

VILLAGE OF DEERFIELD

ORDINANCE NO. 2025- 0-25-11

AN ORDINANCE AMENDING CHAPTER 22 OF
“THE MUNICIPAL CODE OF THE VILLAGE OF DEERFIELD, ILLINOIS, 1975,”
AS AMENDED, REGARDING MOTOR DRIVEN VEHICLES

WHEREAS, the Village of Deerfield is a home rule unit of local government pursuant to the provisions of Article VII, Section 6 of the Illinois Constitution; and

WHEREAS, the Village’s home rule status gives it the authority to exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare unless preempted by the General Assembly; and

WHEREAS, the Illinois General Assembly adopted Public Act 103-0899 to regulate certain types of low-speed electric scooters, but not high-speed electric scooters; and

WHEREAS, Public Act 103-0899 grants authority to municipalities to adopt additional regulations on low-speed electric scooters and does not preempt home rule municipalities from adopting regulations on high-speed electric scooters; and

WHEREAS, while the General Assembly adopted Public Act 103-0899 to make the use of low-speed electric scooters safer, the regulations in Public Act 103-0899 have numerous loop holes, and the use of electric scooters remains unsafe for riders, pedestrians, and drivers of other types of vehicles on the roads; and

WHEREAS, because of the loop-holes in Public Act 103-0899, the Village Board has determined that there is a need to amend “The Municipal Code of the Village of Deerfield, Illinois, 1975,” as amended (“*Village Code*”), for the Village to adopt its own regulations on electric scooters in addition to the regulations set forth in Public Act 103-0899 to govern; and

WHEREAS, the Village Board has determined that it will serve and be in the best interests of the Village and its residents to amend the Village Code pursuant to this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE BOARD OF DEERFIELD, LAKE AND COOK COUNTIES, ILLINOIS, as follows:

SECTION ONE: RECITALS. The foregoing recitals are incorporated into, and made a part of, this Ordinance as findings of the Village Board.

SECTION TWO: MOTOR DRIVEN VEHICLES. Pursuant to the Village’s home rule authority and the authority granted to the Village pursuant to Public Act 103-0899, Section 22-103, titled “Toy Vehicles,” of Article 13, titled “Miscellaneous Laws,” of Chapter 22, titled “Vehicles and Traffic,” of the Village Code is hereby amended to be and read as follows:

Additions are bold and double-underlined; deletions are struck through.

“Sec. 22-103. ~~Toy Vehicles~~ Motor Driven Vehicles.

~~It shall be unlawful for any person upon skates, a coaster, sled or other toy vehicle to go upon any roadway other than at a crosswalk.~~

(a) The following words and phrases have the following meanings when used in this Section:

Motor driven vehicle. For the purpose of this Section, a "motor driven vehicle" is defined as any vehicle for which the State of Illinois does not issue a title document, does not issue license plates or registration documents, and is a wheeled vehicle powered by electric or gas motor, motor driven cycle, or other similar vehicle, regardless of whether the vehicle is operated by pedals with a chain or throttle assist. Motor driven vehicles include all Low-Speed Electric Scooters.

Personal mobility devices: Any self-propelled vehicle, including a three-wheeled vehicle, designed for and used by a person with disabilities, that is incapable of a speed in excess of eight miles per hour on level ground.

Toy Vehicle: Any battery powered ride on toy that is designed to not exceed 10 miles per hour; that includes any number of wheels, handlebars, steering wheel, seat, or platform; and is designed for children under the age of eight years (including Razor® kick start scooters and Power Wheels™).

Low-Speed Electric Bicycle: A bicycle equipped with fully operable pedals and an electric motor of less than 750 watts that meets the requirements of one of the following classes, as defined in 625 ILCS 5/1-140.10: Class 1 low-speed electric bicycle, Class 2 low-speed electric bicycle, or Class 3 low-speed electric bicycle.

Low-Speed Electric Scooter: As defined in 625 ILCS 5 / 1-140.11, a device weighing less than 100 pounds, with 2 or 3 wheels, handlebars, and a floorboard that can be stood upon while riding, that is solely powered by an electric motor and human power, and whose maximum speed, with or without human propulsion, is no more than 10 miles per hour.

