

## ORDINANCE

### **AN ORDINANCE AMENDING CHAPTER 15 (“MOTOR VEHICLES AND TRAFFIC”), ARTICLE 3 (“PARKING METERS, PARKING PERMITS AND MUNICIPAL ATTENDANT PARKING LOTS”) AND ARTICLE 5 (“SCHEDULE OF FINES AND PENALTIES FOR CERTAIN MINOR TRAFFIC VIOLATIONS, PARKING AND VEHICLE LICENSE VIOLATIONS”) OF THE OAK PARK VILLAGE CODE**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Oak Park, Cook County, Illinois, in the exercise of their home rule powers, as follows:

**Section 1. Village Code Amended.** Chapter 15 (“Motor Vehicles and Traffic”), Article 3 (“Parking Meters, Parking Permits and Municipal Attendant Parking Lots”), Section 15-3-9 (“Occupation of Parking On or Off Street Meter Spaces Upon Deposit of Coins); Overtime Parking”) of the Oak Park Village Code is hereby amended by deleting the overstricken language and adding the underlined language to read as follows:

#### **15-3-9: OCCUPATION OF PARKING ON OR OFF STREET METER SPACES UPON DEPOSIT OF COINS; PAY BY SPACE; OVERTIME PARKING:**

- A. Upon placing a meter in operation as provided in this article or paying by space, the parking space may be lawfully occupied by such vehicle for a period indicated thereon for the coin or coins specified.
- B. If any such vehicle shall remain parked in such parking space beyond the parking time limit as fixed by the ~~coin or coins deposited~~ payment in for such meter or payment by space for such parking space, the parking meter or pay by space machine shall, by its dial and pointer or other applicable time measurement, indicate such illegal parking; in that event such vehicle shall be considered parked overtime and beyond the period of legal parking time and shall be unlawful.
- ~~C. Where the maximum period of time permitted by the clock of any meter is three (3) hours or less, no person shall park in such a meter regulated parking place longer than the maximum period of time permitted on the clock of said meter, and it shall be unlawful to place additional coins in said meter for any period of parking in excess of two (2) or three (3) hours.~~

**Section 2. Village Code Amended.** Chapter 15 (“Motor Vehicles and Traffic”), Article 5 (“Schedule of Fines and Penalties for Certain Minor Traffic Violations, Parking and Vehicle License Violations”), Section 15-5-1 (“Schedule of Fines and Penalties for Parking Violations”), Section 15-5-2 (“Fines and Penalties: Miscellaneous) and Section 15-5-3 (“Fines and Penalties; Village Vehicle Sticker”) of the Oak Park Village Code is hereby amended by deleting the overstricken language and adding the underlined language to read as follows:

**15-5-1: SCHEDULE OF FINES AND PENALTIES FOR PARKING VIOLATIONS:**

A. The fine for the following parking violations:

Parking meter violation, on street;

Parking meter violation, off street;

Pay by space, on street;

Pay by space, off street;

Failure to set meter; and

Limited parking time violation

shall be ~~twenty dollars (\$20.00)~~ thirty dollars (\$30.00) if paid within fourteen (14) days after the date of the notice of the violation. If the fine is not paid within fourteen (14) days of the notice of the violation, an additional penalty of thirty dollars (\$30.00) shall be imposed.

B. The fine for the following parking violations:

Parking on private property without owner's consent;

Parking within fifteen feet (15') of a fire hydrant;

Parking under viaduct;

Double parking;

Parking in violation at intersection and/or crosswalk;

Parking in violation of bus/cab/loading zone;

Emergency snow parking requirements;

Parking without a Village permit where a permit is required;

Parking in violation of prohibited and restricted parking; and

Parking in violation of the alternate side on street prohibition from eight o'clock (8:00) A.M. to ten o'clock (10:00) A.M. in posted areas within multiple-family zoned districts

shall be ~~thirty dollars (\$30.00)~~ forty dollars (\$40.00) if paid within fourteen (14) days after the date of the notice of the violation. If the fine is not paid within fourteen (14) days of the date of the notice of the violation, an additional penalty of ~~twenty dollars (\$20.00)~~ thirty dollars (\$30.00) shall be imposed.

