

**AN ORDINANCE AMENDING CHAPTER 28 OF THE CODE OF THE CITY OF PEORIA
PERTAINING TO TRAFFIC AND MOTOR VEHICLES**

WHEREAS, the City of Peoria is a home rule unit of government pursuant to Article VII, Section 6 of the Constitution of the State of Illinois 1970, and may exercise any power and perform any function pertaining to its government and affairs;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS AS FOLLOWS:

SECTION 1. Chapter 28 of the Code of the City of Peoria is hereby amended by adding the following underlined words:

Sec. 28-169. - Vehicles obstructing traffic.

- (a) No vehicle shall be operated or allowed to remain upon any street in such a manner as to form an unreasonable obstruction to traffic thereon.
- (b) No person shall open the door of a vehicle on the side available to moving traffic unless and until it is reasonably safe to do so, and can be done without interfering with the movement of other traffic, nor shall any person leave a door open on the side of a vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers.

Sec. 28-170. - Driving on roadways laned for traffic

- (1) A vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.
- (2) Upon a roadway which is divided into three lanes and provides for two-way movement of traffic, a vehicle shall not be driven in the center lane except when overtaking and passing another vehicle traveling in the same direction when such center lane is clear of traffic within a safe distance, or in preparation for making a left turn or where such center lane is at the time allocated exclusively to traffic moving in the same direction that the vehicle is proceeding and such allocation is designated by official traffic-control devices.
- (3) Official traffic-control devices may be erected directing specific traffic to use a designated lane or designating those lanes to be used by traffic moving in a particular direction regardless of the center of the roadway and drivers of vehicles shall obey the directions of every such device. On multilane controlled-access highways with three or more lanes in one direction or on any multilaned highway with two or more lanes in one direction, the city traffic engineer may designate lanes of traffic to be used by different types of motor vehicles. Drivers must obey lane designation signing except when it is necessary to use a different lane to make a turning maneuver.

- (4) Official traffic-control devices may be installed prohibiting the changing of lanes on sections of roadway and drivers of vehicles shall obey the directions of every such device.
- (5) Vehicles shall be driven on a roadway, and shall only be driven on the shoulder for the purpose of stopping or accelerating from a stop while merging into traffic. It shall be a violation of this Section if, while merging into traffic and while on the shoulder, the vehicle passes any other vehicle on the roadway adjacent to it.
- (6) This Section shall not apply to any authorized emergency vehicle, to any authorized transit bus, to any bicycle, to any farm tractor or implement of husbandry, to any service vehicle while engaged in maintenance of the highway or related work, or to any authorized vehicle within a designated construction zone.

Sec. 28-174. - Limitations on overtaking on the left.

- (a) No vehicle shall be driven to the left side of the center of the roadway in overtaking and passing another vehicle proceeding in the same direction unless authorized by the provisions of this chapter and unless such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken. In every event the overtaking vehicle must return to an authorized lane of travel as soon as practicable and if the passing movement involves the use of a lane authorized for vehicles approaching from the opposite direction, before coming within 200 feet of any vehicle approaching from the opposite direction.
- (b) No vehicle shall, in overtaking and passing another vehicle or at any other time, be driven to the left side of the roadway under the following conditions:
 - (1) When approaching the crest of a grade or upon a curve in the street or highway where the driver's view is obstructed within such distance so as to create a hazard in the event another vehicle might approach from the opposite direction.
 - (2) When approaching within 100 feet of any bridge, viaduct or tunnel, or when approaching within 100 feet of or traversing any intersection or railroad grade crossing.
 - (3) Where official signs are in place directing that traffic keep to the right or a distinctive centerline is marked, which distinctive centerline also directs traffic, as declared in the sign manual adopted by the state department of transportation.

- (c) The driver of a 2 wheeled vehicle may not, in passing upon the left of any vehicle proceeding in the same direction, pass upon the right of any vehicle proceeding in the same direction unless there is an unobstructed lane of traffic available to safely permit such passing maneuver.
- (d) A driver of a motor vehicle overtaking a bicycle proceeding in the same direction on a highway, may pass to the left of the bicycle on a portion of the highway designated as a no-passing zone, subject to the provisions of Section 28-172 of this Code, if the driver is able to overtake and pass the bicycle when:
 - (1) the bicycle is traveling at a speed of less than half of the posted speed limit of the highway;
 - (2) the driver is able to overtake and pass the bicycle without exceeding the posted speed limit of the roadway; and
 - (3) there is sufficient distance to the left of the centerline of the highway for the motor vehicle to meet the overtaking and passing requirements under this section.
- (e) A person driving a motor vehicle shall not, in a reckless manner, drive the motor vehicle unnecessarily close to, toward, or near a bicyclist, pedestrian, or a person riding a horse or driving an animal drawn vehicle.
- (f) Every person convicted of paragraph (e) of this Section shall be guilty of a Class A misdemeanor if the violation does not result in great bodily harm or permanent disability or disfigurement to another. If the violation results in great bodily harm or permanent disability or disfigurement to another, the person shall be guilty of a Class 3 felony.

Sec. 28-496. - Traffic laws apply to persons riding bicycles.

Every person riding a bicycle upon a street shall be granted all of the rights, including, but not limited to, rights under Article IV of this Chapter, and shall be subject to all of the duties applicable to the driver of a vehicle by this chapter, except as to special regulations in this article, and ~~except~~ as to those provisions of this chapter which by their nature can have no application.

Sec. 28-497. - Lamps and other equipment on bicycles.

- (a) Every bicycle, when in use at nighttime, shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least 500 feet to the front and with a red reflector on the rear of a type approved by the state department of transportation which shall be visible from all distances from 100 feet to 600 feet to the rear when directly in front of lawful lower beams of headlamps on a motor vehicle, except that ~~a-~~ A lamp emitting a steady or flashing red light visible from a distance of

500 feet to the rear may be used in addition to, or instead of, the red reflector.

- (b) A bicycle shall not be equipped with, nor shall any person use upon a bicycle, any siren.
- (c) Every bicycle shall be equipped with a brake which will adequately control movement of and stop and hold such bicycle.
- (d) No person shall sell a new bicycle, or pedal for use on a bicycle, that is not equipped with a reflex reflector conforming to specifications prescribed by the state department of transportation, on each pedal, visible from the front and rear of the bicycle during darkness from a distance of 200 feet.
- (e) No person shall sell or offer for sale a new bicycle that is not equipped with side reflectors. Such reflectors shall be visible from each side of the bicycle from a distance of 500 feet and shall be essentially colorless or red to the rear of the center of the bicycle and essentially colorless or amber to the front of the center of the bicycle provided. The requirements of this subsection may be met by reflective materials which shall be at least 3/16 of an inch wide on each side of each tire or rim to indicate as clearly as possible the continuous circular shape and size of the tires or rims of such bicycle and which reflective materials may be of the same color on both the front and rear tire or rim. Such reflectors shall conform to specifications prescribed by the department of transportation.
- (f) No person shall sell or offer for sale a new bicycle that is not equipped with an essentially colorless front-facing reflector.

SECTION 2. This ordinance shall be in effect 10 (ten) days after its passage and publication in pamphlet form.

PASSED BY THE CITY COUNCIL, OF THE CITY OF PEORIA, ILLINOIS this _____ day of _____ 2018.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel