

## ORDINANCE

### **AN ORDINANCE AMENDING PARKING PERMIT RATES, VEHICLE LICENSE FEES, PENALTIES AND THE IMMOBILIZATION DEVICE REMOVAL FEE AS SET FORTH IN CHAPTER 15 ("MOTOR VEHICLES AND TRAFFIC") AND CHAPTER 29 ("ADMINISTRATIVE ADJUDICATION") OF THE OAK PARK VILLAGE CODE**

**WHEREAS**, the Village of Oak Park ("Village") is a home rule unit of government as provided by the provisions of Article VII, Section 6 of the Illinois Constitution of 1970; and

**WHEREAS**, pursuant to the Village's home rule authority and Section 11-71-8 of the Illinois Municipal Code, 65 ILCS 5/11-71-8, the Village may charge rates for its provision of parking facilities in the Village and the use thereof; and

**WHEREAS**, the President and Board of Trustees have determined to amend the rates charged by the Village for the use of certain parking facilities as set forth in this Ordinance, and contained in Section 15-3-18 of the Oak Park Village Code ("Village Code"); and

**WHEREAS**, the President and Board of Trustees have further determined to amend the vehicle license fees and certain penalties contained in Chapter 15 ("Motor Vehicles and Traffic") of the Village Code and the immobilization device removal fee contained in Chapter 29 ("Administrative Adjudication") of the Village Code as set forth in this Ordinance.

**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 3 ("Parking Meters, Parking Permits and Municipal Attendant Parking Lots"), Section 15-3-18 ("Parking Rates; Parking Meters, Pay By Space Machines, Village Operated Parking Structures, Permit Extended Pass, Valet and Daytime On Street Permit Parking") of the Oak Park Village Code is hereby amended by adding the underlined language and deleting the overstricken language to read as follows:

#### **15-3-18: PARKING RATES; PARKING METERS, PAY BY SPACE MACHINES, VILLAGE OPERATED PARKING STRUCTURES, PERMIT, EXTENDED PASS, VALET AND DAYTIME ON-STREET PERMIT PARKING:**

Persons parking vehicles in Village owned and/or operated parking spaces designated by the Village for use by the general public as metered pay by space, Village operated parking structures, permit parking, extended pass parking, valet permit parking in designated areas

during designated hours, shall pay a fee to the Village in accordance with the following rate schedule:

\* \* \* \*

I. Village operated Surface Parking Lot, Parking Garage and Parking Enclave Permit Parking Rates:

1. Village Operated Surface Parking Lots: Parking in Village operated surface parking lots shall only be permitted in metered parking spaces, by permit, or extended pass in designated parking spaces. Such lots may operate exclusively as metered lots or exclusively as permit parking only lots or may operate with a combination of metered, permit and extended pass parking spaces.

No overnight parking shall be permitted in Village operated surface parking lots without a Village issued overnight parking permit or extended pass.

2. Village Operated Parking Garage Monthly Permit Parking Rates: Parking permits allowing for twenty-four (24) hour parking in the Holley Court and Avenue multilevel parking structures shall be sold for one hundred thirty two dollars (~~\$130.00~~ \$132.00) per vehicle, per month.

3. Village Operated Multilevel Parking Structure, Parking Lot and Enclave Parking Quarterly Permit Parking Rates: Parking permits allowing for twenty-four (24) hour, daytime and overnight parking in Village-operated multilevel parking structures, permit lots, and permit parking enclaves shall be sold at the following rates:

a. High Demand Area Permit Parking Lots and Enclaves: In Village-operated permit parking lots, and permit parking enclaves located within the high parking demand area as designated in subsection 15-3-18A of this Section, rates shall be as follows:

(1) Resident Rates:

(A) Twenty-four (24) hour a day permit parking: Two hundred fifty ~~five~~ seven dollars (~~\$255.00~~ \$257.00) per vehicle, per quarter.

