

**EXECUTIVE ORDER NO. 2023-02**  
**DECLARING RULES AND REGULATIONS REGARDING UNSCHEDULED**  
**INTERCITY BUSES**

**WHEREAS**, the Village of Broadview, Illinois (the “Village”) is committed to protecting the health, safety, and welfare of individuals residing in and visiting the Village; and

**WHEREAS**, the Village has adopted a policy regarding the stopping, standing, and parking of intercity buses and the discharge of passengers within the Village (the “Policy”); and

**WHEREAS**, the unloading of passengers in inclement or severe weather conditions without a coordinated plan poses a significant threat to the health, safety, and welfare of said passengers; and

**WHEREAS**, time is of the essence due to the incoming inclement weather within the Chicagoland area and the immediate increase in demands on Village resources resulting from the discharge of said passengers within the Village; and

**WHEREAS**, bus operators have been attempting to avoid compliance with the policies of neighboring municipalities regarding permitting requirements for unscheduled intercity buses; and

**WHEREAS**, it is in the best interests of the Village, its employees, residents, and visitors that the Village implement additional rules and regulations (the “Rules and Regulations”) regarding unscheduled intercity buses and hold non-compliant bus operators accountable for endangering the safety and welfare of their passengers; and

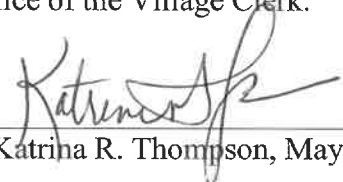
**NOW, THEREFORE**, by the powers vested in me as the Village President (“Mayor”) of the Village of Broadview, Illinois, I hereby authorize the Village, its Police Department, and its employees to implement the Rules and Regulations as set forth in Exhibit A, attached hereto and incorporated herein.

**SECTION 1:** Effective immediately, I, the Mayor of the Village of Broadview, Illinois, delegate to the Chief of Police the authority to take any and all lawful action necessary to protect the health, safety and welfare of the residents and corporate citizens of the Village, including, but not limited to, the enforcement of the Rules and Regulations, and the authority to cite and take other appropriate measures against the persons who disobey this Order or the Rules and Regulations after due notice, either oral or written has been given.

**SECTION 2:** This Order is declared effective immediately and shall remain in effect unless otherwise lawfully modified, amended, rescinded, or superseded.

**SECTION 3:** This Executive Order shall be distributed in accordance with applicable law.

**SECTION 4:** This Executive Order is not intended to, and does not, except as specifically set forth herein, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the Village, its departments, agencies, or entities, its officers, employees, or agents, or any other person. This Executive Order shall be deposited and kept immediately available on file for inspection in the office of the Village Clerk.

  
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Katrina R. Thompson, Mayor

Received and Filed DECEMBER 26, 2023

*Kevin McGrier*  
Kevin R. McGrier, Village Clerk



## EXHIBIT A

### RULES AND REGULATIONS OF THE VILLAGE OF BROADVIEW REGARDING UNSCHEDULED INTERCITY BUSES

#### **I. Definitions**

For the purposes of these Rules and Regulations, these definitions shall apply.

- a. "Application" means a form that the Broadview Chief of Police makes available for receiving and reviewing proposed intercity bus operations.
- b. "Approval" means written notice that the Chief of Police has received, reviewed, and determined that an application satisfies the requirements of the Village and the Policy.
- c. "Chief of Police" means the Broadview Chief of Police.
- d. "Policy" means that written policy which was promulgated by the Village Mayor as set forth in Executive Order 2023-01.
- e. "Regularly scheduled service" means intercity bus service that operates trips on a predictable and recurring basis, following a schedule that is published in advance and available to the general public, and provides service in exchange for paying a fare.
- f. "Unscheduled intercity bus" means any bus used for the transportation of persons between the Village of Broadview and locations outside of the Chicago-Naperville-Joliet area that is not operating pursuant to authorization of the Chief of Police authorization via: (i) an approved letter of permission or (ii) an approved schedule and/or approved pick-up/drop-off zone, as of the effective date of the Policy.
- g. "Village" shall mean the Village of Broadview, Illinois.

#### **II. Applicability**

These Rules and Regulations shall apply to any unscheduled intercity bus or unscheduled intercity bus operator that attempts to discharge or pick-up passengers within the limits of the Village without a valid permit issued by the Village as set forth in the Policy.

#### **III. Towing and Impounding.**

In addition to any fees or fines set forth in the Policy, any unscheduled intercity bus used in violation of Executive Order 2023-01 and the Policy set forth therein shall be subject to immediate seizure and impoundment. The owner of record of said bus shall be liable for any and all towing, storage and administrative fees associated with the towing and storage of the bus. The owner of record shall also be subject to administrative penalties in accordance with the Village Code.

Whenever a police officer with supervisory authority and who is present at the time of an alleged violation of the Policy set forth in Executive Order 2023-01 has probable cause to believe that an intercity bus is subject to seizure and impoundment pursuant to these Rules and Regulations, the police officer shall provide for the towing of the bus to an authorized towing facility.

Before or at the time the bus is towed, the police officer shall notify any person identifying themselves as the owner of the bus at the time of the alleged violation, or the person who is found to be in control of the bus at the time of the alleged violation, if there is such a person, of the fact of the seizure and of the bus owner's right to request a vehicle impoundment hearing to be conducted under Title 7, Section 7-4-17 of the Village Code by serving such person with a copy of the citation.

#### **IV. Criminal Charges**

The Chief of Police is hereby authorized to pursue criminal charges against any (i) unscheduled intercity bus operator, (ii) unscheduled intercity bus driver, or (iii) third-party employees who are

charged with the oversight of the passengers, when such individual attempts to or does discharge passengers where such actions endanger the health, safety or welfare of passengers.

The Chief of Police shall consider the following when determining whether to pursue criminal charges:

- (a) The location of the discharge or attempted discharge of passengers;
- (b) Extreme weather conditions, including temperatures below freezing, snowfall, severe rain, or other inclement weather which poses a risk to passengers;
- (c) Whether any of the passengers are minors; and
- (d) The time of day and access to shelter or transportation for passengers.

**V. Civil Remedies**

The Village's attorneys are hereby authorized and directed to pursue any and all civil remedies against intercity bus operators that fail to or refuse to comply with the Policy or these Rules and Regulations. Such civil remedies include, but are not limited to, injunctive relief, declaratory judgements, and debt collection actions.