

CHAPTER 73: MOTORCYCLES AND BICYCLES

Section

General Provisions

- 73.01 Definitions
- 73.02 Performance standards generally
- 73.03 Proficiency of operator
- 73.04 Age restrictions; consent of parents or guardian
- 73.05 Manner of riding on motorcycles
- 73.06 Riding side by side
- 73.07 Causing disturbances
- 73.08 Stunting and other dangerous maneuvers
- 73.09 Special equipment for persons riding motorcycles
- 73.10 Height of handlebars
- 73.11 Mufflers

Motorcycle Leasing and Renting

- 73.20 License required
- 73.21 Application for license; contents
- 73.22 License fee
- 73.23 Age restrictions
- 73.24 Location restrictions
- 73.25 Compliance with code and regulations
- 73.26 Hours of operation
- 73.27 Renting to minors
- 73.28 Licensee to inspect driver's license
- 73.29 Vehicle condition and equipment
- 73.30 Number of vehicles restricted
- 73.31 Financial responsibility
- 73.32 Records to be kept

Bicycles

- 73.45 Bicycles subject to applicable traffic laws
- 73.46 Bicycle requirements
- 73.47 Lights required
- 73.48 Workable brakes required

2006 S-4

- 73.49 Unlawful to ride on sidewalk
- 73.50 Warning device required

Skateboards, Rollerskates, Street Skates and Sleds

- 73.60 Definitions
- 73.61 Prohibited areas

Motorized Scooters

- 73.65 Definition
- 73.66 Operation of motor driven scooters restricted
- 73.67 Exemptions
- 73.68 Applicability

- 73.99 Penalty

GENERAL PROVISIONS

§ 73.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

AREA. The geographical boundaries within which an operating motorcycle or operating motor-driven cycle can be heard.

MOTOR VEHICLE or **VEHICLE.** A motorcycle or motor-driven vehicle.

MOTORCYCLE. Every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor.

MOTOR-DRIVEN CYCLE. Every motorcycle including every motor-scooter propelled by a motor which produces not more than five horsepower, and every bicycle with a motor attached thereto.

NONRESIDENT. Every person who is not a resident of the state.

NONRESIDENT'S OPERATING PRIVILEGE. The privilege conferred on a nonresident by the laws of the state pertaining to the operation by such person of a motor vehicle, or the use of a

vehicle owned by such person in the state.

2006 S-4

OPERATOR. Every person who drives or is in actual physical control of a motor vehicle on a street or who is exercising control of or is steering a vehicle being towed by a motor vehicle.

RACING OF MOTOR. The sudden acceleration or deceleration of the motor of a motorcycle or motor-driven cycle.

STUNTING. Operating a vehicle in a manner causing it to weave or suddenly change course, or the loss of body contact with the seat by a driver or passenger not for the purpose of safe operation of such vehicle.

TOURING. Any repetitious driving in the same area which causes a disturbance or is done with the intent of calling attention to an operator of a motorcycle or motor-driven cycle.
(‘79 Code, § 79.01) (Ord. 817, passed 3-5-73)

§ 73.02 PERFORMANCE STANDARDS GENERALLY.

Every vehicle regulated by this chapter shall, at the time of operation, be capable of performing in accordance with the standards then fixed by this code and state law.
(‘79 Code, § 79.02) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.03 PROFICIENCY OF OPERATOR.

Before operating a motorcycle or motor-driven cycle on a public street, the operator thereof shall have become sufficiently proficient in the operation thereof to control the vehicle without unreasonable danger to others; and if said vehicle is rented, leased, or borrowed from another, the operator shall have demonstrated to the lessor, renter, or lender of such equipment that he/she is sufficiently proficient to operate such vehicle on a public street without unreasonable danger to others.
(‘79 Code, § 79.03) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.04 AGE RESTRICTIONS; CONSENT OF PARENTS OR GUARDIAN.

