

Roberts Road Bike Path: Use Restriction Ordinance and Name

County Administrator
Central Services (2) cert.
Transportation (2) cert.

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

COUNTY BOARD, LAKE COUNTY, ILLINOIS

ADJOURNED REGULAR SEPTEMBER, A.D. 2003 SESSION

APRIL 13, A.D. 2004

MADAM CHAIR AND MEMBERS OF THE COUNTY BOARD:

Your Public Works and Transportation Committee present herewith a resolution to enact a Use Restriction Ordinance for the bike path along Roberts Road (*County Highway 35*), from East Lake Shore Drive to Circle Drive in the Village of Tower Lakes.

We **RECOMMEND** adoption of this Resolution.

Respectfully submitted,

Deana O'Kelly
Chair

Aye Nay
✓ _____

Vice-Chair

Sandy Cole

✓ _____

Anne Flavin Bass

✓ _____

Michael Ballett

✓ _____

Ann B. Marie

✓ _____

Public Works and Transportation Committee

RESOLUTION

WHEREAS, the COUNTY OF LAKE, ILLINOIS, acting by and through its Chair and County Board, hereinafter referred to as the COUNTY, is desirous of designating the ROBERTS ROAD BIKE PATH, hereinafter referred to as the BIKE PATH, as a COUNTY bike path along Roberts Road from East Lake Shore Drive to Circle Drive in the Village of Tower Lakes; and

WHEREAS, the COUNTY needs to regulate the use of the BIKE PATH for the safety and convenience of the public; and

WHEREAS, the Illinois Compiled Statutes, as amended, 605 ILCS 30/2, provides the authority to the COUNTY to regulate the use of said BIKE PATH; and

WHEREAS, the Illinois Compiled Statutes, as amended, 625 ILCS 5/11-208, provides the authority to the COUNTY to regulate the operation of bicycles.

NOW, THEREFORE BE IT ENACTED BY THE COUNTY BOARD OF LAKE COUNTY, ILLINOIS

ROBERTS ROAD BIKE PATH USE ORDINANCE

SECTION 1: INTRODUCTION

The BIKE PATH, located within the right-of-way of Roberts Road and/or upon permanent and perpetual easements granted and conveyed to the COUNTY's Division of Transportation, is hereby officially named the ROBERTS ROAD BIKE PATH pursuant to the statutory authority conferred to the COUNTY by the Illinois Compiled Statutes, as amended, 55 ILCS 5/5-1067.

SECTION 2: APPLICABILITY

This Ordinance applies to the BIKE PATH.

SECTION 3: RESTRICTED USES

Said BIKE PATH is restricted to the following uses:

- a) bicycles
- b) pedestrians
- c) all vehicles and equipment of the Lake County Division of Transportation or its authorized agents
- d) police and emergency vehicles
- e) vehicles and equipment of government, or private utility companies, for the maintenance of their utilities along the said BIKE PATH in accordance with the terms of a permit or permits issued by the COUNTY or any other relevant agreements.

All other motorized and non-motorized vehicles and means of conveyances are prohibited from using said BIKE PATH including but not limited to the following:

- a) motor vehicles
- b) motorcycles
- c) motor bikes
- d) mini-bikes
- e) mopeds
- f) go-carts
- g) dirt bikes
- h) all terrain vehicles
- i) equine
- j) equine drawn vehicles
- k) snowmobiles

SECTION 4. SIGNS

This Ordinance shall not be enforceable until signs giving notice that motorized vehicles and equines are not allowed on said BIKE PATH have been posted by the COUNTY ENGINEER at entrances to the BIKE PATH from public streets crossing the BIKE PATH, and at both ends of the BIKE PATH.

SECTION 5. ENFORCEMENT

Any full-time or part-time peace officer, employed by either the COUNTY, or by a municipality which is a party to an intergovernmental agreement with the COUNTY which grants such arrest authority, is hereby authorized to arrest any person violating any of the provisions of this Ordinance.

SECTION 6. PENALTIES

The penalty upon conviction for violating any provision of this Ordinance shall be a fine of not less than \$50.00 nor more than \$500.00.

SECTION 7. SEVERABILITY

Should any portion of this Ordinance be declared by a court of competent jurisdiction to be invalid the same shall not affect the validity of this Ordinance as a whole or any part thereof other than the part so declared invalid.

SECTION 8. EFFECTIVE DATE

This Ordinance takes effect on the first of the month immediately after adoption by the COUNTY.

SECTION 9. AMENDMENTS

This Ordinance may from time to time be amended as seen fit by the COUNTY.

SECTION 10. REPEALER

Any Ordinance or resolution in conflict with this Ordinance is repealed insofar as it conflicts.

Dated at Waukegan, Illinois

This _____ day of _____ 2004