

## COUNCIL WORKSHOP ITEM

**ITEM:** Amendment to Municipal Code to Include Hang Tags as a Parking Permit Option

**DATE:** September 7, 2004

**PREPARED BY:** Enza Petrarca, Village Attorney  
Ann Marie L. Perez, Staff Attorney

**PURPOSE:** Revisions to the Ordinance

**DISCUSSION:**

Apparently, the parking permit stickers were not sticking to the windshields. In the past, some permit holders had received tickets for not having a parking permit because the permit was not in clear view. It had slid off the window. In an effort to resolve this issue, hang tags have been issued in lieu of stickers. These alternative permits, hang tags, are to be hung from the rear view mirror when the vehicle is parked in a valid parking space. When the vehicle is in motion, however, the hang tag must be taken down.

The proposed changes to Code allow for this alternative means of permitting.

**ATTACHMENT:**

An Ordinance Amending Parking Permits

**RECOMMENDATION:**

Place this matter on the September 14th Workshop for Council consideration.

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING  
PARKING PERMITS**

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

**Section 1. That Section 14.121. is hereby amended to read as follows:**

**14.121. Applicability of division.**

This Division shall apply to all public parking lots owned by the Village in which charges for parking are imposed and collected by means of the issuance and sale of window sticker permits or hang tags. All definitions set forth in Division 1 of this Article shall also apply to the terms used in this Division. (Ord. No. 1542, § 4.)

**Section 2. That Section 14.122. is hereby amended to read 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 or hang tags in accordance with the provisions of this Division:

Lots A through 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. is hereby amended to read as follows:**

**14.123. Issuance and sale of permits.**

(a) The Village Manager shall cause suitable window sticker permits or hang tags ~~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 or hang tags 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 or hang tags is justified, in which event, an additional amount of parking stickers or hang tags may also be sold at the direction of the Village Manager. Permit stickers and hang tags shall designate the permit parking lot for which issued and shall be issued and sold for a minimum three month period and a maximum of one year, except that permit stickers or hang tags for Lot Z shall only be issued annually.

(b) Under the direction of the Village Manager, permit stickers or hang tags 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

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shall be sold to applicants in accordance with the chronological priority of applications for such permits, subject to the following:

(1) Permit renewal notices shall be mailed to existing permit holders, and renewal permits or hang tags may be issued and sold to such permit holders, in advance of the time when such permits or tags 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 and hang tags 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 or hang tag for each three month period shall be determined by the rate class assigned to the permit parking lot for which such permit sticker or hang tag 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	\$25.00	
IV	\$250.00	
V	\$90.00	\$120.00

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 or hang tag.

(d) At the discretion of the Village Manager, permit holders may return permit stickers and hang tags prior to the expiration of the three-month period covered by such permit sticker or hang tag and may receive a refund of all or a portion of the fee paid for such sticker or tag, 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 and hang tags 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, K, L, M, 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 K, lot L and lot R, as such lots are designated in Section 14-85.

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

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

Rate class IV: Lot Z.

Rate class V: the Parking Deck.

(f) Notwithstanding any contrary provision in this division, the Village Manager shall be authorized to refuse to issue any such permit sticker or hang tag, 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 K, lot L, Main Street and Maple Avenue lot from

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8:30 a.m. to 6:00 p.m., Monday through Friday, and designated spaces in the Parking Deck 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, 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 \$3.00 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, L, or the Parking Deck 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 4. That Section 14.125. is hereby amended to read as follows:**

**14.125. Violations.**

It shall be unlawful for any person:

(a) To park, stop or let stand any vehicle in any parking space or in any other area in any permit parking lot at any time between the hours of 6:00 A.M. and 3:00 P.M., local time, on any day, except Saturdays and Sundays, unless such vehicle shall have attached to the inside surface of the lower right-hand corner of the rear window thereof a currently valid permit sticker issued by the Village for such permit parking lot. Except that no person shall park, stop or let stand any vehicle in any parking space or in any other area in Lot R at anytime, on any day, unless such vehicle has attached to the inside surface of the lower right hand corner of the rear window thereof, a currently valid permit sticker issued by the Village for such permit parking lot. Alternative to a permit sticker, a currently valid Village-issued hang-tag permit shall be hung from the rear-view mirror of the vehicle where it is readily visible to an inspecting officer.

