

VILLAGE OF DOWNERS GROVE
COUNCIL ACTION SUMMARY

INITIATED: Legal Department **DATE:** September 21, 2004
(Name)

RECOMMENDATION FROM: _____ **FILE REF:** _____
(Board or Department)

NATURE OF ACTION:

- Ordinance
- Resolution
- Motion
- Other

STEPS NEEDED TO IMPLEMENT ACTION:

Motion to Adopt "AN ORDINANCE AMENDING PARKING PERMITS", as presented.



SUMMARY OF ITEM:

Adoption of the attached ordinance will establish provisions for hang tag parking permits.

RECORD OF ACTION TAKEN:

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 ~~XXXXXX~~/underline; deletions by ~~strikeout~~):

Section 1. 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 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	

Permits (hang tag)

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 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 2. 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 3. 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 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.

Mayor

Passed:

Published:

Attest: _____
Village Clerk