

## **ORDINANCE NO. \_\_\_\_\_**

### **AN ORDINANCE AMENDING ORDINANCE NO. 2023-09 PROVIDING FOR THE USE AND OPERATION OF UTILITY TERRAIN VEHICLES (UTVs) WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF WINNEBAGO, ILLINOIS**

**WHEREAS**, the State of Illinois Vehicle Code allows municipalities to pass ordinances permitting the operation of certain types of vehicles, including Utility Terrain Vehicles (UTVs), on village streets; and

**WHEREAS**, the Village of Winnebago currently regulates the operation of UTVs within its corporate limits under Ordinance No. 2023-09; and

**WHEREAS**, the Village of Winnebago Board of Trustees seeks to amend said ordinance to align with the regulations of existing village ordinances, and also promote the safety and well-being of its residents; and

**WHEREAS**, the Village Board believes that while helmet use is important for safety, it should be recommended rather than mandated for UTV riders under the age of 18;

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Winnebago, as follows:

#### **SECTION 1. AMENDMENT**

The following section of Ordinance No. 2023-09 is hereby amended:

#### **SECTION II: OPERATION OF UTILITY TERRAIN VEHICLES (UTVs)**

1. **Subsection (d):** "Any person in the UTV under the age of 18 is recommended to wear a helmet."

#### **SECTION 2. EFFECTIVE DATE**

This ordinance shall become effective immediately upon passage by the Board of Trustees of the Village of Winnebago, and publication of the same in pamphlet form.

#### **SECTION 3. SEVERABILITY**

If any section, paragraph, clause, or provision of this ordinance shall be adjudged invalid or unconstitutional, the remainder of this ordinance shall remain in full force and effect.

**SECTION 4. REPEAL**

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2024

\_\_\_\_\_  
Franklin J. Eubank, Jr.,  
Village President

**ATTEST:**

\_\_\_\_\_  
Sally Jo Huggins, Village Clerk

**PASSED:** \_\_\_\_\_

**APPROVED:** \_\_\_\_\_

**PUBLISHED IN  
PAMPHLET FORM:** \_\_\_\_\_