No person under 18 years of age shall purchase, rent, lease, or borrow a motorcycle or motor-driven cycle unless he/she has first obtained written consent from either of his/her parents or his/her legal guardian; and no such person under 18 years of age shall take possession of and operate any motorcycle or motor-driven cycle unless on the occasion of such purchasing, or on the first occasion of such renting, leasing, or borrowing of such motorcycle or motor-driven cycle, such person obtains and files with such seller, renter, lessor, or lender an acknowledgment in writing, signed by either parent of such minor or such minor’s legal guardian, in the presence of and witnessed by such lessor, renter, or lender, or his/her duly authorized agent, to the effect that permission is granted for such

minor to purchase a vehicle, or to rent, lease, or borrow a motorcycle or motor-driven cycle from such renter, lessor, or lender, and that

2006 S-4

such parent or guardian consents to such sale, renting, leasing, or lending of a motorcycle or motor-driven cycle to such minor, and assumes full legal responsibility for the acts or actions of such minor in the operation of any such motorcycle or motor-driven cycle then or thereafter sold, rented, leased, or lent to such minor. Such responsibility and commitment of such parent or guardian shall continue until it is revoked in writing by either parent or by the guardian by written instrument delivered to such seller, lessor, renter, or lender.

(‘79 Code, § 79.04) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.05 MANNER OF RIDING ON MOTORCYCLES.

The operator of a motorcycle or motor-driven cycle shall ride only astride the permanent and regular seat or saddle attached thereto, and the operator shall not permit more than one other person to ride thereon, nor shall such other person ride on the motorcycle or motor-driven cycle unless it is designed to carry two people, in which event the passenger shall also ride astride the permanent and regular seat or saddle if it is designed for two persons, or astride another seat or saddle which is firmly attached to the rear of the operator. Any seat or saddle designed for a passenger must be equipped with permanent handgrips and, in addition, the motorcycle must be equipped with footrests adjusted to fit such passenger. A sidecar may be attached to a motorcycle in which additional persons may ride.

(‘79 Code, § 79.05) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.06 RIDING SIDE BY SIDE.

Not more than two motorcycles or motor-driven cycles shall be operated side by side in any one lane of traffic on any street.

(‘79 Code, § 79.06) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.07 CAUSING DISTURBANCES.

No motorcycle or motor-driven cycle shall be operated in any manner so as to cause a disturbance in any area in the municipality. Touring, stunting, or racing of motors are prohibited in any hospital, nursing home, or residential area.

(‘79 Code, § 79.07) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.08 STUNTING AND OTHER DANGEROUS MANEUVERS.

No operator of a motorcycle or motor-driven cycle shall engage in maneuvers, stunting, or other operations dangerous to himself or his/her passenger or to the person or property of others. Except when done for the better control of a vehicle, in emergencies, or to maneuver rough passages of a

street, an operator must at all times keep body contact with the saddle or seat of such vehicle.
(‘79 Code, § 79.08) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

2006 S-4

§ 73.09 SPECIAL EQUIPMENT FOR PERSONS RIDING MOTORCYCLES.

The operator of a motorcycle or motor-driven cycle and every passenger thereon shall be protected by glasses, goggles, or a transparent shield in accordance with the standards of the State Department of Law Enforcement.

('79 Code, § 79.09) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.10 HEIGHT OF HANDLEBARS.

No person shall operate any motorcycle or motor-driven cycle with handlebars more than 15 inches in height above that portion of the seat or saddle occupied by the operator.

('79 Code, § 79.10) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.11 MUFFLERS.

Every vehicle regulated by this chapter shall be equipped with an exhaust system in good working order, sufficient to prevent excessive or unusual noises; and no such vehicle shall be equipped with any muffler cutout, removable exhaust pipe cover, or any bypass in a muffler from which the baffle plates, screens, or other original internal parts have been removed or altered, nor shall any such vehicle be equipped with an exhaust system which has been modified in a manner which will amplify or increase the noise emitted by the motor of such vehicle above that emitted by the exhaust system originally installed on the vehicle, nor shall such vehicle be equipped with an exhaust system which has been modified or altered in any way from that furnished by the vehicle manufacturer; provided that equipment equivalent to that originally installed may be substituted when parts are replaced.

('79 Code, § 79.11) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

MOTORCYCLE LEASING AND RENTING

§ 73.20 LICENSE REQUIRED.

It shall be unlawful for any person to engage in the business of renting, leasing, or lending motorcycles or motor-driven cycles without obtaining a license.

('79 Code, § 79.12) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.21 APPLICATION FOR LICENSE; CONTENTS.

Application for a license required by this chapter shall be made on forms provided by the Village Clerk and shall contain the following:

(A) If an individual, the name and address of the individual.

(B) If a partnership, the name, residence, and business address of each partner.

(C) If a corporation, the name of the corporation and the date and state of incorporation; the names and addresses of its principal officers, directors, and local representatives; and whether authorized to do business in the state.

(D) The location where the business of renting motorcycles will be conducted, and the number of motorcycles that will be maintained on the premises for rental purposes.
('79 Code, § 79.13) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.22 LICENSE FEE.