(B) Daytime permit parking only: Two hundred twenty ~~five~~ seven dollars (~~\$225.00~~ \$227.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred seventy ~~five~~ seven dollars (~~\$175.00~~ \$177.00) per vehicle, per quarter.

(2) Nonresident Rates:

(A) Twenty-four (24) hour a day permit parking: Three hundred thirty two dollars (~~\$330.00~~ \$332.00) per vehicle, per quarter.

(B) Daytime permit parking only: Two hundred eighty two dollars (~~\$280.00~~ \$282.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred ninety ~~five~~ seven dollars (~~\$195.00~~ \$197.00)

(3) Corporate Rates: Corporate rates shall only apply to a licensed business located in the Village of Oak Park which has made application to the Village and been designated as a corporate account for the purposes of quarterly parking permits and purchases a minimum of five (5) quarterly permits, per quarter.

(A) Twenty-four (24) hour a day permit parking: Two hundred fifty ~~five~~ seven (~~\$255.00~~ \$257.00) per vehicle, per quarter.

(B) Daytime permit parking only: Two hundred twenty ~~five~~ seven dollars (~~\$225.00~~ \$227.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred seventy ~~five~~ seven dollars (~~\$175.00~~ \$177.00) per vehicle, per quarter.

b. High Demand Area Multilevel Parking Structures: In Village-operated multilevel parking structures located within the high parking demand area as designated in subsection 15-3-18A of this Section, rates shall be as follows:

(1) Rates:

(A) Twenty-four (24) hour a day permit parking: Two hundred sixty ~~five~~ seven dollars (~~\$265.00~~ \$267.00) per vehicle, per quarter.

(B) Daytime permit parking only: Two hundred thirty ~~five~~ seven dollars (~~\$235.00~~ \$237.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred eighty ~~five~~ seven dollars (~~\$185.00~~ \$187.00) per vehicle, per quarter.

c. Permit Parking Lots and Enclaves Outside High Demand Areas: In all Village-operated permit lots, and permit parking enclaves located outside the high demand parking area designated in subsection 15-3-18A of this Section, the rates shall be as follows:

(1) Resident Rates:

(A) Twenty-four (24) hour a day permit parking: Two hundred twenty two dollars (~~\$220.00~~ \$222.00) per vehicle, per quarter.

(B) Daytime permit parking only: One hundred eighty ~~five~~ seven dollars (~~\$185.00~~ \$187.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred fifty two dollars (~~\$150.00~~ \$152.00) per vehicle, per quarter.

(2) Nonresident Rates:

(A) Twenty-four (24) hour a day permit parking: Two hundred eighty two dollars (~~\$280.00~~ \$282.00) per vehicle, per quarter.

(B) Daytime permit parking only: Two hundred thirty ~~five~~ seven dollars (~~\$235.00~~ \$237.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred ninety two dollars (~~\$190.00~~ \$192.00) per vehicle, per quarter.

(3) Corporate Rates: Corporate rates shall only apply to a licensed business located in the Village of Oak Park which has made application to the Village and been designated as a corporate account for the purposes of quarterly parking permits and purchases a minimum of five (5) quarterly permits, per quarter.

(A) Twenty-four (24) hour a day permit parking: Two hundred twenty two (~~\$220.00~~ \$222.00) per vehicle, per quarter.

(B) Daytime permit parking only: One hundred eighty ~~five~~ seven dollars (~~\$185.00~~ \$187.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred fifty two dollars (~~\$150.00~~ \$152.00) per vehicle, per quarter.

d. Multilevel Parking Structures Outside High Demand Area: In all Village-operated multilevel parking structures located outside the high demand parking area set forth in subsection 15-3-18A of this Section, the rates shall be as follows:

(1) Resident Rates:

(A) Twenty-four (24) hour a day permit parking: Two hundred thirty two dollars (~~\$230.00~~ \$232.00) per vehicle, per quarter.

