

VILLAGE OF GREENUP,
CUMBERLAND COUNTY, ILLINOIS

ORDINANCE NO. 745

**AN ORDINANCE AMENDING TITLE 10 OF THE VILLAGE CODE PERTAINING TO
THE OPERATION OF GOLF CARTS, ALL-TERRAIN VEHICLES, AND MOTORIZED
BICYCLES**

PASSED BY THE
VILLAGE BOARD OF TRUSTEES
OF THE VILLAGE OF GREENUP

THIS 7th DAY OF April 2025.

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE
VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF GREENUP,
CUMBERLAND COUNTY, ILLINOIS
THIS 8th DAY OF April 2025.

ORDINANCE NO.

AN ORDINANCE AMENDING TITLE 10 OF THE VILLAGE CODE PERTAINING TO THE OPERATION OF GOLF CARTS, ALL-TERRAIN VEHICLES, AND MOTORIZED BICYCLES

WHEREAS, the Village of Greenup, Illinois is a duly organized and existing municipal corporation organized and operating under the constitution and laws of the State of Illinois; and

WHEREAS, the Village derives its rights, power and authority from the various sections of the Municipal Code and the Village Code; and

WHEREAS, the Village of Greenup, Cumberland County, Illinois, currently regulates the operation of Golf Carts, All-Terrain Vehicles, and Motorized Bicycles on the streets of Greenup, Illinois by and through Title 10.8 of the Village Code with respect to the construction and maintenance of sidewalks; and

WHEREAS, the Village Board has determined it is in the best interest of the Village to amend Title 10.8 to update the penalties for violating the terms of this section of the Village Code and to add a provision for impoundment of these types of vehicles.

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF GREENUP, CUMBERLAND COUNTY, ILLINOIS, THAT:

SECTION ONE: The recitals set forth hereinabove are hereby incorporated as findings as if said recitals were fully set forth within this Section One.

SECTION TWO: That Title 10.8, Section 9 of the Village Code is amended and Title 10.8, Section 10 is created, with additions in bold, underline text, and deletions with strikethrough, as evidenced by the language below:

10-8-9: PENALTY:

Every person convicted of a violation of any provision of this Chapter shall be punished by a fine of not less than **one hundred** ~~twenty~~ dollars ~~(\$100.00)~~ ~~\$20.00~~ nor more than seven hundred fifty dollars (\$750.00) for each violation. **Every day that a violation occurs shall be a separate offense.**

10-8-10: Impoundment

In addition to the fines set forth in this Chapter, any person who has been issued a citation for the same offense under this Chapter within a twelve month period of time shall, at the time of issuance of the second such citation for the same offense, be required to surrender the motorized bicycle to the police officer of the Village of Greenup who issues the citation. The motorized bicycle shall be impounded and held by the Police Department and shall be returned to the owner only if the following conditions are met:

- (1) The person whom the citation was issued has paid all outstanding fines or**

registration fees related to both citations as well as the Greenup Police Department's impound fee in the amount of \$100.00.

- (2) **If the motorized bicycle that was impounded is not retrieved from the Police Department within 35 days after the impoundment, the chief of Police shall send written notice to the owner that the motorized bicycle will be deemed abandoned and disposed of by the Police Department if it is not retrieved by the owner within 30 days of the date of the said notice. If the motorized bicycle remains unclaimed 30 days after the provision of the notice, the police department may dispose of the motorized bicycle as it sees fit. Any payment received by the police department in exchange for the motorized bicycle will be applied to any fines and fees owed by the owner from whom it was impounded.**

SECTION THREE: All Ordinances and Resolutions, or parts thereof, in conflict herewith, are hereby repealed.

SECTION FOUR: If any part or parts of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of the remaining parts of this Ordinance. The Village Board declares hereby that they would have passed the remaining parts of this Ordinance if they had known that such part or parts thereof would be declared unconstitutional.

SECTION FIVE: The Village Clerk of the Village of Greenup is directed hereby to publish this Ordinance in pamphlet form.

SECTION SIX: This Ordinance shall be in full force and effect from and after its passage, approval in accordance with the manner prescribed by law.

Placed on file this 8th day of April 2025.

Alene Blade	<u>X</u>
April Harris	<u>X</u>
Joshua Kingery	<u>X</u>
Max McCullough	<u>X</u>
Sherry Parker	<u>X</u>
Tony Wright	<u>X</u>

AYES:	<u>6</u>
NAYS:	<u>0</u>
ABSENT:	<u>0</u>
ABSTAIN:	<u>0</u>

APPROVED THIS 8th DAY OF April 2025.

Thomas A. Bauguss
Thomas A. Bauguss
Mayor/President of Village Board

ATTEST:

Jill Kimble
Jill Kimble, Village Clerk

STATE OF ILLINOIS)
) SS.
COUNTY OF CUMBERLAND)

CERTIFICATE

I, Jill Kimble, certify that I am the duly elected and acting Municipal Clerk of the Village of Greenup, Cumberland County, Illinois.

I further certify that on 7th April, 2025, the corporate authorities of such municipality passed and approved Ordinance No. 745 entitled "AN ORDINANCE AMENDING TITLE 10 OF THE VILLAGE CODE PERTAINING TO THE OPERATION OF GOLF CARTS, ALL-TERRAIN VEHICLES, AND MOTORIZED BICYCLES" which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 745 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Municipal Building, commencing on 8th April 2025, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Greenup, Illinois this 8th day of April 2025.

(SEAL)


Jill Kimble
Jill Kimble, Village Clerk