

ORDINANCE 11-56 Passed November 14, 2011

AMENDING THE MUNICIPAL CODE OF THE CITY OF DEKALB, ILLINOIS, CHAPTER 51, "TRAFFIC," SECTION 51.25, "TRUCKS PROHIBITED ON CERTAIN STREETS," BY ADDING FAIRVIEW DRIVE BETWEEN SOUTH 1ST STREET AND SOUTH 4TH STREET FOR CERTAIN TRUCK LICENSE PLATE CATAGORIES AND RESTRICTED TO NO GREATER THAN 10,000 POUNDS.

BE IT ORDAINED BY THE CITY COUNCIL of the City of DeKalb, Illinois, as follows:

SECTION ONE. That the Municipal Code of the City of DeKalb, Illinois, Chapter 51, "Traffic," Section 51.25, "Trucks Prohibited on Certain Streets," be amended by inserting a new Subsection (a) as shown following and renumbering the current Subsection (a) as (b), Subsection (b) as (c), Subsection (c) as (d) and Subsection (d) as (e):

a) In accordance with 625 ILCS 5/15-316(c), it shall be unlawful to operate any truck that meets any of the following characteristics:

1) weight in excess of 10,000 pounds and/or pulling a trailer with a weight in excess of 10,000 pounds;

2) with a Illinois truck license plate in category F (permitting registered weights of 12,001-16,000 pounds) or any license plate category permitting a greater weight;

3) pulling a trailer with an Illinois truck license plate in category TE (permitting registered weights of 10,001-14,000 pounds) or any license plate category permitting a greater weight;

4) with an out of state, agricultural, or other form of license plate permitting operation with a registered weight in excess of 12,000 pounds; or,

5) pulling a trailer with an out of state, agricultural, or other form of license plate permitting operation with a registered weight in excess of 10,000 pounds.

except for the purpose of servicing persons or businesses within the corporate limits of the City of DeKalb or within 1/4 mile of the corporate limits of the City of DeKalb, upon any of the following streets, except to cross said streets at an intersection of said street or streets with a street not hereinafter listed:

Fairview Drive between 1st Street and 4th Street.

Penalties. Violation of this subsection (a) shall constitute an ordinance violation which may be charged as: 1) a direct violation of this section; 2) as disobeying a traffic control device; or, 3) as operating an overweight motor vehicle. Any such violation shall carry a minimum fine of not less than \$250.00. The Department of Public Works is and shall be authorized to post appropriate signs prohibiting such traffic and indicating the minimum fine.

SECTION TWO: GENERAL PROVISIONS

REPEALER: All ordinances or portions thereof in conflict with this Ordinance are hereby repealed.

SEVERABILITY: Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and effect the same as if the invalid provision had not been a part of this Ordinance.

EFFECTIVE DATE: Upon its passage and approval according to law, this Ordinance shall, by authority of the City Council, be published in pamphlet form. On the tenth day after the date of publication, this Ordinance shall be in full force and effect. Publication date: November 15, 2011. Effective date: November 25, 2011.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 15th day of November, 2011 and approved by me as Mayor on the same day. Passed on the Consent Agenda by roll call vote: 8-0. Aye: Jacobson, Teresinski, Lash, Gallagher, Naylor, Baker, O' Leary, Povlsen. Nay: None.

ATTEST:



STEVE KAPITAN, City Clerk





KRIS POVLSSEN, Mayor