(B) Daytime permit parking only: One hundred ninety ~~five~~ seven dollars (~~\$195.00~~ \$197.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred sixty two dollars (~~\$160.00~~ \$162.00) per vehicle, per quarter.

(2) Nonresident Rates:

(A) Twenty-four (24) hour a day permit parking: Two hundred ninety two dollars (~~\$290.00~~ \$292.00) per vehicle, per quarter.

(B) Daytime permit parking only: Two hundred forty ~~five~~ seven dollars (~~\$245.00~~ \$247.00) per vehicle, per quarter.

(C) Overnight permit parking only: Two hundred two dollars (~~\$200.00~~ \$202.00)

(3) Corporate Rates: Corporate rates shall only apply to a licensed business located in the Village of Oak Park which has made application to the Village and been designated as a corporate account for the purposes of quarterly parking permits and purchases a minimum of five (5) quarterly permits, per quarter.

(A) Twenty-four (24) hour a day permit parking: Two hundred thirty two dollars (~~\$230.00~~ \$232.00) per vehicle, per quarter.

(B) Daytime permit parking only: One hundred ninety ~~five~~ seven dollars (~~\$195.00~~ \$197.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred sixty two dollars (~~\$160.00~~ \$162.00) per vehicle, per quarter.

e. Commuter Areas: Commuter lot permit fees for commuter permit Parking in areas defined in subsection 15-3-18C of this Section.

(1) Resident Rates:

(A) Twenty-four (24) hour a day permit parking: Two hundred twenty ~~five~~ seven dollars (~~\$225.00~~ \$227.00) per vehicle, per quarter.

(B) Daytime permit parking only: Two hundred ~~fifteen~~ seventeen dollars (~~\$215.00~~ \$217.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred fifty two dollars (~~\$150.00~~ \$152.00) per vehicle, per quarter.

(2) Nonresident Rates:

(A) Twenty-four (24) hour a day permit parking: Two hundred eighty ~~five~~ seven dollars (~~\$285.00~~ \$287.00) per vehicle, per quarter.

(B) Daytime permit parking only: Two hundred seventy two dollars (~~\$270.00~~ \$272.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred ninety two dollars (~~\$190.00~~ \$192.00) per vehicle, per quarter.

(3) Corporate Rates: Corporate rates shall only apply to a licensed business located in the Village of Oak Park which has made application to the Village and been designated as a corporate account for the purposes of quarterly parking permits and purchases a minimum of five (5) quarterly permits, per quarter.

(A) Twenty-four (24) hour a day permit parking: Two hundred twenty ~~five~~ seven dollars (~~\$225.00~~ \$227.00) per vehicle, per quarter.

(B) Daytime permit parking only: Two hundred ~~fifteen~~ seventeen dollars (~~\$215.00~~ \$217.00) per vehicle, per quarter.

(C) Overnight permit parking only: One hundred fifty two dollars (~~\$150.00~~ \$152.00) per vehicle, per quarter.

J. Daytime on Street Permit Parking Fee: Permit fees for all daytime on-street parking permits, other than parking permits for the disabled, issued for all daytime on-street permit parking area authorized by ordinance of the President of the Board of Trustees shall be as follows:

\* \* \* \*

Resident Permits: Seventy four dollars (~~\$70.00~~ \$74.00) per year

\* \* \* \*

Employee permits where authorized by ordinance: One hundred twenty four dollars (~~\$120.00~~ \$124.00) per year.

\* \* \* \*

K. On Street Overnight Permit Parking Fee in R-7 zoned Districts:

1. One hundred thirty ~~five~~ seven dollars (~~\$135.00~~ \$137.00) per quarter for “high demand areas,” defined, for purposes of this subsection 15-3-18K, as parking zones established by the Village Board that are more than eighty percent (80%) full for four (4) consecutive quarters.

2. One hundred twenty ~~five~~ seven dollars (~~\$125.00~~ \$127.00) per quarter for “medium demand areas,” defined for purposes of this subsection 15-3-18K as parking zones established by the Village Board that are between twenty percent (20%) and eighty percent (80%) full for four (4) consecutive quarters.

