

ORDINANCE NO. _____

**AN ORDINANCE ESTABLISHING PERMIT
PARKING FOR DOWNERS GROVE SOUTH HIGH SCHOOL
AND RAISING PERMIT PARKING FEES FOR NON-RESIDENTS**

BE IT ORDAINED by the Council of the Village of Downers Grove, in DuPage County, Illinois, as follows: (Additions are indicated by shading; deletions by ~~strikeout~~.)

SECTION 1. That Section 14-85 of the Downers Grove Municipal Code is hereby amended as follows:

14-85. Definitions.

(a) *Parking lot.* Real property owned or leased by the Village, other than public streets and alleys, which is designated under the provisions of this division for the principal purpose of parking vehicles. For all purposes hereof, Village parking lots shall be designated as follows:

(1) Lot A sometimes referred to as the Warren Parking Lot, shall be the Village parking lot situated in the block bounded by Main Street, Warren Avenue, Forest Avenue and Burlington-Northern Inc., tracks.

(2) Lot B shall mean the Village parking lot situated directly east of the Burlington Avenue station and bounded on the north by the Burlington-Northern, Inc., tracks and on the south by Burlington Avenue.

(3) Lot C shall be the Village parking lot situated in the area adjacent to the south side of Warren Avenue, extending from the east line of Highland Avenue to the west line of Washington Street.

(4) Lot D sometimes referred to as the Gilbert Parking Lot, shall be the Village parking lot situated in the block bounded by Gilbert Street, Forest Avenue, Carpenter Street, extended, and the Burlington-Northern Inc. tracks.

(5) Lot F shall be the Village parking lot situated in the area adjacent to the south side of Warren Avenue extending from the east line of Washington Street to a point four hundred sixty-five feet east of the east line of Washington Street.

(6) Lot G sometimes referred to as the West Belmont Parking Lot, shall be the Village parking lot situated in the area bounded by Belmont Road, Burlington Avenue, the Burlington-Northern Inc., tracks and Chase Street, extended.

(7) Lot H sometimes referred to as the Belmont Parking Lot, shall be the Village parking lot situated on the south side of the Burlington-Northern, Inc., tracks west of Belmont Road.

(8) Lot I sometimes referred to as the Fairview Parking Lot, shall be the Village parking lot bounded by Second Street, Fairview Avenue, and the Burlington-Northern, Inc. tracks and that parking lot bounded by Maple Avenue, Fairview Avenue, and Burlington-Northern, Inc. tracks.

(9) Lot J shall be the Village parking lot situated in the block bounded by Main Street, Rogers Street, Highland Avenue and Warren Avenue.

(10) Lot K shall be the Village parking lot situated on the northeast corner of the block bounded by Burlington Avenue, Washington Street, Curtiss Street and Main Street.

(11) Lot R shall be the Village parking lot situated twenty (20) feet east of the Curtiss Lot.

(12) Lot Z shall be on the east side of Springside Avenue from a point 436 feet south of the south line of 63rd Street to a point 1,693 feet south of the south line of 63rd Street.

~~(12)~~ The Curtiss Parking Lot shall be the Village parking lot situated in the block bounded by Main Street, Burlington Avenue, Washington Street and Curtiss Street.

(134) The Forest Parking Lot South shall be the Village parking lot situated in the block bounded by Main Street, Curtiss Street, Forest Avenue and Burlington Avenue.

(145) The Forest Parking Lot North shall be the Village parking lot situated in the block bounded by Main Street, Burlington Avenue, Forest Avenue and the Burlington-Northern, Inc. tracks.

(156) The Washington Street Parking Lot, shall be the Village parking lot situated in the block bounded by Curtiss Street, Washington Street, Maple Avenue and Main Street.

(167) Municipal complex parking lots shall be the Village parking lots situated on the municipal complex property, said property being located southeast of the intersection of Burlington Avenue and North Washington Street between Burlington Avenue and Curtiss Street and designated as Lots L, M and V, as posted.

(b) *Parking meter.* A mechanical device located upon a public street or sidewalk or in a parking lot within an area designated as a parking meter zone, which device shall record a certain number of minutes by the use of a clock mechanism determining the period of time for which a designated parking space may be lawfully used by the person depositing a coin or a cash key in such parking meter.

