

ORDINANCE

AN ORDINANCE AMENDING CHAPTER 15 ("MOTOR VEHICLES AND TRAFFIC") ARTICLE 1 ("IN GENERAL"), SECTION 15-1-19 ("MISCELLANEOUS PARKING OFFENSE") TO ALLOW DOMESTIC ELECTRIC VEHICLES IN HIGHER WEIGHT CLASSES TO PARK ON RESIDENTIAL STREETS

WHEREAS, the Village of Oak Park ("Village") as a home rule unit of local government as provided by Article VII, Section 6 of the Illinois Constitution of 1970 has the authority to exercise any power and perform any function pertaining to its government and affairs except as limited by Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, the "powers and functions of home rule units shall be construed liberally," and written "with the intention that home rule units be given the broadest powers possible," *Scadron v. City of Des Plaines*, 153 Ill.2d 164 (1992); and

WHEREAS, the President and Board of Trustees have determined to amend the Village Code as set forth in this Ordinance to allow electric vehicles in weight classes that currently exceed the allowable threshold to park in certain locations pursuant to the Village's home rule authority.

NOW THEREFORE, 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. Recitals Incorporated. The above recitals are incorporated herein by reference as though fully set forth.

Section 2. Village Code Amended. Chapter 15 ("Motor Vehicles and Traffic") Article 1 ("In General"), Section 15-1-19 ("Miscellaneous Parking Offenses") of the Oak Park Village Code is amended by adding the underlined language to read as follows:

15-1-19: MISCELLANEOUS PARKING OFFENSES:

It shall be unlawful for any person to park or for the owner of a motor vehicle to permit it to be parked as follows:

- A. Blocking a driveway.
- B. On or across a sidewalk.
- C. In an intersection or crosswalk.
- D. In a viaduct.
- E. Within fifteen feet (15') of a fire hydrant.
- F. In a bus stop, loading zone or cabstand.

- G. Under a fire escape.
- H. The wrong way on a one-way street.
- I. On any two-way street so that the driver's side of the car is nearest to the curb.
- J. Backed into a stall in a Municipal parking lot.
- K. More than twelve inches (12") from the curb.
- L. In any private parking lot not licensed as provided in Chapter 8 of this Code. Signs shall be posted by the Village on the parkway at the entrance of any such lot reading as follows:

No Parking In This Lot

Police Order

M. No truck or commercial vehicle bearing a Class C or heavier State of Illinois "license plate" as defined in 625 Illinois Compiled Statutes 5/3-815, or having a gross weight capacity (including vehicle and maximum load) in excess of eight thousand (8,000) pounds, shall be parked on a public street or a public or private driveway in any residence district as defined by the Zoning Ordinance, except when making deliveries or to perform requested service at a particular residence. A motor vehicle is not a "truck or commercial vehicle" for the purposes of this Subsection if:

1. The vehicle is powered solely by a battery-electric (BEV) or plug-in hybrid electric (PHEV) propulsion system and is registered in Illinois as a passenger vehicle or private truck with a Class C or Class D plate solely due to battery weight.

2. The vehicle is not marked, wrapped, or otherwise branded with commercial advertising, is not equipped with exterior commercial equipment (e.g., ladder racks, toolboxes, lifts), and is used primarily for personal transportation.

3. The curb weight of the vehicle does not exceed 9,500 pounds. For the purposes of this subsection, curb weight means the manufacturer's published weight of the vehicle with standard equipment, fluids, and a full charge, but without passengers or cargo.

4. The vehicle complies with all other parking regulations applicable to the location, including, without limitation, permit requirements, posted time limits, and seasonal restrictions.

5. The Village may require proof of vehicle type, registration, and curb weight to confirm eligibility for this exemption.

N. Tourist buses for the Frank Lloyd Wright Home and Studio or other historic buildings on Forest Avenue shall be parked only in a designated bus stand on Chicago Avenue adjacent to Holmes School playground. While so parked the motor of the bus shall be turned off so as to reduce noise and exhaust fumes.

- O. Double parked.
- P. In an area restricted to the loading and unloading of children.
- Q. When any bus is parked or standing longer than fifteen (15) minutes, its engine shall be turned off so as to reduce noise and exhaust fumes. (1981 Code)

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.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its approval, passage and publication as provided by law.

ADOPTED this 16th day of September, 2025, pursuant to a roll call vote as follows:

Voting	Aye	Nay	Abstain	Absent
President Scaman				
Trustee Eder				
Trustee Enyia				
Trustee Leving Jacobson				
Trustee Straw				
Trustee Taglia				
Trustee Wesley				

APPROVED this 16th day of September, 2025.

Vicki Scaman, Village President

ATTEST

Christina M. Waters, Village Clerk

Published in pamphlet form this 16th day of September, 2025.

Christina M. Waters, Village Clerk