3. One hundred ~~fifteen~~ seventeen dollars (~~\$115.00~~ \$117.00) per quarter for “low demand areas,” defined, for purposes of this subsection 15-3-18K, as parking zones established by the Village Board that are less than twenty percent (20%) full for four (4) consecutive quarters.

Any conflict between the provisions of this subsection and any other ordinance establishing on-street overnight permit parking in R-7 zoned districts within the Village shall be resolved in favor of this subsection.

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**Section 3. Village Code Amended.** Chapter 15 (“Motor Vehicles and Traffic”), Article 4 (“Vehicle Licenses”), Section 15-4-3 (“Fees Generally”) of the Oak Park Village Code is hereby amended by adding the underlined language and deleting the overstricken language to read as follows:

**15-4-3: FEES GENERALLY:**

The license fees to be paid annually to the Village pursuant to this article shall be as follows:

License Type		Rate In Person Or By Mail Or Online	Renewal Rate In Person Or By Mail Or Online After July 14
Passenger cars:		<del>\$70.00</del> <u>\$74.00</u>	<del>\$90.00</del> <u>\$94.00</u>
	Same, owned by persons 65 years of age or older	<del>\$39.00</del> <u>\$43.00</u>	<del>\$59.00</del> <u>\$63.00</u>
	Same, owned by handicapped persons possessing a current state of Illinois handicapped vehicle registration or placard	<del>\$39.00</del> <u>\$43.00</u>	<del>\$59.00</del> <u>\$63.00</u>
Recreation vehicles		<del>\$70.00</del> <u>\$74.00</u>	<del>\$90.00</del> <u>\$94.00</u>
Antique vehicles (state of Illinois vehicle registration showing AV status required)		<del>\$17.00</del> <u>\$21.00</u>	<del>\$37.00</del> <u>\$41.00</u>
Motorcycles		<del>\$38.00</del> <u>\$42.00</u>	<del>\$58.00</del> <u>\$62.00</u>
Motorized pedal cycles (mopeds)		<del>\$30.00</del> <u>\$34.00</u>	<del>\$50.00</del> <u>\$54.00</u>
Buses		<del>\$60.00</del> <u>\$64.00</u>	<del>\$80.00</del> <u>\$84.00</u>
Dealer plate vehicles		<del>\$36.00</del> <u>\$40.00</u>	<del>\$56.00</del> <u>\$60.00</u>
Duplicate licenses (original receipt required)		\$5.00	\$5.00
License transfer fees (with original sticker receipt and bill of sale required)		\$5.00	\$5.00
Truck class B		<del>\$82.00</del> <u>\$86.00</u>	<del>\$102.00</del> <u>\$106.00</u>
Truck class D		<del>\$108.00</del> <u>\$112.00</u>	<del>\$128.00</del> <u>\$132.00</u>



<b>License Type</b>	<b>Rate In Person Or By Mail Or Online</b>	<b>Renewal Rate In Person Or By Mail Or Online After July 14</b>
Truck class F	<del>\$130.00</del> <u>\$134.00</u>	<del>\$150.00</del> <u>\$154.00</u>
Truck class H	<del>\$152.00</del> <u>\$156.00</u>	<del>\$172.00</del> <u>\$176.00</u>
Truck class J	<del>\$168.00</del> <u>\$172.00</u>	<del>\$188.00</del> <u>\$192.00</u>
Truck class K	<del>\$179.00</del> <u>\$183.00</u>	<del>\$199.00</del> <u>\$203.00</u>
Truck class L	<del>\$210.00</del> <u>\$214.00</u>	<del>\$230.00</del> <u>\$234.00</u>
Disabled veteran	\$0.00	\$0.00
Charity vehicle	\$0.00	\$0.00
Active duty United States armed forces - limit 1	\$0.00	\$0.00

Current Village licenses must be displayed by July 15. The rates set forth above shall be effective for the ~~2016-17~~ 2019-20 license year and thereafter and the prior rates shall be in effect through April 1, ~~2016~~ 2019.

