

COUNCIL WORKSHOP ITEM

ITEM: An Ordinance Amending Chapter 14 of the Downers Grove Municipal Code
DATE: May 23, 2002
PREPARED BY: Enza Petrarca, Acting Village Attorney
PURPOSE: To Amend Chapter 14 of the Downers Grove Municipal Code

DISCUSSION:

Due to the construction and completion of Phase IV of the CBD, the parking lots and meters have changed and need to be corrected. The Police Department and Public Works have corrected all of the inconsistencies so that the written ordinances are consistent with the posted regulations. This ordinance also eliminates any reference to the quarterly parking permit sales and amends the definition of holidays so that it is consistent with State law.

ATTACHMENT:

AN ORDINANCE AMENDING VARIOUS MOTION VEHICLE AND TRAFFIC PROVISIONS OF THE DOWNERS GROVE MUNICIPAL CODE

RECOMMENDATION:

Place on June 11, 2002 Workshop Agenda

cc: Tim Sembach, Police Department
Bob Schiller, Public Works
Marty Lyons, Dir. of Finance

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DRAFT

Orig. 04/05/02

05/17/02

05/20/02

06/03/02

ORDINANCE NO. _____

**AN ORDINANCE AMENDING VILLAGE DESIGNATED PARKING LOTS,
PERMITTING AND METER RATES**

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 Chapter 14 of the Downers Grove Municipal Code is hereby amended as follows:

14-1SEC. Definitions.

(a) For purposes of this Chapter, the definitions contained in Illinois Compiled Statutes, ch. 625, §§ 5/1-100 to 5/1-300 shall apply.

(b) For purposes of this Chapter, the following definitions, in addition to those established in subsection (a) hereof, shall apply.

Concentrated Business District roadways means the following roadways:

Burlington Avenue, from the east line of Forest Avenue to the west line of Washington Street.

Curtiss Street, from the east line of Forest Avenue to the west line of Washington Street.

Forest Avenue, from the north line of Curtiss Street to the south line of Franklin Avenue.

Grove Street, from the east line of Carpenter Street to the west line of Main Street.

Highland Avenue, from the north line of Warren Avenue to the south line of Rogers Street.

Main Street, from the north line of Maple Avenue to the south line of Franklin Street.

Rogers Street, from the east line of Main Street to the west line of Highland Avenue.

Warren Avenue, from the east line of Forest Avenue to the west line of Washington Street.

Washington Street, from the north line of Maple Avenue to the south line of Burlington Avenue.

Holiday or legal holiday means and includes ~~New Year's Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, and Christmas Day~~ **all State holidays**. (Ord. No. 2745, § 3; Ord. No. 2860, § 1; Ord. No. 3254, § 1.)

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.~~

~~(+9)~~ Lot K shall be the Village parking lot situated on the ~~northeast~~**southwest** corner of the block bounded by Burlington Avenue, Washington Street, Curtiss Street and Main Street.

(10) Lot L shall be the Village parking lot situated in the far corner west of the Village Hall bounded by Burlington Avenue on the north.

(11) Lot M shall be the Village parking lot situated just west of the Village Hall bounded by the Burlington-Northern, Inc., tracks on the north.

~~(+12)~~ Lot R shall be the Village parking lot situated twenty (20) feet east of the Curtiss Lot.

~~(+13)~~ 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.

~~(+14)~~ 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.

~~(+15)~~ 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.

~~(+16)~~ 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.

~~(+17)~~ 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.

~~(+18)~~ 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.

~~(+19)~~ The Main Street and Maple Avenue Parking Lot shall be the Village parking lot situated at the northeast corner of Main Street and Maple Avenue.

(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.)

14-104.1. Same—Village parking lots.

(a) Notwithstanding any other provision in this Chapter, no person shall park, stop or let stand any automobile, truck, motor vehicle or other vehicle between the hours of 2:00 A.M. and 6:00 A.M., local time, in the following locations:

- (1) The Forest parking lot, except the south twenty feet thereof.
- (2) The Curtiss parking lot, except the east twenty feet and the west seventy feet.
- ~~_____ (3) Lot J, except the east twenty feet.~~
- (43) Lot C and Lot F, on the south side of Warren Avenue from east line of Highland to the west line of Elm.
- (54) Lot A.
- (65) Lot B.
- (76) Lot D, except the south one hundred sixteen feet of the east twenty feet.
- (87) Lot I, except for the fourteen feet north of the Burlington-Northern tracks, from forty-eight feet west of the west line of Fairview Avenue to one hundred fifty-six feet west of the west line of Fairview Avenue.
- (98) Lot G, except the south twenty feet of the east one hundred eight feet.
- ~~(109) Lot H.~~
- (10) Lot. K
- ~~(111) Lot L.~~
- (12) Lot M.

Except in the portions of those areas clearly designated or otherwise posted to permit overnight parking.

