

CHAPTER 33

STREET REGULATIONS

ARTICLE I - GENERAL REGULATIONS

33-1-1 CLOSING STREET. Whenever public safety, the improvement or repair of any street, alley or public place requires it, the Mayor may order any street, alley or public place temporarily closed to traffic and the placing of signs indicating that the street, alley or public place is closed by order of the Mayor. Whenever such signs are so placed, no person shall ride or drive upon or cross such street, alley or public place, or in any manner destroy, deface or remove any such sign.

The provisions of this section shall not apply to emergency vehicles responding to an emergency call.

33-1-2 CURBS AND GUTTERS.

(A) Request in Writing. Any person owning property within the Village who desires to have new curbs and gutters constructed along the street adjoining his premises shall file a request with the Street Superintendent, giving the location of the property and the length of the curbs and gutters requested.

(B) Cost to Owner. If the funds are available and the Village Board approves the request, the property owner shall pay one-half of the cost of the construction and thereafter, the curb and gutter will be constructed by the Village. The cost of construction shall not include any engineering fees; these shall be paid by the Village.

(C) Approval by Village Board. The approval of the request for construction of curbs and gutters by the Village Board shall be dependent upon the approval of funds, priority of projects and continuity of construction for the best benefit of the Village as determined by the Village Board.

(D) Subdivisions. This is not applicable to new subdivisions.

(Ill. Rev. Stat., Ch. 24; Sec. 11-80-13)

33-1-3 CULVERTS.

(A) Whenever the Village Board finds it expedient and desirable and in the best interest of the Village and the public, and of the owner of the abutting property, to install culvert pipe in drainage ditches, the owner of the abutting property shall pay the cost of the material required and the Village shall furnish the labor required to install the same.

(B) No such culvert pipe shall be installed of a length less than the full length or width (as the case may be) of the property to which it abuts.

(C) The provisions of paragraph (A) shall not apply when the drainage ditch is a major watercourse and is of such size that culvert pipe of an inside diameter of 24 inches or larger is required, in which case, the Village Board, at its sole discretion, may elect to pay the cost of both labor and material.

(D) The Village Board may, in exceptional instances where, in order to protect a sidewalk from the erosive effects of water and where it is more economical to do so than making repairs by other means, elect to pay the cost of both labor and material involved in the installation of culvert pipe in drainage ditches of such size that culvert pipe of less than 24-inch inside diameter is required.

(E) No culvert pipe shall be installed in any drainage ditch unless prior approval has been obtained from the Village Board. In all cases where a culvert pipe with an inside diameter of less than 24 inches is desired, only A2000 PVC pipe or a material of equal strength and durability shall be approved for installation. In all cases where a culvert pipe with an inside diameter of 24 inches or larger is desired, only reinforced concrete culvert pipe or material of equal strength and durability shall be approved for installation. In no case shall the Village approve the use of culverts pipes with an inside diameter of less than 6 inches. (#1996-05 and #1996-10)

(F) Nothing in this Code shall be construed to have any bearing on the installation of driveway culverts, which shall, in all cases, be paid for by the owner of the property served by the driveway, with the Village furnishing the labor required.

(G) The provisions of this section shall not apply in cases where the drainage ditch is on the boundary line of the corporate limits of the Village and the adjoining property is outside of the corporate limits of the Village. In these instances, the owner of the abutting property shall pay the entire cost of all material and labor.

(#72-13; 0707-65)

33-1-4 EXCAVATION, CONSTRUCTION OR REMODELING OF PROPERTY ABUTTING VILLAGE STREETS.

(A) Violation. It is unlawful for any person to allow spoil, dirt, debris or backfill, from any excavation, construction, or remodeling of property abutting a Village street to drain, collect, or run onto the established right-of-way of said street.

(B) Notice. The Police Department or Village Superintendent may issue a written notice for removal of such spoil, dirt, debris, or backfill, and/or clean up of Village streets. Such removal and/or clean up must be made within 10 days after such notice has been given.

(C) Penalty. Whenever any person violates or causes the foregoing provisions of this section to be violated, he/she shall be guilty of a petty offense and shall be subject to a fine of not less than \$100.00 or more than \$500.00 for each day such violation occurs and until such unlawful spoil, dirt, debris or backfill is removed, and/or Village streets are cleaned, either by the

offenders or by the public authorities as provided hereinafter in this section.

(A) Abatement. Where any such violation occurs along any Village street, the Village is hereby authorized to enter upon the property where such violation occurs and remove or cause to be removed, the unlawful spoil, dirt, debris or backfill and clean any Village streets in such a manner as to conform or will conform to the foregoing provisions of this section, and the cost of such work, together with court costs, may be recovered from such violators. (2000-____; 10-17-00)

ARTICLE II - OILED STREETS AND ROADS

33-2-1 PROHIBITED USE. It shall be unlawful for any person to drive, tow, push or otherwise propel or cause to be propelled, any automobile, truck, tractor, wagon, implement or any vehicle whatsoever over or onto any street in the Village on which a fresh application of road oil or asphalt has been placed, whether such street is barricaded or not, unless and until the seal or blotter coat of crushed rock, gravel or other material has been applied. (1972-7; 08-04-60)

33-2-2 EXCEPTION. The provisions of this Article shall not apply to vehicles of the Police Department, Fire Department and Ambulances when such vehicles are actually responding to an emergency call. (1972-7; 08-04-60)

33-2-3 PENALTY. Any person violating the provisions of this Article shall be subject to a penalty of not less than \$10.00 nor more than \$100.00.