

RESOLUTION

WHEREAS, the COUNTY OF LAKE, ILLINOIS, acting by and through its Chairman and County Board, hereinafter referred to as the COUNTY, did enact, on January 12, 1999, the Prairie Crossing Bike Path Use Ordinance naming and regulating the use of said Prairie Crossing Bike Path; and,

WHEREAS, the limits of said Prairie Crossing Bike Path were described in said ordinance as being: from its connection, at the north right-of-way line of Casey Road (County Highway 48), with the Village of Grayslake's bicycle facility, located in the Prairie Crossing development, south to the driveway entrance for the METRA commuter station located on Harris Road (County Highway 48), as realigned, south of Illinois Route 137; and,

WHEREAS, segments of bike path intended to be part of the Prairie Crossing Bike Path are being constructed along Midlothian Road (County Highway 48) outside of the limits described in said ordinance; and,

WHEREAS, the COUNTY intends to extend Midlothian Road north of Peterson Road (County Highway 20) to align with Harris Road at or near the Canadian National Railroad. Said extension and resulting alignment with Harris Road shall be named Midlothian Road; and

WHEREAS, in the event that Midlothian Road is not extended north of Peterson Road, this ordinance shall apply to the Prairie Crossing Bike Path constructed within the rights-of-way of the roads as named; and,

WHEREAS, the COUNTY needs to regulate the use of the Prairie Crossing Bike Path for the safety and convenience of the public; and,

WHEREAS, the COUNTY desires to enact an ordinance that describes, and applies to the entire Prairie Crossing Bike Path, existing and proposed, and to do so must repeal the ordinance enacted on January 12, 1999;

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

PRAIRIE CROSSING BIKE PATH USE ORDINANCE

SECTION 1: REPEALER

The Prairie Crossing Bike Path Use Ordinance enacted on January 12, 1999 is hereby repealed.

SECTION 2: TITLE

This Ordinance shall be known as and may be referred to as the "Prairie Crossing Bike Path Use Ordinance", hereinafter referred to as the ORDINANCE.

SECTION 3: BIKE PATH NAME AND LIMITS

The bike path, existing and proposed, located within the rights-of-way of Casey Road, Harris Road, and Midlothian Road (County Highway 48) from its connection, at the north right-of-way line of Casey Road, with the Village of Grayslake's bicycle facility, located in the Prairie Crossing development, south to the Millennium Bike Path at the intersection of Midlothian Road and Hawley Street (County Highway 70) is hereby officially named the PRAIRIE CROSSING BIKE PATH, hereinafter referred to as the BIKE PATH. The limits of said BIKE PATH and the proposed extension of Midlothian Road are depicted on Exhibit A of this ORDINANCE.

SECTION 4: PURPOSE

This ORDINANCE is enacted for the following purposes:

1. To protect and provide for the public health, safety and general welfare of the County.
2. To establish reasonable regulations for the use of a facility intended for non-motorized modes of transportation.
3. To promote and ensure the safety of the users of the BIKE PATH.

SECTION 5: AUTHORITY

The Illinois Compiled Statutes, as amended, provide the authority to the COUNTY to name and regulate the use of the BIKE PATH and the operation of bicycles for the safety and general welfare of the public.

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

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

The Illinois Compiled Statutes, as amended, 55 ILCS 5/5-1067, provides the authority to the COUNTY to name bikeways under its jurisdiction.

SECTION 6: APPLICABILITY

This Ordinance applies to completed segments of the BIKE PATH as they are officially opened to public use by the COUNTY's County Engineer, hereinafter referred to as the COUNTY ENGINEER.

SECTION 7: 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

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) motorized scooters
- g) motorized human transporters
- h) go-carts
- i) dirt bikes
- j) all terrain vehicles
- k) equine
- l) equine drawn vehicles
- m) snowmobiles

SECTION 8. 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 for those portions of the BIKE PATH that have been officially opened for public use by the COUNTY ENGINEER.

SECTION 9. 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 10. 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 11. 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 12. EFFECTIVE DATE

This Ordinance takes effect immediately after adoption by the COUNTY.