The annual license fee for a license required by this chapter shall be \$25.
('79 Code, § 79.14) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.23 AGE RESTRICTIONS.

No person shall engage in any business regulated by this chapter or manage the same who has not attained 21 years of age.
('79 Code, § 79.15) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.24 LOCATION RESTRICTIONS.

No person shall engage in any business regulated by this chapter within any area of the municipality zoned as a residential district or within 200 feet thereof.
('79 Code, § 79.16) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.25 COMPLIANCE WITH CODE AND REGULATIONS.

Every person licensed under this chapter shall comply with all provisions of this code and regulations of the municipality, including any reasonable regulations set by the Chief of Police to effectuate the provisions of this chapter.

('79 Code, § 79.17) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.26 HOURS OF OPERATION.

No person licensed under this chapter shall rent vehicles between the hours of 10:00 p.m. and 8:00 a.m. No vehicles shall be returned to such person between the hours of 12:00 midnight and 8:00 a.m.

('79 Code, § 79.18) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.27 RENTING TO MINORS.

No person licensed under this chapter shall rent any vehicle to a person under 13 years of age until he/she has in his/her possession an acknowledgment in writing, signed by either parent of the applicant or the applicant's legal guardian, in the presence of and witnessed by the licensee or his/her duly authorized agent, to the effect that permission is granted for such minor to rent, lease, or borrow a motorcycle or motor-driven cycle from such licensee, and that such parent or guardian consents to the renting, leasing, or lending of a motorcycle or motor-driven cycle to such minor, and assumes full legal responsibility for the acts or actions of such minor in the operation of any such motorcycle or motor-driven cycle then or thereafter rented, leased, or lent to such minor. The licensee may rely on such written consent as compliance with this chapter until it is revoked in writing by either of such parents or by such guardian, and such written revocation is delivered to such licensee.

('79 Code, § 79.19) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.28 LICENSEE TO INSPECT DRIVER'S LICENSE.

A person licensed under this chapter shall rent vehicles only to persons who have and can show a valid motor vehicle operator's license.

('79 Code, § 79.20) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.29 VEHICLE CONDITION AND EQUIPMENT.

All persons licensed under this chapter shall maintain all vehicles used in connection with their business in a safe manner and provide each with all equipment required by state law.

('79 Code, § 79.21) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.30 NUMBER OF VEHICLES RESTRICTED.

A person licensed under this chapter shall have only the number of rental vehicles on the licensed premises as was provided for in his/her application for a license.

('79 Code, § 79.22) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.31 FINANCIAL RESPONSIBILITY.

Each person licensed under this chapter shall provide proof of financial responsibility by compliance with all pertinent provisions of state law.

('79 Code, § 79.23) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.32 RECORDS TO BE KEPT.

Every person licensed under this chapter shall maintain precise records of each vehicle rental indicating the name of the person to whom the rental was made, his/her address, and the registered motor number of the vehicle rented or leased, together with other identifying data. A record shall also be kept of the parent's or guardian's written approval of a minor's application and his/her agreement to be responsible for the action of such minor in the use of the vehicle. The date and hour of each rental and the time of its return to the possession of the licensee shall also be recorded.

('79 Code, § 79.24) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

BICYCLES**§ 73.45 BICYCLES SUBJECT TO APPLICABLE TRAFFIC LAWS.**

Bicycles and persons riding them shall be subject to all applicable traffic laws of the municipality and the State of Illinois, including particularly the following:

- (A) Reasonable speed.
- (B) Observing of stop signs.
- (C) Obeying traffic signals, police officers, and school patrols.

(D) Not driving recklessly nor weaving in and out of traffic.

('79 Code, § 79.25) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.46 BICYCLE REQUIREMENTS.

Bicycles and persons riding them shall be subject to the following requirements:

(A) No bicycle shall be ridden at any time in any place in such a manner as to be dangerous to any person or property.

(B) No person riding on any bicycle shall attach himself or his/her bicycle in any manner to any moving vehicle.

(C) No bicycle shall carry more than one person for each permanent and regular seat attached thereto.

(D) No person riding a bicycle shall carry any package or article which prevents him/her from keeping at least one hand on the handlebar.

(E) Persons riding bicycles shall not ride other than single file except on paths or parts of any street, road, or public way set aside for the exclusive use of bicycles.

(‘79 Code, § 79.26) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.47 LIGHTS REQUIRED.