One-half ( $\frac{1}{2}$ ) year fees are allowed with evidence of vehicle acquisition or new residency on or after January 1 if paid within thirty (30) days of vehicle acquisition or establishing new residency. If not paid within said thirty (30) day period, the vehicle license applicant shall pay the difference in rates set forth above for purchases after July 14.

The Director of the Parking Services Department is authorized to waive the imposition of the difference in rates set forth above for purchases after July 14 for those vehicle license applicants who are able to reasonably demonstrate to the satisfaction of the Director of the Parking Services Department, that the applicant's late purchase of an annual vehicle license is due to circumstances beyond the applicant's control. Lack of funds to acquire an annual license shall not be considered to be a circumstance beyond one's control. "Circumstances beyond the applicant's control" shall include, but shall not be limited to: filing of vehicle license application within thirty (30) days of the acquisition of a new vehicle; filing the vehicle license application within thirty (30) days of becoming a new resident of the Village; or the death of an immediate family member of the applicant or serious illness or injury to the applicant or another

immediate family member in close proximity to the annual vehicle license due date which prevented the applicant from obtaining the annual vehicle license in a timely manner.

**Section 4. 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”) and Section 15-5-3 (“Fines and Penalties; Village Vehicle Sticker”) of the Oak Park Village Code is hereby amended by adding the underlined language and deleting the overstricken 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 thirty three dollars (~~\$30.00~~ \$33.00) 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 forty three dollars (~~\$40.00~~ \$43.00) 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 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 15-1-24A1 or A3 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 of this code 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 six hundred dollars (\$600.00) as required by the Illinois vehicle code, 625 Illinois Compiled Statutes 5/11-1301.3, as amended. An individual shall be fined one thousand dollars (\$1,000.00) for any subsequent violation of subsection 15-1-24A2 of this chapter as required by the Illinois vehicle code, 625 Illinois Compiled Statutes 5/11-1301.3, as amended.

- E. The fine for all other parking violations not specifically set forth herein shall be 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 thirty dollars (\$30.00) shall be imposed.

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**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 seventy ~~five~~ eight dollars (~~\$75.00~~ \$78.00) 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 5. Village Code Amended.** Chapter 29 ("Administrative Adjudication"), Article 2 ("Administrative Adjudication of Parking Violations"), Section 29-2-13 ("Immobilization Program") of the Oak Park Village Code is hereby amended by adding the underlined language and deleting the overstricken language to read as follows:

**29-2-13: IMMOBILIZATION PROGRAM:**

- A. The Village Manager or his/her designee is hereby authorized to direct and supervise a program of vehicle immobilization for the purpose of enforcing the parking ordinances of the Traffic Code. The program of vehicle immobilization shall provide for immobilizing any eligible vehicle located on the public way or any Village owned property by placement of a restraint in such a manner as to prevent its operation. Only vehicles with State registration numbers set forth on a vehicle immobilization eligibility list may be immobilized.
- B. When the registered owner of one or more vehicles has accumulated five (5) or more final determinations of parking violation liability on any and all vehicles registered to that owner, in any combination, for which the fines and applicable penalties, if applicable, have not been paid in full, the Village Manager and/or his/her designee shall cause a notice of impending vehicle immobilization to be sent to the owner of such vehicle(s) in accordance with Section 29-2-12 of this article or placed on the owner's vehicle when the owner cannot be reached by mail. The notice of impending vehicle immobilization shall state the name and address of the registered owner, the State registration number of the vehicle or vehicles registered to such owner, and a list detailing serial numbers of the parking violation notices which have resulted in a final determination of liability for which fines and/or penalties remain unpaid. Except as provided in Section 29-2-17 of this article, failure to pay the total amount of the fines and penalties owed within twenty one (21) days from the date of the notice will result in the inclusion of the State registration number of all vehicles of such owner on a vehicle immobilization eligibility list; a person will not be removed from the immobilization eligibility list unless all outstanding tickets are paid in full. A person may challenge the validity of the notice of impending vehicle immobilization by requesting a hearing and appearing in person to submit evidence which would disprove liability within twenty one (21) days of the date of the notice. All of the above information shall also appear in the notice. Documentary evidence which disproves liability shall be based on the following grounds