SECTION 13. AMENDMENTS

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

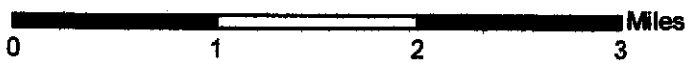
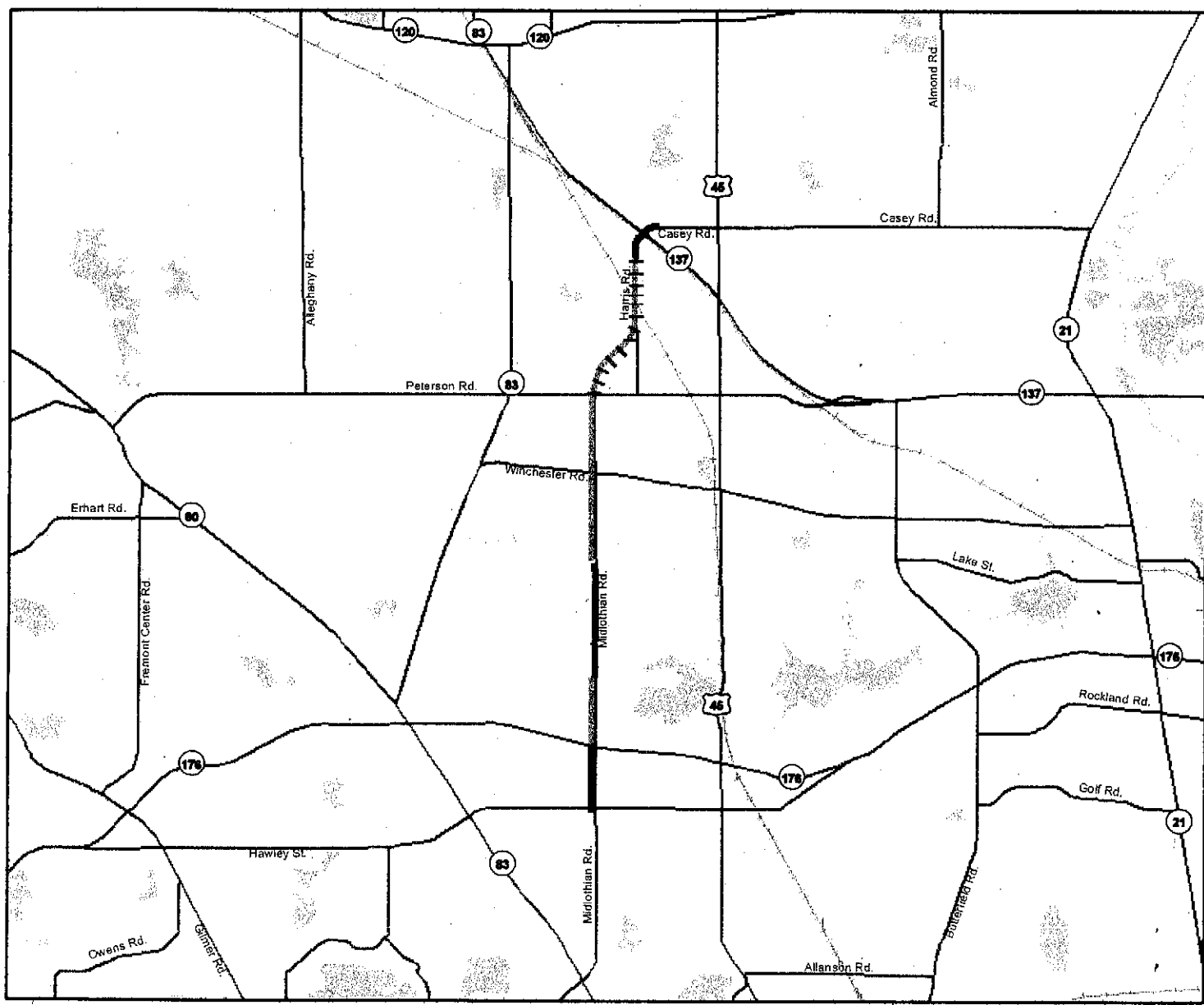
SECTION 14. REPEALER AND SAVINGS CLAUSE

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

Dated at Waukegan, Illinois
this 12th day of July, 2005

Exhibit A




Prairie Crossing Bike Path



 **LakeCounty**
 Division of Transportation
 600 W. Winchester Rd.
 Libertyville, IL 60048
 847.377.7400



Proposed Extension of Midlothian Road

-  Existing Bike Path
-  Proposed Bike Path
-  Proposed Midlothian Road