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Corbett v. County of Lake

Appellate Court of Illinois, Second District - September 23, 2016 - N.E.3d - 2016 IL App (2d) 160035 - 2016 WL 5358017

Bicyclist injured while riding bicycle on bike path brought action against county and city, alleging that they were liable for defects in bike path.

The Circuit Court granted summary judgment in favor of defendants on grounds of immunity under Local Governmental and Governmental Employees Tort Immunity Act. Bicyclist appealed.

The Appellate Court held that paved bicycle path in developed city park was not a riding "trail" within meaning of Act.

Paved bicycle path in developed city park was not located within a forest or mountainous region, and thus was not a riding "trail" within meaning of statute providing local governments immunity in connection with injuries caused by the condition of such trails. Bike path was bordered merely by narrow bands of greenway containing shrubs and a few trees, and was surrounded by industrial development, residential neighborhoods, parking lots, railroad tracks, and major vehicular thoroughfares.

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