1. That all fines and penalties for the violations cited in the notice have been paid in full; or
  2. That the registered owner has not accumulated five (5) or more final determinations of parking violation liability which were unpaid at the time the notice of impending vehicle immobilization was issued.
- C. Upon immobilization of an eligible vehicle, a notice shall be affixed to the vehicle in a conspicuous place. Such notice shall warn that the vehicle is immobilized and that any attempt to move the vehicle may result in its damage. The notice shall also state that the unauthorized removal of or damage to the immobilizing restraint is a violation of subsection 29-2-13H of this Section. The notice shall also state the manner in which the immobilization device may be released, and the manner in which the registered owner may obtain an immobilization hearing. If the owner of the vehicle has not caused the immobilization device to be released in accordance with the procedures established in this article within twenty four (24) hours of its placement, the Village may release the device and may tow and impound the vehicle.
- D. The owner of an immobilized vehicle or other authorized person may secure the release of the vehicle by paying the immobilization, towing and storage fees provided in subsection 29-2-13G of this Section, and all fines and penalties remaining due on each final determination of liability issued to such person.
- E. The owner of an immobilized vehicle shall have the right to a hearing to determine whether the immobilization or any subsequent towing was erroneous, if the owner files a written request with the Office of Adjudication for a hearing with the Village Manager and/or his/her designee within fourteen (14) days after immobilization or fourteen (14) days of the date of the notice sent pursuant to subsection 29-2-13F of this Section, whichever is later. Hearings requested pursuant to this subsection shall be conducted by the Village Manager and/or his/her designee upon receipt of a written request for a hearing. The determination made by the Village Manager and/or his/her designee regarding the validity of the immobilization shall become final.
- F. Within ten (10) days after a vehicle has been impounded, a notice of impoundment shall be sent by certified mail, return receipt requested, to the address of the registered owner as listed with the Secretary of State. The notice shall state that the owner has the right to request a postimmobilization and posttow hearing as provided in subsection 29-2-13E of this Section, and that if the vehicle is not claimed within thirty (30) days from the date of the notice, the vehicle may be sold or otherwise disposed of in accordance with sections 4-208(b) and 4-209 of the Illinois Vehicle Code.
- G. The fee for removal of immobilization device shall be one hundred fifty three dollars (~~\$150.00~~ \$153.00). Fees for towing and storage will be the current year's Village contract price for said services.

H. It shall be unlawful for any person other than a Village employee or authorized representative to remove or damage the immobilization device or to relocate or tow any vehicle restrained by an immobilization device without the prior approval of the Village Manager or his or her designee. Any person who violates this section shall be subject to a penalty of seven hundred fifty dollars (\$750.00) for each such violation.

**Section 6. 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 7. Effective Date.** This ordinance shall be in full force and effect after its passage, approval and publication as required by law on January 1, 2019.

**ADOPTED** this 17<sup>th</sup> day of September, 2018, pursuant to a roll call vote at follows:

Voting	Aye	Nay	Abstain	Absent
President Abu-Taleb				
Trustee Andrews				
Trustee Boutet				
Trustee Button				
Trustee Moroney				
Trustee Taglia				
Trustee Tucker				

**APPROVED** this 17<sup>th</sup> day of September, 2018.

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Anan Abu-Taleb, Village President

**ATTEST**

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Vicki Scaman, Village Clerk

Published in pamphlet form this 17<sup>th</sup> day of September, 2018.

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Vicki Scaman, Village Clerk