..Title

AN ORDINANCE AMENDING TITLE 9 (TRAFFIC) CHAPTER 4 (PEDESTRIANS) SECTION 9-4-1 through 9-4-4.

..Body

WHEREAS, the Illinois Compiled Statutes, including the Illinois Municipal Code, regulate purchases and contracts entered into by the Village of Orland Park, a home-rule municipality; and

WHEREAS, the Village has recently undertaken a comprehensive review of its fine and penalty structure to ensure the existing ordinance provisions are still applicable to the Village operations and regulatory needs; and

WHEREAS, the portion of the ordinance proposed for removal has become obsolete due to changes in law, policy, or practice, and retaining such language would no longer serve a valid public purpose; and

WHEREAS, the Village finds that eliminating this outdated section will improve clarity, accuracy, and effectiveness of the Village's Municipal Code; and

WHEREAS, the Village has a compelling governmental interest in protecting the welfare of all persons traveling upon the public roadways and highways, including motorists, pedestrians, bicyclists, and emergency responders; and

WHEREAS, the danger that motor vehicles pose to pedestrians who stand, walk, or sit on highways and roadways is of great concern to the Corporate Authorities of the Village; and

WHEREAS, the Illinois Department of Transportation reported for 2023 that 3,253 vehicle crashes in Cook County, including 96 fatalities to pedestrians; and

WHEREAS, the Illinois Department of Transportation reported for 2023 that 77 vehicle crashes in Will County, including 7 fatalities to pedestrians; and

WHEREAS, the Village wishes to protect the public welfare and prevent injuries and death that could occur as a result of a motor vehicle colliding with a pedestrian; and

WHEREAS, the Corporate Authorities of the Village of Orland Park are of the opinion that it is in the best interests of the safety, health and welfare of residents to take action discouraging pedestrians from entering highways and amend the Village Code to protect pedestrians from injury or death that could result from getting struck by motor vehicles.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois, as follows:

SECTION 1: Title 9 (Traffic) Chapter 4 (Pedestrians) Section 9-4-1 through 9-4-4 shall hereby be amended in part (additional language marked by underlining and deletions marked with strikethrough) as reflected and attached hereto as EXHIBIT "A".

SECTION 2: This Ordinance shall be in full force and effect from and after its passage and approval as required by law.

SECTION 3: The Village Clerk be and herby is authorized and directed to publish this Ordinance in pamphlet form.

EXHIBIT A

CHAPTER 4
PEDESTRIANS

SECTION:

9-4-1: ~~Right of Way~~ Definitions

9-4-2: Right of Way

9-4-~~2~~3: Pedestrian Use of Roadways

9-4-~~3~~4: Pedestrian-Control Signals and Walkways

9-4-1: DEFINITIONS:

The following words and phrases, when used in this Chapter, shall for the purpose herein have the meanings respectively ascribed to them in this Chapter except when the context otherwise requires:

HIGHWAY: The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel (625 ILCS 5/1-126).

PEDESTRIAN: Any person afoot, using a wheelchair or other mobility aid, or wearing in-line speed skates, including a person with a physical, hearing, or visual disability.

ROADWAY: That portion of a highway improved, designed or ordinarily used for vehicular traffic, exclusive of the berm or shoulder (625 ILCS 5/1-179).

SIDEWALK: That portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use of pedestrians (625 ILCS 5/1-188).

9-4-2: RIGHT OF WAY:

~~It shall be unlawful for the driver of any vehicle to drive into any crosswalk without the exercise of due and proper care in view of the special use made thereof by pedestrians.~~ No driver of any vehicle shall enter or proceed through a crosswalk except with due care and caution, giving full consideration to the presence and lawful use of the crosswalk by pedestrians.

~~It shall be unlawful to drive any vehicle into any crosswalk while there is in such crosswalk upon the half of the roadway upon which such vehicle is traveling, any pedestrian engaged in crossing the roadway.~~ A driver shall not enter or proceed into a crosswalk when a pedestrian is present upon the half of the roadway on which the vehicle is traveling and is lawfully engaged in crossing the roadway.

~~The~~ A driver of a vehicle shall stop before entering any crosswalk when any other vehicle ~~proceeding~~ traveling in the same direction is stopped at such crosswalk for the purpose of permitting a pedestrian to cross.

9-4-~~2~~ 3: PEDESTRIAN USE OF ROADWAYS:

It shall be unlawful for any pedestrian to stand, sit, or otherwise remain on a roadway, except as provided for in subsection 9-4-3(1-4).

It shall be unlawful for any pedestrian to approach any standing vehicle on a roadway for any reason, except as provided for in subsection 9-4-3(1-4)

The following exceptions apply to pedestrians for use of roadways:

(1) A pedestrian may approach a standing vehicle for the sole purpose of entering that vehicle as a passenger with the consent of the vehicle's driver.

(2) A pedestrian may approach or exit a standing vehicle in cases of emergency, or in cases where the pedestrian is in danger and needs immediate assistance.

(3) In residential subdivisions where sidewalks are not present, pedestrians may enter the roadway for otherwise lawful reasons.

(4) Construction workers, utility workers, and police or village employees within a properly designated, closed, or segmented section of the roadway as required to perform their official duties.

~~At no place shall a pedestrian cross any roadway other than by the most direct route to the opposite curbing, and when crossing at any place other than a crosswalk he shall yield the right of way to all vehicles upon the roadway.~~

~~No person shall stand or loiter in any roadway other than in a safety zone, if such act interferes with the lawful movement of traffic.~~

~~It shall be unlawful for any person to stand in a roadway for the purpose of soliciting a ride from the driver of any vehicle.~~

~~It shall be unlawful for a pedestrian to stand upon any sidewalk except as near as is reasonably possible to the building line or curb line, if such standing interferes with the use of said sidewalk by other pedestrians.~~

9-4-~~3~~4: PEDESTRIAN-CONTROL SIGNALS AND WALKWAYS:

At intersections where traffic is directed by a policeman or by a stop and go signal, it shall be unlawful for any pedestrian to cross the roadway, other than with released traffic, if such crossing interferes with the lawful movement of traffic.

At no place shall a pedestrian cross any roadway other than by the most direct route to the opposite curbing, and when crossing at any place other than a crosswalk he shall yield the right of way to all vehicles upon the roadway.

It shall be unlawful for a pedestrian to stand upon any sidewalk except as near as is reasonably possible to the building line or curb line, if such standing interferes with the use of said sidewalk by other pedestrians.

(Ord. 80A, 10-27-41)