No bicycle shall be driven on any street, road, sidewalk, or public way in the municipality from one-half hour after sunset to one-half hour before sunrise without being equipped with a head lamp which shall emit a white light visible for a distance of at least 500 feet to the front and with a rear red reflector of not less than one and one-half inches in diameter visible for a distance of not less than 200 feet to the rear.

(‘79 Code, § 79.27) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.48 WORKABLE BRAKES REQUIRED.

Every bicycle shall at all times, when ridden on any street, road, sidewalk, or public way in the municipality, be in safe mechanical condition and equipped with workable and safe brakes.

(‘79 Code, § 79.28) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.49 UNLAWFUL TO RIDE ON SIDEWALK.

No person shall ride or propel any bicycle on or along any sidewalk in the municipality.

(‘79 Code, § 79.29) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

§ 73.50 WARNING DEVICE REQUIRED.

No person shall operate a bicycle that is not equipped with a bell or other device capable of giving a signal audible for a distance of at least 100 feet, except that a bicycle shall not be equipped with nor shall any person use on a bicycle any siren or whistle.

(‘79 Code, § 79.30) (Ord. 817, passed 3-5-73) Penalty, see § 73.99

SKATEBOARDS, ROLLERSKATES, STREET SKATES AND SLEDS**§ 73.60 DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ROLLER SKATES OR STREET SKATES. To skate on any type of roller or street skates with rollers attached to a person's feet.

SKATEBOARD. A board of any material to which roller skates or similar type wheels are attached.

SLED. A vehicle on runners or without runners, normally used to traverse ice or snow. ('79 Code, § 79.35) (Ord. 1426, passed 4-2-90)

§ 73.61 PROHIBITED AREAS.

No person shall use roller skates, street skates, skateboards, or sleds on any sidewalk or parking lots located on private property where the owner or manager has posted signs prohibiting such activity.

('79 Code, § 79.36) (Ord. 1426, passed 4-2-90) Penalty, see § 73.99

MOTORIZED SCOOTERS**§ 73.65 DEFINITION.**

For the purpose of this subchapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

MOTOR DRIVEN SCOOTER. Any electric or gas driven wheeled scooter, motor driven cycle or other similar motor driven vehicle for which the State of Illinois does not issue a title document, and does not issue license plates or registration documents. (Ord. 2015, passed 2-22-2005)

§ 73.66 OPERATION OF MOTOR DRIVEN SCOOTERS RESTRICTED.

No person shall operate a motor driven scooter upon any public street, sidewalk, parking lot, bike path, park or on any other public property located within the village limits of the Village of Matteson.

(Ord. 2015, passed 2-22-2005) Penalty, see § 73.99

2006 S-8

Motorcycles and Bicycles

78A

§ 73.67 EXEMPTIONS.

The following shall be exempt from the prohibitions contained in this subchapter:

(A) Any police vehicle, fire vehicle, municipal vehicle, special district vehicle, county vehicle or forest preserve district vehicle operated by an employee in the course of his/her duties.

(B) *Motorized wheelchairs*. For purposes of this subchapter, a **MOTORIZED WHEELCHAIR** means any motorized vehicle designed for and used by a person with disabilities.

(C) Electric personal assistive mobility devices, as defined in § 5/1-117.7 of the Illinois Vehicle Code (ILCS Ch. 625, Act 5, §§1-100 *et seq.*).
(Ord. 2015, passed 2-22-2005)

§ 73.68 APPLICABILITY.

Without limitation, this subchapter applies to all areas within the village limits of the Village of Matteson and shall supersede any applicable ordinance adopted by Cook County.
(Ord. 2015, passed 2-22-2005)

§ 73.99 PENALTY.

(A) Any person who violates any provision of this chapter for which another penalty is not otherwise provided herein, shall be subject to the penalty provisions of § 70.99.

(B) Any person violating the provisions of § 73.61 of this chapter shall be fined a sum of not less than \$50 nor more than \$250 for each offense.

(C) Any person 18 years of age or older who violates any of the provisions of §§ 73.65 *et seq.* shall be subject to a fine of not less than \$200 nor more than \$1,000 for each offense. An offense committed by a minor under the direct control or with the consent of a parent or guardian may subject the parent or guardian to the penalties provided in this division (C).
(‘79 Code, § 79.99) (Ord. 1426, passed 4-2-90; Am. Ord. 2015, passed 2-22-2005)

2006 S-4
78B

Matteson - Traffic Code