(c) *Parking meter zone.* Those areas designated under Section 14-110 in which vehicles may be lawfully parked for the period of time indicated on parking meter in accordance with the provisions of this division. (Ord. No. 1436, ' 1; Ord. No. 1542, ' 5; Ord. No. 1737, ' 4; Ord. No. 1820, ' 1; Ord. No. 1989, ' 1, 2; Ord. No. 2102, ' 1; Ord. No. 2312, ' 1; Ord. No. 2375, ' 1; Ord. No. 2473, ' 1; Ord. No. 2531, ' 5; Ord. No. 2745, ' 41; Ord. No. 2831, ' 1; Ord. No. 3075, ' 5; Ord. No. 3098, ' 1; Ord. No. 3118, ' 13; Ord. No. 3127 ' 3; Ord. No. 3224, ' 1.)

SECTION 2. That Section 14-122 of the Downers Grove Municipal Code is hereby amended as follows:

14-122. Designation.

The following parking lots are hereby designated as permit parking lots and are authorized for parking only of vehicles bearing currently valid sticker permits in accordance with the provisions of this Division:

Lots A through ~~R~~Z, inclusive, as said lots are designated in Section 14-85.9, except for the portions of those lots designated as metered parking areas in Section 14-110 and those parking stalls designated for handicapped parking in Section 14-108.

In addition to the foregoing permit parking lot or lots, the Village Manager may from time to time designate portions of metered parking lots for use as permit parking lots in accordance with the provisions of this Division, by causing the parking meters in such portions to be covered or otherwise taken out of service, and adequate notice to be posted to the effect that the parking spaces affected thereby are no longer available for public parking of vehicles pursuant to the parking meter provisions set forth in Division 3 of this Article. (Ord. No. 1542, ' 4; Ord. No. 1737, ' 7; Ord. No. 1820, ' 4; Ord. No. 2531, ' 3; Ord. No. 3118, ' 15.)

SECTION 3. That Section 14-123 of the Downers Grove Municipal Code is hereby amended as follows:

14-123. Issuance and sale of permits.

(a) The Village Manager shall cause suitable window sticker permits to be prepared and made available for issuance and sale. The aggregate number of permits prepared, available and designated for any specific permit lot (or for any portion thereof designated for permit parking pursuant to Section 14-122) at any one time shall not exceed one hundred twenty percent of the number of parking spaces available for parking vehicles in such lot (or such portion thereof.)

Notwithstanding anything in this Code to the contrary, the number of permit stickers sold shall not exceed the number of parking spaces actually available for parking of vehicles in such lot (or such portion thereof) unless the Village Manager determines, on the basis of surveys of parking space vacancy rates and other relevant criteria, that the sale of an additional amount of parking stickers is justified, in which event, an additional amount of parking stickers may also be sold at the direction of the Village Manager. Permit stickers shall designate the permit parking lot for which issued and shall be issued and sold for three month periods commencing January 1, April 1, July 1 and October 1 in each year, except that permit stickers for Lot Z shall only be issued annually. Permit stickers for different three month periods shall be designated by different colors or in some other manner approved by the Village Manager.

(b) Under the direction of the Village Manager, permit stickers shall be offered for sale during regular business hours at the Village offices in advance of the commencement of each such three month period and shall be sold to applicants in accordance with the chronological priority of applications for such permits, subject to the following:

(1) At the discretion of the Village Manager, permit renewal notices may be mailed to existing permit holders, and renewal permits may be issued and sold to such permit holders, in advance of the time when such permits are made available for sale at the Village offices;

(2) At the discretion of the Village Manager, permit stickers may be offered for sale at the Village offices only to persons residing within the corporate limits of the Village or persons who own or are employed by businesses within the Concentrated Central Area of the Village, as defined in the Comprehensive Zoning Ordinance of the Village, prior to any offer of such permits for sale to the general public and nonresidents. To be eligible for a permit pursuant to this Section, the applicant must either be actually residing and living within the Village, or be employed by, or an owner of, a business within the Concentrated Central Area at the time of application.

