Truck Requirements:

1. The towing firm must maintain a minimum of the following:
 - a. One (1) minimum duty truck;
 - b. One (1) light duty flatbed type tow truck with capacity to tow a vehicle unable to be towed by its own tires/wheels.
2. Any towing vehicle used under this program shall be licensed by the Illinois Secretary of State for Towing Operation.
3. The towing firm will provide the Lakewood Police Department with a description of each tow truck, including year, make, model, type, serial number, registration number, and towing capacities.
4. Each tow truck will be required to comply with all statutory requirements regulation to identification, equipment, and insurance as outlined in the Illinois Vehicle Code, 625 ILCS 5/12-606 (a)-(e).
5. A certificate shall be delivered to the Village upon acceptance into this program as evidence of coverage with the Village named as an additional insured and its elected and appointed officials, officers, employees, and agents.

R. Village Hold Harmless Agreements: Any towing firm who agrees to participate in the police towing service program expressly assumes full responsibility and liability for all property entrusted to its care and agrees to indemnify, defend and hold harmless the Village of Lakewood, including its elected officials, employees, and agents against any and all claims and suits for loss, damage, injury, liability, and court cost and attorney's fees incident thereto, including any claims made by the employees of the towing firm, or any of their subcontractors, as well as all other persons, however, the same may be caused, resulting directly or indirectly from the work covered by

this Chapter, or the equivalent used in connection therein. It is understood that this agreement shall apply to any and all such claims whether resulting from the negligence or the intentional acts of the towing firm, the Village of Lakewood, or otherwise.

S. Communications: The towing firm shall ensure that all responding towing vehicles maintain direct communication with the Lakewood Police Department and the tow agency dispatch center in order to update, alter, or resend any instructions given to the driver reference the towing assignment.

T. Personal Protective Equipment Required: Every towing firm shall ensure that personal protective equipment is provided, used and maintained whenever it is necessary by reason of hazards by processes or environment encountered in a manner capable of causing injury or impairment in the function of any part of the body through absorption, inhalation or physical contact. More specifically, the towing firm shall provide a reflective vest or similar clothing to protect their tow operator from vehicle traffic.

U. Limitation of Extent of Service: The Village agrees during the period when this Chapter is in force and effect to use the services of the towing firms in this program for police-directed towing service except as follows:

1. Where the towing firm fails to respond within the time required in this Chapter;
2. Where an emergency exists requiring immediate towing services and the authorized police supervisor at the scene, at his sole discretion, determines that such service can be obtained more quickly from a firm other than the primary towing firm;
3. Where the person who requires the towing service is not involved in a police emergency and chose another towing firm;
4. Where the Chief of Police determines that the towing firm is not provided towing service in compliance with the standards and conditions of this Chapter and the best interested of the Village would be served by utilizing the services of another towing firm(s);
5. Where the towing firm is unable to respond to a service request or provide adequate equipment to handle a service request.

V. Removal of Debris: In accordance with Illinois Vehicle Code, 625 ILCS 5/12-60(c), when there is debris, shattered glass, liquid spills, or other material from the wreckage at the site of the vehicle crash, the towing firm shall remove such material from the site.

W. Police Vehicle Tows and Storage:

1. The towing firm will provide Lakewood Police Department tows in the same rotation manner. Lakewood Police Department tows include squad car tows, vehicle towed for evidentiary purposes, or vehicles seized or impounded.
2. When the Lakewood Police Department places a “hold” on a towed vehicle, the vehicle shall not be released, serviced, inspected, repaired, contracted for service or repair, or have personal property on or within the vehicle removed from it without a signed release from the Lakewood Police Department. Any vehicle seized or impounded as evidence shall be deemed to have a “hold” on it.
3. In the event of an error by the Lakewood Police Department in towing a vehicle, or when other extenuating circumstance exist, the towing firm will cancel all expenses to the owner at the request of the Lakewood Police Department.

X. Storage Facility:

1. The towing firm shall provide a secure site for storage of all vehicles towed pursuant to this Chapter. Each towing firm must provide a minimum of the following:
 - a. A secure storage site(s) with space to store at least fifteen (15) vehicles;
 - b. Of these fifteen (15) storage spaces, at least five (5) vehicle spaces must be with an indoor facility.

Y. Vehicle Repair or Alteration:

1. Towing firms shall not make any repairs or alterations to a vehicle without first being authorized by the owner or his designee.
2. Parts or accessories shall not be removed from vehicles without authorization except for securing purposes. Under such circumstance, the parts or accessories removed shall be listed on the tow sheet.

Z. Adherence to Laws: The existence of this program between the Village of Lakewood and the towing firm does not exclude the towing firm or any of its employees or agents from complying with any applicable state, county, municipal laws or ordinances, nor does it convey any special rights or privileges upon said towing firm and its employees or agents.