C. The fine for the violation of the emergency snow route parking requirements set forth in subsection 15-1-22B and section 15-1-23 of this chapter shall be one hundred dollars (\$100.00) if paid within fourteen (14) days after the date of the notice of the violation. If the fine is not paid within fourteen (14) days of the date of the notice of violation, an additional penalty of seventy dollars (\$70.00) shall be imposed.

D. Any individual who violates ~~subsection~~ subsections 15-1-24A1 or 15-1-24A3 of this chapter, parking in a space reserved for persons with disabilities, shall be fined two hundred fifty dollars (\$250.00) if paid within fourteen (14) days of the date the notice of violation was issued, or two hundred seventy dollars (\$270.00) if paid more than fourteen (14) days after the date the notice of violation was issued and the provisions of Section 29-2-10 shall not be applicable.

Any individual who violates subsection 15-1-24A2 of this chapter (unauthorized use of a disability plate, decal or device) shall be fined ~~five hundred dollars (\$500.00)~~ six hundred dollars (\$600.00) as required by the Illinois Vehicle Code, 625 ILCS 5/11-1301.3, as amended ~~and may have his or her driving privileges suspended by the secretary of state for a period of time determined by the secretary of state. The secretary of state may also suspend or revoke the disability license plates or parking decal or device for a period of time determined by the secretary of state. The individual whose disability license plate(s) or decals or device was used in connection with a violation of this provision may have his or her disability plate(s) or decal or device suspended or revoked.~~ An individual shall be fined one thousand dollars (\$1000.00) for any subsequent violation of subsection 15-1-24A2 as required by the Illinois Vehicle Code, 625 ILCS 5/11-1301.3. as amended.

E. The fine for all other parking violations not specifically set forth herein shall be ~~twenty dollars (\$20.00)~~ thirty dollars (\$30.00) if paid within fourteen (14) days after the date of notice of the violation. If the fine is not paid within fourteen (14) days of the notice of violation, an additional penalty of ~~twenty dollars (\$20.00)~~ thirty dollars (\$30.00) shall be imposed.

#### **15-5-2: FINES AND PENALTIES; MISCELLANEOUS:**

The fine for the first offense of riding a bicycle in the Oak Park Village Mall shall be ten dollars (\$10.00) if paid within fourteen (14) days after the violation. If the fine is not paid within fourteen (14) days of the date of the notice of violation, a penalty of five dollars (\$5.00) shall be imposed.

**15-5-3: FINES AND PENALTIES; VILLAGE VEHICLE STICKER:**

The fine for failure to purchase and display a Village vehicle license, as required by section 15-4-1 of this chapter shall be ~~fifty dollars (\$50.00)~~ seventy-five dollars \$75.00 if paid within fourteen (14) days of the date of the notice of violation. If the fine is not paid within fourteen (14) days of the date of the notice of violation, an additional penalty of ten dollars (\$10.00) shall be imposed.

In addition, a person charged with failure to purchase a Village vehicle license shall be required to purchase said vehicle license.

**Section 3. Severability and Repeal of Inconsistent Ordinances.** If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

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**Section 4. Effective Date.** This ordinance shall be in full force and effect after its passage, approval and publication as required by law on July 1, 2016.

**ADOPTED** this \_\_\_ day of \_\_\_\_\_, 2015, pursuant to a roll call vote as follows:

Voting	Aye	Nay	Abstain	Absent
President Abu-Taleb				
Trustee Barber				
Trustee Brewer				
Trustee Lueck				
Trustee Ott				
Trustee Salzman				
Trustee Tucker				

**APPROVED** this \_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Anan Abu-Taleb, Village President

**ATTEST**

\_\_\_\_\_  
Teresa Powell, Village Clerk

Published in pamphlet form this \_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Teresa Powell, Village Clerk