(b) The Village Manager may establish overnight parking areas in addition to those set forth in subsection (a) or may prohibit overnight parking in all or any part of those areas set forth in subsection (a); provided that the authority to so establish or prohibit overnight parking shall be limited to nonconsecutive periods not to exceed thirty days each.

(c) No person shall park or let stand any automobile, motor vehicle or other vehicle at any time between the hours of 6:00 A.M., local time, and 8:30 A.M., on any day other than Saturdays, Sundays, and legal holidays, in the following locations, unless such vehicle displays a Class III permit:

The Curtiss parking lot, except the east twenty feet and the west seventy feet of the total three hundred and eleven and six-tenths feet from Curtiss north to Burlington Avenue.

~~_____ *Parking Lot J, the westerly twenty feet.*~~

Forest Parking Lot North. (Ord. No. 1603, § 1; Ord. No. 1616, § 1; Ord. No. 1942, § 4; Ord. No. 2531, § 1; Ord. No. 3115, § 1; Ord. No. 3119, § 2; Ord. No. 3129, § 2; Ord. No. 3254, § 4.)

14-110. Parking meter zones established; parking regulations.

(a) The following parking meter zones are hereby established within the village:

- ~~_____ 12-minute parking meter zones.~~
- ~~_____ 24-minute parking meter zones.~~
- ~~_____ 2-hour parking meter zones.~~
- 4-hour parking meter zones.
- 9-hour parking meter zones.
- 12-hour parking ~~Main Street Area~~ meter zones.
- ~~_____ 12-hour parking Non-Main Street Area meter zones.~~

(b) In all parking meter zones, a parking space may be lawfully occupied by a vehicle only for the period of time for which lawful coins of the United States have been deposited in the parking meter designated for such parking space, computed in accordance with and subject to the maximum lawful parking time period set forth in the following schedule:

Parking Meter Area	Maximum Lawful Parking				
	Time Period	For Each 1¢ Coin	For Each 5¢ Coin	For Each 10¢ Coin	For Each 25¢ Coin
12 min	12 min	6 min	None	None	None
24 min	24 min	12 min	None	None	None
2 hour	2 hour	None	30 min	1 hour	None
4 hour	4 hour	None	30 min	1 hour	None
9 hour	9 hour	None	None	None	3 1 hour
12 hour*	12 hour	None	None	None	3 1 hour
12 hour**	12 hour	None	None	None	2 hour

*Class A Zone
**Class B Zone

- ~~(e) The following locations are hereby designated as 12-minute parking meter zones:
Reserved.~~
- ~~(d) The following locations are hereby designated as twenty-four minute parking meter zones:
Reserved.~~
- ~~(e) The following locations are hereby designated as two hour parking meter zones:
Reserved.~~
- ~~(c)~~ (f) The following locations are hereby designated as four-hour parking meter zones:
Reserved.
- ~~(g)~~ (d) The following locations are hereby designated as nine-hour parking meter zones:
- (1) The east side of Washington Street from Maple Avenue to a point one hundred seventy-nine feet north of the north line of Maple Avenue.
 - (2) The west side of Washington Street from Curtiss Street to a point one hundred twenty feet south of Curtiss Street.
 - ~~(3) The west eighteen feet of the north ninety-nine feet of Lot J.~~
- ~~(h)~~ (e) The following locations are hereby designated as Class A twelve-hour parking meter zones:
- (1) That part of Lot I, fourteen feet north of the Burlington-Northern Tracks, from one hundred twenty feet west of the west line of Fairview Avenue to three hundred fifty-four feet west of the west line of Fairview Avenue.
 - (2) The north side of Burlington Avenue from a point two hundred thirty feet east of Florence Avenue to Cumnor Road and the south side of Burlington Avenue from a point twenty-two feet east of Florence Avenue to Cumnor Road.
 - (3) From a point one hundred seventy-three feet east of the east line of Fairview Avenue to a point three hundred seventeen feet east of the east line of Fairview, and from a point fifty feet north of the north line of Second Street to a point two hundred sixty-nine feet north of the north line of Second Street in Lot I; also the east twenty feet of the north two hundred twenty-five feet of the south two hundred eighty-two feet of Lot I.
- ~~(i) The following locations are hereby designated as Class B twelve-hour parking meter zones:~~
- ~~(4)~~ (4) On the south side of Warren Avenue from a point four hundred sixty-five feet east of the east line of Washington Street to the west line of Prospect Avenue.
 - ~~(5)~~ (5) The west side of Forest Avenue from the north line of Warren Avenue to a point one hundred fifty-one feet north of the north line of Warren Avenue and from a point two hundred ten feet north of the north line of Warren Avenue to a point two hundred seventy-two feet north of the north line of Warren Avenue.