(b) To park or let stand any vehicle across or upon any marking designating a parking space in a permit parking lot; or

(c) To park or let stand any vehicle in a parking space in a permit parking lot in such manner that the front of such vehicle is directed away from the curbing or not in accordance with the posted signage; provided, that the provisions of this subsection shall not apply to any parking space unless there shall be posted in conspicuous places in the vicinity of such parking space appropriate signs stating the restriction imposed by this subsection.

The restriction imposed by subsection (a) of this section shall be inapplicable with respect to any metered parking space that may be established from time to time in any permit parking lot; provided, that the parking or standing of vehicles in any such metered parking space shall otherwise be subject to the restrictions imposed by other sections of this chapter for such metered parking space.

(d) To park or let stand any vehicle bearing a class III permit or hang tag, in a permit parking lot except lot R, at any time prior to 8:30 A.M., local time, weekdays.

(e) To misuse any class III permit or hang tag as defined in Section 14.123(g).

(Ord. No. 1542, § 4; Ord. No. 1757, § 1; Ord. No. 1820, § 3; Ord. No. 2745, § 45; Ord. No. 2906, § 2; Ord. No. 3118, § 17; Ord. No. 3275, § 4.)

**Section 5. That Section 14.129. is hereby amended to read as follows:**

**14.129. Designation of municipal complex permit parking lots.**

The following parking lots, as defined in Section 14-85, are hereby designated as municipal complex permit parking lots and are authorized for parking only of Village owned or leased vehicles or vehicles bearing currently valid window sticker permits or hang tags issued by the Village Manager without charge in accordance with the provisions of this division:

Lot V, for the parking of vehicles owned or operated by Village employees;

Lot W, for the parking of official Village vehicles and other vehicles owned or leased by the Village. (Ord. No. 2312, § 2; Ord. No. 2531, § 6; Ord. No. 3098, § 2.)

**Section 6. That Section 14.130. is hereby amended to read as follows:**

**14.130. Reserved.**

~~(a) The Village Manager shall cause suitable window stickers or hang tags to be prepared and made available for issuance. Permit stickers and hang tags shall designate the permit parking lot for which issued;~~

~~(b) Permit stickers and hang tags shall be issued at the discretion of the Village Manager to persons whose vehicles are to be parked daily for municipal complex business. (Ord. No. 2312, § 2.)~~

**Section 7. That Section 14.133. is hereby amended to read as follows:**

**14.133. Violations.**

It shall be unlawful for any person:

(a) To park or let stand any vehicle in any parking space in any parking lot designated by Section 14-129 herein at any time unless such vehicle shall have a currently valid permit sticker issued by the Village for such permit parking lot attached to the inside surface of the rear portion of the right side window of the vehicle in the left hand corner thereof. Alternative to a permit sticker, a currently valid Village-issued hang-tag permit shall be hung from the rear-view mirror of the vehicle where it is readily visible to an inspecting officer.

(b) To park or let stand any vehicle in any parking lot designated by Section 14-131 herein, at any time for any purpose other than for the conduct of Village business, or at any time between the hours of 2:00 A.M. and 8:00 A.M., local time.

(c) To park or let stand any vehicle across or upon any marking designating a parking space in a municipal complex parking lot.

(d) To park or let stand any vehicle in any area marked "No Parking" or in any other manner that will interfere with traffic into, through or out of a designated municipal complex parking lot.

(e) To operate a vehicle at a speed in excess of ten miles per hour within the municipal complex parking lots.

(f) Except for those parking spaces designated for handicapped parking in Section 14-108 and for Downers Grove Police squad cars, it shall be unlawful to park or let stand any vehicle in any parking space in the parking lots designated in Sections 14-129 and 14-131 in such a manner that the front of such vehicle is directed away from the curbing or other wheel barrier provided for such parking space; provided notice of this provision shall be posted in conspicuous places in the vicinity of such parking space stating the restriction imposed by this subsection. (Ord. No. 2312, § 2; Ord. No. 2745, § 48; Ord. No. 3098, § 4.)

**Section 4.** That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**Section 5.** That this ordinance shall be in full force and effect from and after its passage and publication in the manner provided by law.

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Mayor

Passed:

Published:

Attest: \_\_\_\_\_  
Village Clerk