

ORDINANCE 324 AMENDMENT

ORDINANCE REGULATING ABANDONED, LOST, STOLEN, AND ETC. VEHICLES

Be it ordained by the President and the Board of Trustees of the Village of Galatia as follows:

This Ordinance is for the purpose of amending Section Sixteen of Ordinance 324 relating to Abandoned, Lost, Stolen, and Etc. Vehicles with the corporate limits of the Village of Galatia.

Section 1. Definitions.

Inoperable vehicle means any vehicle:

- a. from which, for a period of at least thirty (30) days), the engine, wheels or other parts have been removed, or on which the engine, wheels or other parts have been altered, damaged or otherwise so treated that the vehicle is incapable of being driven under its own motor power.
- b. which is required by Illinois Statute to have a valid and current registration in order to legally operate on public streets and highways and which does not have such registration affixed to it as required by law.

“Inoperable vehicle” shall not include any vehicle which:

1. Is rendered temporarily incapable of being driven under its own power in order to perform maintenance or repairs to the vehicle in questions. This exemption shall extend for no more than sixty (60) days; or
2. Is kept within a completely closed building or carport; or

Section 2. Inoperable vehicles prohibited.

Inoperable vehicles, as defined herein, are hereby declared to be a public nuisance, and no person shall leave any inoperable vehicle upon any private property within the Village limits.

Section 3. Disposal of inoperable vehicles.

- a. Any owner of an inoperable vehicle as defined in this Chapter must dispose of the vehicle within ten (10) days of having received notice from the Chief of the Village Police Department, or his designee, commanding the disposition of the inoperable vehicle.
- b. The notice required by (a) of this section shall be given as follows, Written notice is required for all inoperable vehicles bearing license plates and shall be in substantial compliance with the following requirements:
 - 1 Notice must be sent to the last known owner of the inoperable vehicles, as reflected in the vehicle registrations records of the Secretary of State of Illinois, or the functional equivalent of such for the state whose name appears on the license which is displayed by the operable vehicle, at the address indicated by such records.

- 2 Notice shall be sent by certified mail or registered mail, restricted delivery, return receipt requested, or by personal service. Such notice shall include the following information;
 - i. A descriptions of the inoperable vehicle
 - ii. The location of the inoperable vehicle;
 - iii. The date on which the notice was mailed or personally delivered;
 - iv. An admonition that the inoperable vehicle will be towed at the direction of the City and at the owner's expense if not properly disposed of within ten (10) days of the receipt of the written notice;
 - v. The location to which the inoperable vehicle will be towed together with the appropriate fee for towing and storage;
 - vi. A date not less than three (3) days and not more than eight (8) days subsequent to the mailing of the notice at which time a hearing shall be held to determine whether the vehicle shall be towed.
- c. If the inoperable vehicle does not bear a license plate, or if notice by mail as required by the preceding paragraph is unsuccessful, there shall be placed upon the windshield, or; if not exists, upon any other conspicuous place on the inoperable vehicle a self-adhering sign not less than five (5) inches by seven (7) inches in size containing the following information;
 - i. That the vehicle has been deemed to be an inoperable vehicle;
 - ii. The date on which the sign was placed upon the vehicle;
 - iii. An admonition that the inoperable vehicle will be towed at the direction of the City and at the owner's expense if not properly disposed of within ten (10) days;
 - iv. The location to which the inoperable vehicle will be towed, together with the appropriate fee for towing and storage; and
 - v. A date of not less than three (3) and not more than eight (8) days after the notice is posted at which time a hearing shall be held to determine whether the vehicle is to be towed.
- d. Not less than three (3) days and not more than eight (8) days after the notice described in Section 3 (a) 1 of this section is mailed, delivered or posted, the Village Clerk, assistant to the Mayor for the Village shall hold a hearing.
 1. If the owner or bailee of the inoperable vehicle appears, he shall present sufficient evidence to show because why the vehicle should not be towed.
 2. If the owner or bailee of the inoperable vehicle does not appear, the Village Clerk, assistant to the Mayor shall receive a statement, written or oral, from the complaining witness as to why the complaining witness believes the vehicle to be an inoperable vehicle and should be towed.

3. If the Village Clerk, assistant to the Mayor finds the vehicle to be an inoperable vehicle, which should be towed, he shall make a notation of the vehicle's description, its present location, the location to which it is to be towed and date of towing. This notation shall be delivered to the Chief of Police of the Village.

Section 4: Disposal of unclaimed vehicles.

The provisions of Article II of Chapter IV of the Illinois Vehicle Code (625 ILCS 5/1/101 et seq.) as amended, as the same pertains to the disposal of unclaimed vehicles, shall apply the same to inoperable vehicles, as defined herein, as to abandoned, lost, stolen or unclaimed vehicles as set forth in said Illinois Vehicle Code.

Section 5. Penalty

A. Any person who violated any provision of this Article shall be fined in an amount not less than fifty dollar (\$50.00) and not more than seven hundred fifty dollars (\$750.00). Each day such violation is committed or allowed to continue shall constitute a separate offense and shall be punishable as such.

B. Any person who violated any provision of Chapter 4 of the Illinois Vehicle Code (625 ILCS 5/4/100 to 4/307 as amended) shall be fined in an amount not less than fifty dollars (\$50.00) and not more than seven hundred fifty dollars (\$750.00). Each day such a violation is committed or allowed to continue shall constitute a separate offense and shall be punishable as such.