AA. Log Book, Records and Reports Required. The towing firm shall maintain a log book of police directed tows and service requests or any other acceptable record keeping system that will include the following information:

1. Time, date and location of tow, hold information, if applicable, the name of the officer authorizing the tow, and the police report number;

2. The color, year, make, model, registration number, and vehicle identification number of the towed or serviced vehicle;
3. The date and time the vehicle owner was notified of the tow;
4. Itemized billing of all tow, service, and storage charges;
5. The date the vehicle was released; and
6. A copy of the signed invoice, documenting the person claiming the vehicle, including a copy of the persons vailed driver's license and proof of current insurance of the vehicle.

BB. Fees and Charges:

1. Tow Fee:

- a. Tow of a vehicle with a gross vehicle weight rating (GVWR) up to twelve thousand (12,000) pounds involved in a traffic crash, arrest, or other police impoundment:

One hundred fifty dollars (\$150.00) per hour, port to port, one (1) hour minimum.

- b. Tow of a disabled vehicle with a GVWR up to twelve thousand (12,000) pounds, a flat rate of:

- i. Seventy-five dollars (\$75.00) and three dollars (\$3.00) per towed mile, during regular business hours.

- ii. Ninety dollars (\$90.00) and three dollars (\$3.00) per towed mile, after hours.

- c. Tow of a vehicle with a GVWR between twelve thousand and one (12,001) and twenty-six thousand (26,000) pounds involved in a traffic crash, arrest, or other police impoundment:

Two hundred dollars (\$200) per hour, port to port, one (1) hour minimum.

- d. Tow of a disabled vehicle with a GVWR between twelve thousand and one (12,001) and twenty-six thousand (26,000) pounds:

- i. One hundred fifty dollars (\$150.00) per hour, port to port, one (1) hour minimum, during regular business hours.

- ii. One hundred seventy-five hours (\$175.00) per hour, port to port, one (1) hour minimum, after hours.

- e. Tow of a vehicle with a GVWR over twenty-six thousand (26,000) pounds involved in a traffic crash, arrest, or other police impoundment:

Two hundred fifty dollars (\$250.00) per hour, port to port, one (1) hour minimum.

- f. Tow of a disabled vehicle with a GVWR over twenty-six thousand (26,000) pounds:

- i. One hundred seventy-five dollars (\$175.00) per hour, port to port, one (1) hour minimum.

- ii. Two hundred dollars (\$200.00) per hour, port to port, one (1) hour minimum, after hours.

2. Service Call Fee:

- a. For any service call where no tow is involved:

- i. Seventy-five dollars (\$75.00), port to port, one (1) hour minimum, during regular business hours.

- ii. Ninety-five dollars (\$95.00), port to port, one (1) hour minimum, after hours.

- b. Actual retail cost for fuel or parts may be charged in addition to the service call fee.

- c. Winching rates where no tow is involved:

- i. LD: Seventy-five dollars (\$75.00), port to port, one (1) hour minimum.

- ii. MD: One hundred dollars (\$100.00), port to port, one (1) hour minimum.

- iii. HD: One hundred twenty-five dollars (\$125.00) port to port, two (2) hour minimum.

3. Miscellaneous Rates:

- a. When it is determined that due to a vehicle's condition that a heavy-duty under-reach is required, the per hour fee shall not exceed:

- i. One hundred seventy dollars (\$170.00), during regular business hours.

- ii. One hundred eight dollars (\$180.00) after hours.

- b. Additional charges of eighty dollars (\$80.00) may be charged to cage brakes and/or remove the drive shaft, if necessary, for the removal of the recovered vehicle.
 - c. Special handling charges shall be a rate not to exceed one hundred dollars (\$100.00) per hour and shall be measured in fifteen (15) minute increments. Special handling shall include, but not necessarily be limited to:
 - i. Vehicle roll-over.
 - ii. Vehicle impacted into a building or other structure.
 - iii. Vehicle immersed in a body of water.
 - iv. Vehicle that is off the roadway requiring a power winch for retrieval.
 - v. Motorcycle or other vehicle requiring special handling considerations.
 - d. Debris cleanup per vehicle: thirty-five dollars (\$35.00) plus twenty-five dollars (\$25.00) per bag of oil dry used.
 - e. Police vehicles for the Village of Lakewood will be towed at a fee of forty-five dollars (\$45.00) per vehicle plus three (\$3.00) per mile if towed outside of the Village limits.
 - f. Standby time may be billed at a rate of sixty dollars (\$60.00) per hour.
 - g. Any time a firm is required to respond outside the corporate limits of the Village to recover a vehicle for the Lakewood Police Department, time shall be charged at a rate not to exceed seventy-five dollars (\$75.00) per hour, plus mileage at the rate of three dollars and fifty cents (\$3.50) per mile.
4. Storage Charges:
- a. The towing firm will provide Lakewood Police Department storage at no charge for vehicles stored for evidentiary, impound, or seizure purposes. The owner of record for a vehicle impounded pursuant to statutory requirement shall be liable for storage fees commencing from the date the vehicle was available for release.
 - b. No storage charge may be imposed for the first twenty-four (24) hours except for vehicles involved in traffic crashes.
 - c. For any vehicle with a GVWR of twelve thousand (12,000) pounds or less:
 - i. Fifty dollars (\$50.00) per day for outside storage.
 - ii. Sixty dollars (\$60.00) per day for inside storage.
 - d. For a vehicle with a GVWR twelve thousand and one (12,001) pounds or greater:

