

VILLAGE OF MULBERRY GROVE, ILLINOIS

ORDINANCE NO. 688

**AN ORDINANCE AUTHORIZING THE OPERATAION OF
ALL-TERRAIN VEHICLES, OFF-HIGHWAY MOTORCYCLES,
AND RECREATIONAL OFF-HIGHWAY VEHICLES ON CERTAIN
STREETS IN THE VILLAGE OF MULBERRY GROVE, ILLINOIS**

ADOPTED BY THE
BOARD OF TRUSTEES
OF THE VILLAGE OF
MULBERRY GROVE, ILLINOIS
THIS 3RD DAY OF JUNE, 2024.

Published in pamphlet form by the authority of the Board of Trustees of the
Village of Mulberry Grove, Bond County, Illinois, this 3rd day of June, 2024.

Prepared by:

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**STATE OF ILLINOIS
COUNTY OF BOND
VILLAGE OF MULBERRY GROVE**

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WHEREAS, it has again come to the attention of the Village Board of Trustees ("Board") that the improper and unregulated use of non-highway vehicles, all-terrain vehicles, off-highway motorcycles, and recreational off-highway vehicles on Village streets creates a potential traffic hazard for other vehicular traffic as well as a danger to the occupants of non-highway vehicles, all-terrain vehicles, off-highway motorcycles, and recreational off-highway vehicles; and

WHEREAS, Bond County, Illinois, has previously adopted Ordinance No. 05-16-23-01, as amended from time to time, most recently by Ordinance No. 03-20-24-4, such being the Bond County Non-Highway Vehicle Ordinance ("County Ordinance"); and

WHEREAS, the Village has previously adopted an ordinance entitled an Ordinance Authorizing the Operation of Golf Carts and Neighborhood Vehicles on Certain Streets in the Village of Mulberry Grove, Illinois ("Village Ordinance"); and

WHEREAS, it is the purpose of both the County Ordinance and the Village Ordinance to protect, maintain, and enhance health, safety and general welfare of the citizens of Bond County and the Village of Mulberry Grove by regulating the use and operation of all-terrain vehicles, off-highway motorcycles, and recreational off-highway vehicles on Village streets; and

WHEREAS, after consideration of the volume, speed and character of traffic on the Village streets, the Board has determined that all-terrain vehicles, off-highway motorcycles, and recreational off-highway vehicles may safely travel on certain designated Village streets as identified in the Village Ordinance, all in furtherance of the desire of the Board to protect, maintain, and enhance health, safety and general welfare of the citizens of the Village of Mulberry Grove; and

WHEREAS, it is the intent of this Ordinance to cooperatively regulate the operation of non-highway vehicles, all-terrain vehicles, off-highway motorcycles, and recreational off-highway

vehicles within the Village limits of the Village of Mulberry Grove as authorized by 625 ILCS 5/11-1426.1(d).

NOW THEREFORE, BE IT ORDAINED BY PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MULBERRY GROVE:

Section 1. The Village hereby approves the processes, rules, regulations, and requirements of the County Ordinance, and authorizes the use of non-highway vehicles, as defined in the County Ordinance, on certain designated Village streets as identified in the Village Ordinance.

Section 2. Any non-highway vehicle licensed, permitted or authorized for use on public roads in accordance with the County Ordinance, and meeting all of the requirements thereof, may be operated, only in accordance with all applicable laws and ordinances, on those certain designated Village streets as identified in the Village Ordinance without the need to obtain any license, permit, or further authorization from the Village per the Village Ordinance. Every person operating a non-highway vehicle, all-terrain vehicle, off-highway motorcycle, or recreational off-highway vehicle pursuant to permit under the Village Ordinance or County Ordinance has all the rights and duties applicable to a driver of any other vehicle pursuant to the State of Illinois highway traffic laws and regulations except when those provisions cannot reasonably be applied to non-highway vehicles, all-terrain vehicles, off-highway motorcycles, or recreational off-highway vehicles.

Section 3. This Ordinance shall not repeal or replace the Village Ordinance but shall provide an alternative process for the legal use of non-highway vehicles on those certain designated Village streets as identified in the Village Ordinance, it being the intent of the Village that the Village Ordinance remain in full force and effect for those citizens who only desire to obtain a permit to operate such vehicles within the Village limits.

Section 4. To the extent an intergovernmental agreement as to the application of the County Ordinance is required, the Village President, and all other corporate authorities as necessary, are hereby authorized to enter into and execute such agreement and bind the Village thereto on an annual basis.

Section 5. **Effective Date.** This Ordinance shall be in full force and effect from and after it's passage, approval and publication in pamphlet form as provided by law.

Passed and adopted by the Board of Trustees of the Village of Mulberry Grove, Bond County, State of Illinois, on this 3rd day of June, 2024, upon aye and nay vote as follows:

| | <i>Aye</i> | <i>Nay</i> | <i>Abstain</i> |
|--------------------------|------------|------------|----------------|
| Jim Blankenship | _____ | _____ | _____ |
| Mike Burlingame | _____ | _____ | _____ |
| Amy Wright | _____ | _____ | _____ |
| Dennis Henrichsmeyer | _____ | _____ | _____ |
| Shawna Sue Henrichsmeyer | _____ | _____ | _____ |
| David Koonce | _____ | _____ | _____ |

APPROVED:

Mike Burlingame, Temporary President

ATTEST:

Dianne Siebert, Village Clerk

STATE OF ILLINOIS)
)
COUNTY OF BOND) SS

CERTIFICATION

I, Dianne Seibert, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Mulberry Grove, Bond County, Illinois, and that as such officer, I am the keeper of the records and files of the Village of Mulberry Grove, Illinois.

I do further certify that the foregoing document is a true, correct and complete copy of Ordinance 688 as passed by the Board of Trustees of the Village of Mulberry Grove, Illinois at the regularly scheduled Village Board Meeting on June 3, 2024, said ordinance being entitled:

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AND RECREATIONAL OFF-HIGHWAY VEHICLES ON CERTAIN
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In witness whereof, I have hereunto affixed my official signature and the seal of the Village of Mulberry Grove, Bond County, Illinois, this 3rd day of June, 2024.

Dianne Siebert, Village Clerk
Village of Mulberry Grove, Illinois

(SEAL)