Legal Guardian: a legally designated guardian appointed or assigned to care for another person.

(b) Operational restrictions.

(1) It is unlawful for any person under the age of 16 years, or who does not possess a valid driver's license, to operate a

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motor driven vehicle upon any public street, sidewalk, parking lot, bike path, or any other public property within the corporate limits of the Village.

(2) It is unlawful for any person under the age of 18 years, or who does not possess a valid driver's license, to operate a low-speed electric scooter upon any public street, sidewalk, parking lot, bike path, or any other public property within the corporate limits of the Village.

(3) Every person operating a motor driven vehicle on a public street must comply with all regulations set forth in Chapter 11 (Rules of the Road), Article XV (Bicycles) of the Illinois Vehicle Code (625 ILCS 5/11-1501 through 11-1518, inclusive, and as amended from time to time) and all additional regulations and restrictions provided in this Section.

(4) No person operating a motor driven vehicle upon a public street may exceed the posted speed limit on that street.

(5) It is unlawful for any person to use a motor driven vehicle in the Village that has been altered from its original manufactured design to change the vehicle's speed, method of propulsion, braking, or other operations, such as by removing pedals, chains, or adding a throttle.

(6) No more than one person may ride on a motor driven vehicle at a time.

(c) Location restrictions.

(1) A person may not operate a motor driven vehicle on (i) public sidewalks, Village-owned bike paths, Village-owned parks, and Village-owned parking lots.

(2) A toy vehicle may be driven upon sidewalks within the Village, but may not be operated on any public streets; provided that a toy vehicle may be driven across a public street within a designated crosswalk.

(d) Required equipment.

(1) Lamps and Reflectors. Every motor driven vehicle when in use after sunset must be equipped with a lamp on the front that emits a white light visible from a distance of at least 500 feet to the front, and with a red reflector on the rear which shall be visible from all distances from 50 feet to 600 hundred feet to the rear when directly in front of lawful lower beam of headlamps on a motor vehicle. A

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lamp emitting a red light visible from a distance of 500 feet to the rear may be used as an alternative to the red reflector.

- (2) Brakes. Every motor driven vehicle, bicycle, low-speed electric bicycle, and personal mobility device must be equipped with a brake to enable the operator to make the braked wheel skid on a dry, level, clean pavement.
- (3) An individual may not operate a motor driven vehicle while carrying a package, bundle, or article that prevents the operator from keeping both hands upon the handle bars or steering device.
- (4) All individuals operating motor driven vehicles on any public street, sidewalk, parking lot, bike path, or any other public property within the corporate limits of the Village must wear a helmet at all times.
- (e) Adult Responsibility. No parent or legal guardian of a minor under the age of 16 shall permit that minor to violate any provisions of this Section.
- (f) Exemptions. The following are exempt from the prohibitions contained in this Section:
 - (1) Any police vehicle, fire vehicle, municipal vehicle, park district vehicle, vehicle owned by another unit of State or local government, operated by an employee in the course of his or her duties;
 - (2) Personal mobility devices;
 - (3) Toy vehicles; and
 - (4) A person under the age of 16 when accompanied by that person's parent or legal guardian.
- (g) Penalties. Any person who violates any of the provisions of this Section will be subject to a fine of not less than \$100.00 for each offense. In the case where a minor under the age of 16 violates this Section and an adult violates subsection (e) above, both the minor and the adult may be fined."

SECTION THREE: SEVERABILITY. If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity thereof will not affect any of the other provisions of this Ordinance.

SECTION FOUR: PUBLICATION. The Village Clerk is hereby directed to publish this Ordinance in pamphlet form pursuant to the Statutes of the State of Illinois.

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SECTION FIVE: EFFECTIVE DATE. This Ordinance will be in full force and effect from and after its passage and publication in the manner provided by law.

AYES: Benton, Berg, Goldstone, Greenberg, Oppenheim

NAYS: Jacoby

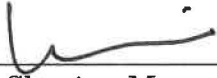
ABSTAIN: None

ABSENT: None

PASSED: May 19, 2025

APPROVED: May 19, 2025

ORDINANCE NO. O-25-11



Daniel C. Shapiro, Mayor

ATTEST:


Kent S. Street, Village Clerk



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