- i. Sixty dollars (\$60.00) per day for outside storage.
 - ii. Seventy dollars (\$70.00) per day for inside storage.
- 5. Business hours: For the purposes of establishing fees, regular business hours are considered from 8:00 a.m. to 5:00 p.m. Monday through Friday, excluding observed Village holidays. All other times are considered after hours.
- 6. Approval required for additional fees: Any fees authorized in this Chapter may not be charged without prior approval of the Chief of Police or his designee.
- 7. Revision of rate; notice of hearing:
 - a. The Village Board shall, upon recommendation from the Chief of Police, determine the maximum chargeable fee and rates for towing services. The fees may be reviewed by the Village Board every two (2) years and may be modified as necessary. For towing services under this Chapter, the operator shall not charge more than the amounts set by the Village Board. The tow service operator shall maintain business records of all charges billed and collected for towing services for a minimum period of four (4) years.

- b. Prior to a Village Board hearing on tow fees and rates, there shall be a publication, at least once, of said hearing in a newspaper of general circulation within the Village, at least ten (10) days before the hearing date.

CC. Display of Fee Schedule:

- 1. The towing firm shall have printed fee schedules, as stipulated in this Chapter, available upon request to any person being serviced under this program. Additionally, a copy of the printed fee schedule shall be posted in plain view to the public in a conspicuous place at the towing firm's place of business.
- 2. The towing firm shall be solely responsible for the collection of towing, service, and storage fees from the owner of the towed or serviced vehicle.

DD. Inspections: All towing firm records, vehicles, equipment, and storage facilities will be subject to periodic inspections by the Lakewood Police Department. Any deviation from responsible, quick and efficient service at the rates prescribed may result in the removal of the towing firm from the program by the Chief of Police.

EE. Performance Evaluation and Customer Satisfaction:

- 1. The satisfaction of the members of the public who utilize the services of the towing firms shall be of primary importance, along with other factors such as response times, condition of equipment, cooperation with the Village, and ability to adhere to the conditions of this Chapter.

2. The towing firm shall maintain copies of a customer complaint form, provided by the Lakewood Police Department. The towing firm will provide a customer complaint form to all unsatisfied customers regarding complaints about the towing firm, employees, or the services provided under the terms of this Chapter. At the time of completion, the towing firm shall forward every original completed complaint form to the Chief of Police.
3. All complaints will be reviewed and investigated by the Lakewood Police Department and attempts will be made to rationally and professionally bring to a conclusion the complainant's grievance.
4. The Lakewood Police Department may randomly survey individuals whose vehicles were towed or serviced by a towing firm under the terms of this Chapter to ascertain whether or not a towing firm is in compliance with the rate structure and all other regulations established in this Chapter.

FF. Failure to Provide Services; Penalty:

1. The Village, through the Chief of Police, reserves the right to impose sanctions and or terminate a towing firm's participation in this program for failure to perform any aspect of this Chapter properly and or fail to properly respond to calls for service. Any such failure without good cause will be cause for sanctions and or termination of participation in this program.
2. Failure to abide by the terms of this Chapter may result in the following:
 - a. A first violation of any failure to abide by the terms of this Chapter may result in a written warning;
 - b. A second violation of any failure to abide by the terms of this Chapter within a twelve (12) month period may result in a two (2) week suspension from the right to participate in this towing program;
 - c. A third violation of any failure to abide by the terms of this Chapter within a twelve (12) month period may result in a four (4) week suspension from the right to participate in this towing program;
 - d. A fourth violation of any failure to abide by the terms of this Chapter within a twelve (12) month period may result in the removal of the towing firm from the towing program.
3. The towing firm may reapply to participate in the towing program after one (1) year of being removed from the program.

GG. Appeals:

1. Any towing firm aggrieved by the action of a designee of the Lakewood Police Department in the denial of participation within this towing program shall have the right to appeal to the Chief Administrative Officer.
2. Such appeal shall be taken by filing with the Chief Administrative Officer within fourteen (14) days after written notice of denial by filing a written notice of appeal. The fourteen (14) days shall begin to run from the postmark date on such correspondence mailed to the applicant at their last known address.
3. The hearing shall be held within forty-five (45) days of receipt of the notice of appeal or within such time period as agreed by the parties of appeal.
4. The Chief Administrative Officer shall set a time and place for the hearing of such appeal and notice of such hearing shall be given to the appellant.
5. The decision and order of the Chief Administrative Officer on such appeal shall be final and conclusive.