Section 5: This ordinance shall be in full force and effect from and after its passage, approval and publication according to the laws of the State of Illinois.

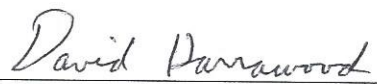
Passed, approved and adopted by the Village Board of the Village of Galatia, Saline County, Illinois this 8 day of April, 2019 on roll call vote as follows:

AYES 5

NAYS 0

PRESENT 5

ABSENT 1



David Harrawood, Mayor

ATTEST:



Paulette Herron, Village Clerk

ORDINANCE NO. 324

AN ORDINANCE REGULATING MOTOR VEHICLES AND TRAFFIC

Be it ordained by the President and the Board of Trustees of the Village of Galatia as follows:

SECTION ONE: This ordinance is for the purpose of regulating motor vehicles and traffic within the corporate limits of the Village of Galatia, Illinois.

SECTION TWO: Provisions of the Illinois Revised Statutes, Chapter 95 1/2, as amended, except for those provisions which by their nature can have no obligation, are hereby adopted and made a part of this ordinance, with the same force and effect as those set forth herein. Each said section shall be cited as Ordinance No. 324.

SECTION THREE: No person shall hitch onto or climb upon any vehicle which is in motion, nor shall the driver of any vehicle permit such action.

SECTION FOUR: It shall be unlawful for any person to drive any vehicle in a careless or dangerous manner.

SECTION FIVE: It shall be unlawful for any person to run or cut any vehicle across any service station drive except when entering such station to conduct business or when such action is directed by a law enforcement officer or when such action becomes necessary due to any obstruction in the roadway.

SECTION SIX: It shall be unlawful for the driver of any vehicle to make a U-turn on any street or alley.

SECTION SEVEN: It shall be unlawful for the driver of any vehicle to drive it faster than 25 miles per hour on any street or alley not in an urban district unless otherwise posted.

SECTION EIGHT: It shall be unlawful for the driver of any vehicle to drive it faster than 20 miles per hour on any street or alley in an urban district unless otherwise posted.

SECTION NINE: No person shall race the engine of a motor vehicle while it is stopped, standing, or parked on any public street or alley.

SECTION TEN: The driver of any vehicle involved in an accident shall, within 24 hours of the accident, make a report of such accident to the chief of police.

SECTION ELEVEN: The Village Board is hereby authorized to place official traffic control signals, signs, and devices at all places where state law requires them to make any ordinance or traffic regulation effective.

SECTION TWELVE: All traffic control signs, signals, and devices and markings which are in place at the time of the adoption of this ordinance and which have been installed by any Village employee, whether with or without authority of the Village Board to do so, shall be adopted and ratified by the Village Board and shall be considered to have been authorized by it.

SECTION THIRTEEN: Any person, firm or corporation violating this ordinance shall be fined not less than \$35.00 and no more than \$500.00.

SECTION FOURTEEN: It shall be unlawful to operate any vehicle or combination of vehicles, unladen or with load, upon streets or alleys within the corporate limits of the Village of Galatia (state and federal highways excepted) when the gross weight on the road surface exceeds five (5) tons; provided, that upon any such street or alley, a vehicle which exceeds the

above-described weight may be operated for pickup and delivery within the corporate limits.

SECTION FIFTEEN: It shall be unlawful to drive or move a vehicle on any street in the Village of Galatia unless such vehicle is so constructed or loaded as to prevent any of its load from dropping, shifting, leaking or otherwise escaping therefrom, except that sand may be dropped for the purpose of securing traction, or water or other substance may be sprinkled on a street in cleaning or maintaining such street.

SECTION SIXTEEN: It shall be unlawful for any person to fail to obey a notice received from the Village of Galatia which states that such person is to dispose of one or more inoperable motor vehicles under his control, whether located on public or private property in the Village of Galatia within seven (7) days after receiving such notice. Said notice shall be in writing, and generally identify the inoperable motor vehicle or vehicles and the location thereof, and shall be served personally. This section shall not apply to any motor vehicle kept within a building, to historic vehicles over twenty-five (25) years of age, or to a motor vehicle on the premises of a place of business engaged in the wrecking or junking of motor vehicles.

As used in this section "inoperable motor vehicle" shall mean any motor vehicle from which, for a period of at least sixty (60) days, the engine, wheels or other parts have been removed, or on which the engine, wheels or other parts have been altered, damaged, or otherwise so treated that the vehicle is incapable of being driven under its own motor power. "Inoperable motor vehicles" shall not include a motor vehicle which has been

rendered temporarily incapable of being driven under its own motor power in order to perform ordinary service or repair operations.

Any person violating this section shall be fined not to exceed fifty dollars (\$50.00) for each offense, and each day such violation continues, shall be a separate offense.

SECTION SEVENTEEN: This ordinance shall take effect in full force ten (10) days after its passage, approval and publication.

SECTION EIGHTEEN: This ordinance shall be in full force and effect from and after its passage, approval and publication according to the law of the State of Illinois.

Passed, approved, and adopted by the Village Board of the Village of Galatia, Saline County, Illinois, this 20th day of May, 1985, on roll call vote as follows:

Ayes: 5; Nays: 0; Present: 5; Absent: 1

APPROVED THIS 20th DAY OF May, 1985.

MAYOR

Jack Fowler

ATTEST:

Bail Lawrence

VILLAGE CLERK