(c) The fee for each such permit sticker for each three month period shall be determined by the rate class assigned to the permit parking lot for which such permit sticker is to be issued, computed in accordance with and subject to the following schedule:

| Rate class | <u>Resident Fee</u> | <u>Non-Resident Fee</u> |
|------------|----------------------|-------------------------|
| I | \$80.00..... | <u>\$110.00</u> |
| II | <u>\$75.00</u> | <u>\$105.00</u> |
| III | <u>\$15.00</u> | |
| <u>IV</u> | <u>\$270.00</u> | |

Such fee shall be reduced, based on a daily proration of the number of days that have expired prior to the date of sale of such permit sticker.

(d) At the discretion of the Village Manager, permit holders may return permit stickers prior to the expiration of the three-month period covered by such permit sticker and may receive a refund of all or a portion of the fee paid for such sticker, without interest, such refund to be determined on the basis of number of unexpired full days remaining in such three-month period less a \$6.00 administrative fee. Class III permits shall be returned to the Village for such refund immediately upon the termination of permit holder's employment with a business located in the Concentrated Central Area as defined in the Comprehensive Zoning Ordinance of the Village. Permit stickers issued to permit holders pursuant to this Section shall not be transferable to another person, motor vehicle, or parking lot, except as provided in subsection (h). Such returned permits may be resold

in chronological priority to those on waiting lists kept by the Village for that quarter and not valid past the next sale of permits, but such waiting list for Lots A, B, C, D, F, J, K, L, and R shall include Downers Grove residents only.

(e) The following permit parking lots shall have the following rate classes:

Rate class I: Lot A, lot B, lot C, lot G, lot H, lot J, lot K, and lot R, as such lots are designated in Section 14-85.

Rate class II: Lot D, lot F, lot I and lot L, as such lots are designated in Section 14-85.

Rate class III: Lot A, lot B, lot D, lot F, lot J, lot K, and lot L, as such lots are designated in Section 14-85.

Rate class IV: Lot Z.

(f) Notwithstanding any contrary provision in this division, the Village Manager shall be authorized to refuse to issue any such permit sticker, or renewal thereof, to any permit holder who is convicted of more than three violations of any of the provisions of this division within any consecutive period of six months, except for Section 14-127.

(g) Class III permits shall be issued only to employees of businesses located in the Concentrated Central Area, as defined in the Comprehensive Zoning Ordinance of the Village, upon their providing evidence of such employment. Such permits shall be valid in lot A, lot B, lot D, lot F, lot J, lot K and lot L from 8:30 a.m. to 6:00 p.m., Monday through Friday.

(h) Transfers between Village permit parking lots shall be made only at the start of a three-month permit period. If a permit holder desires to transfer to another Village permit parking lot, the permit holder shall remit to the Village the following: (1) the parking permit renewal form; (2) a request that the permit be transferred to another lot as specified by the permit holder; and (3) payment of the appropriate parking permit fee in the manner specified by the Village.

Transfers shall be made by the Village after permit renewals are completed, but prior to sale to the general public, and shall be made in accordance with the chronological order such requests for transfers were received; however, non-resident permit holders shall not be allowed to transfer into Lots A, B, C, D, F, J, K, L.

(i) At the discretion of the Village Manager, the Village may sell one-day parking permits for Village permit parking lots at a cost of \$1.50 each. Such permits shall be sold only after 8:00 a.m. on the day the permit may validly be used. These one-day parking permits may be used in any Village permit parking lot or area, except that such permits shall not be used in permit parking Lots B, C, K or L as defined herein.

(j) Permits for Lot Z (Class IV) shall only be issued to students of Downers Grove South High School, said permits are non-transferable. (Ord. No. 1542, ' 4; Ord. No. 1737, '' 8, 9; Ord. No. 1820, ' 2; Ord. No. 1861, ' 1; Ord. No. 1989, ' 3; Ord. No. 2346, ' 1; Ord. No. 2375, ' 2; Ord. No. 2531, ' 4; Ord. No. 2906, ' 1; Ord. No. 3118, '' 15, 16; Ord. No. 3127, '' 10, 11; Ord. No. 3195, ' 2; Ord. No. 3202, ' 1; Ord. No. 3348, ' 1; Ord. No. 3353, ' 1.)

SECTION 2. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3 That this ordinance shall be in full force and effect from and after its passage and publication in the manner provided by law.

Mayor

Passed:

Published:

Attest: _____
Village Clerk

[SoPk&Fee]