(36) Both sides of Rogers Street between Highland Avenue and Main Street; except the north side from Main Street to a point fifty feet east of Main Street.

(47) The west side of Washington Street from the south line of Burlington Avenue to a point thirty feet north of the north line of Curtiss Street.

(58) The north side of Warren Avenue from a point forty-four feet east of the east line of Saratoga Avenue to a point one hundred ninety feet west of the west line of Forest Avenue.

(69) The north side of Burlington Avenue from a point two hundred ninety-three feet east of the east line of Main Street to a point five hundred forty-seven feet east of the east line of Main Street.

(710) The south side of Warren Avenue from Forest Avenue to Main Street.

(811) The south side of Burlington Avenue, from Chase Avenue to Walnut Avenue, excluding those spaces designated as handicapped parking under Section 14-108(a).

(912) The south side of Warren Avenue from a point sixty-six feet east of the east line of Belmont Road to a point four hundred one feet east of the east line of Belmont Road.

(1013) The south side of Warren Avenue from Saratoga Avenue to a point 100 feet east of Linscott Avenue.

(1114) Lot H, the south twenty feet.

(15) **The west spaces on the center island of the Village Hall Parking Lot.** (Ord. No. 1436, § 1; Ord. No. 1475, § 2; Ord. No. 1483, §§ 6, 7; Ord. No. 1488, §§ 5, 6; Ord. No. 1494, § 3; Ord. No. 1603, § 3; Ord. No. 1737, §§ 1, 6; Ord. No. 1795, § 7; Ord. No. 1803, § 4; Ord. No. 1821, § 1; Ord. No. 1855, § 1; Ord. No. 1882, § 4; Ord. No. 1885, § 2; Ord. No. 1908, § 1; Ord. No. 1912, § 6; Ord. No. 1931, § 1; Ord. No. 1947, § 1; Ord. No. 1989, § 4; Ord. No. 1995, § 1; Ord. No. 2000, § 1; Ord. No. 2027 § 2; Ord. No. 2028, § 5; Ord. No. 2044, § 1; Ord. No. 2072, § 2; Ord. No. 2102, § 2; Ord. No. 2130, § 3; Ord. No. 2142, § 4; Ord. No. 2157, § 1; Ord. No. 2166, § 3; Ord. No. 2231, §§ 4, 5, 6, 9; Ord. No. 2315, § 2; Ord. No. 2334, § 5; Ord. No. 2387, § 1; Ord. No. 2444, § 1; Ord. No. 2473, § 2; Ord. No. 2531, § 2; Ord. No. 2660, § 1; Ord. No. 2905, §§ 2, 3, 4; Ord. No. 2960, § 1; Ord. No. 3020, § 1; Ord. No. 3075, § 6; Ord. No. 3127, §§ 7, 8, 9; Ord. No. 3147, § 4; Ord. No. 3153, § 3; Ord. No. 3254, § 6; Ord. No. 3381, § 1.)

14-116. Free overnight parking lots—Designation.

The following portions of village parking lots, as such lots are defined in Section 14-85.9, are hereby designated as free overnight parking lots:

(a) The Curtiss parking lot, as posted.

~~——(b) Lot J: The east twenty feet.~~

(c) That part of Lot I, fourteen feet north of the Burlington-Northern tracks, from forty-eight feet west of the west line of Fairview Avenue to one hundred fifty-six feet west of the west line of Fairview Avenue.

(d) Lot G: The south twenty feet of the east one hundred eight feet.

(e) Lot D, as posted. (Ord. No. 2745, § 44; Ord. No. 2845, § 1; Ord. No. 3118, §§ 14, 15; Ord. No. 3254, § 7; Ord. No. 3349, § 1.)

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 a minimum three month periods and a maximum of one year 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, p~~Permit renewal notices ~~may~~shall 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; **provided payment is made prior to the established deadline for renewal.**

(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	Resident Fee	Non-Resident Fee
I	\$80.00	\$110.00
II	\$75.00	\$105.00
III	\$15.00	
IV	\$270.00	

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, lot M 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, M.

(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 \$1-503.00 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.)

14-132. Five minute parking—Police department businessReserved.

—It shall be unlawful to park or let stand any vehicle for more than five consecutive minutes during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, or for purposes other than conducting business with the police department at any time in the following location:

—The west fifty-four feet of the south twenty feet of the north one hundred forty-three feet of the east five hundred one feet of the municipal complex property. (Ord. No. 2312, § 2; Ord. No. 2745, § 47)

14-132.2. Fifteen minute parking—Municipal parking lotReserved.

—It shall be unlawful to park or let stand any vehicle for more than fifteen consecutive minutes during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, in the following locations:

—The south twenty feet of the east sixty-three feet of the north one hundred forty feet of the west four hundred thirty-five feet of the municipal complex property. (Ord. No. 3350, § 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

[PKG-M&P]