

ORDINANCE NO. 2016-10-104

AN ORDINANCE AMENDING SECTION 23-192 OF CHAPTER 23 OF THE URBANA
LOCAL TRAFFIC CODE

(Parking Permits)

WHEREAS, the City of Urbana (hereinafter, the "City"), an Illinois municipal corporation (the "City") and a home rule unit of local government pursuant to Article 7, § 6 of the Constitution of the State of Illinois and 65 ILCS 5/1-1-10; and

WHEREAS, the City has adopted and has the authority to amend or modify its local traffic code which is set forth in the Urbana City Code as Section 23.1 *et seq.*; and

WHEREAS, the City, pursuant to the aforesaid traffic code, has the authority to prohibit parking in certain areas within the City borders except for those vehicles displaying a valid parking zone permit issued pursuant to the said traffic code.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That Section 23-192, entitled "Parking Permits" of Article XIV of Chapter 23 of the Urbana Local Traffic Code, is hereby amended to read as follows (with strike through language representing language to be deleted and underlined language representing language to be added added):

"Sec. 23-192. Parking Permits

(a) (1) The West Urbana Parking Zone shall be the area bounded by Green Street, Race Street, Florida Avenue and Lincoln Avenue. The zone shall include Florida Avenue. The zone shall not include Green Street, Race Street or Lincoln Avenue.

(2) Unless otherwise specifically provided for by other parking prohibitions, parking shall be prohibited between

3:00 a.m. and 3:00 p.m. Monday through Friday on each street in the West Urbana Parking Zone, except for those vehicles displaying a valid West Urbana Parking Zone permit issued pursuant to this Code. Permits are only valid within a three-block distance from the residents' address.

- (3) a. Overnight resident permits: The following West Urbana Parking Zone permits can be issued only to residents of the West Urbana Parking Zone who make application and pay the fee set forth in section 14-7.
1. The annual overnight/daytime permit shall authorize the vehicle designated on such permit to be parked in the West Urbana Parking Zone from the hours of 3:00 a.m. to 3:00 p.m.
 2. The temporary overnight parking permit shall authorize the vehicle displaying such permit to park such vehicle in the West Urbana Parking Zone from 3:00 a.m. to 3:00 p.m. for the date indicated on such permit.
- b. Daytime resident permits: The following permit shall authorize vehicles displaying such permit to park in the West Urbana Parking Zone from 7:00 a.m. to 3:00 p.m. Monday through Friday without payment of fees.
1. An annual daytime permit shall be issued upon application to residents only for a specifically designated vehicle registered to a resident of the West Urbana Parking Zone.
 2. Each dwelling unit bearing a U.S. Postal Service address shall upon application be issued a daily guest permit which may be provided to a bona fide guest of that household. A fraternity or sorority or other group home in the nature of a fraternity or sorority, shall be regarded as one such dwelling unit for the purpose of this section. With respect to such fraternity, sorority or other group home, the one-day guest permits shall be issued only to the person designated by such in writing to be the representative of such household. One-day guest permits shall be available in quantities of no more than twenty (20) at one time.
- (4) a. A special West Urbana Parking Zone permit shall be provided without charge to employees, staff members and auxiliary personnel of Unit 116 School District who are certified by the said school district to have a regular need to visit or work at any elementary school located in the West Urbana Parking Zone. The special permits issued under this subsection shall

allow the vehicle to which it is affixed to park between 7:00 a.m. and 3:00 p.m. in the West Urbana Parking Zone. The special permits shall be valid from August 15 of each year until August 14 of the following year, unless sooner ordered surrendered by the said school district. The Unit 116 School District shall be responsible that a special permit is returned to the city when the need for such permit by the person to whom it was issued no longer exists. The principal of Leal School is authorized to issue special West Urbana Parking Zone permits to bona fide visitors to Leal School. Such permits shall be valid for the entire calendar day of issuance.

b. Service vehicle permits.

(1) Service vehicle permits shall authorize the vehicle displaying such permit, while on a service call, to be parked in the West Urbana Parking Zone during times which are otherwise restricted. Service vehicle permits may be issued to bona fide owners of service businesses on the application provided by the finance director and upon payment of the fee set forth in section 14-7.

(2) Owners of real estate within the West Urbana Parking Zone shall upon application be issued "landlords service vehicle permit" which permit the owner can in turn assign to service personnel and agents in their employ who have business reasons to park in the West Urbana parking zone, and to clients of the said owner who have business reasons to park in the West Urbana Parking Zone. Such owner can use such permits himself/herself if they are needed for business reasons. Such permits shall be issued free of charge and in quantities of ten (10).

c. Owners or residents of property within the West Urbana Parking Zone may obtain a waiver of the permit requirement for special events, including, but not limited to, meetings, estate sales or garage sales, by applying to the city finance department for such waiver at least forty-eight (48) hours in advance of the event.

(5) a. Any of the West Urbana Parking Zone permits shall override the two-hour parking limit on the following streets:

Garfield, Douglas, Iowa Street between Garfield and Douglas, and Indiana Street between Garfield and Douglas.

b. (1) The East Urbana Parking Zone shall be the area bounded by Main Street, Maple Street, Illinois Street and Urbana Avenue. The zone shall include Urbana Avenue and Maple Street. The zone shall not include Main Street and Illinois Street.

(2) Unless otherwise specifically provided for by other parking prohibitions, parking in excess of two (2) hours shall be prohibited between the hours of 8:00 a.m. and 5:00 p.m. on each street in the East Urbana Parking Zone, except for those vehicles displaying a valid East Urbana Parking Zone permit issued pursuant to subsection (b)(3).

(3) An East Urbana Parking Zone permit shall be issued only to residents of the East Urbana Parking Zone who make application and pay the appropriate fee for the permit period pursuant to subsection (d).

(4) An East Urbana Parking Zone permit shall only be valid for vehicles owned, leased or used by residents of the East Urbana Parking Zone.

c. (1) The South Urbana Parking Zone shall be the west side of Vine Street from Fairlawn Drive to Michigan Avenue and the north side of Michigan Avenue from Vine Street to 385 feet west of Vine Street.

(2) Unless otherwise specifically provided for by other parking prohibitions, parking shall be prohibited on Vine Street between 9:00 a.m. and 3:00 p.m. and on Michigan Avenue between 6:00 a.m. to 4:00 p.m. in the South Urbana Parking Zone except for those vehicles displaying a valid South Urbana Parking Zone permit issued pursuant to subsection (c)(3).

(3) A special South Urbana Parking Zone permit shall be provided without charge to those volunteers and staff who are certified by the Unit 116 School District to have a regular need to visit or work at any middle school located in the South Urbana Parking Zone. The special permits issued under this subsection shall allow the vehicle to which it is affixed to park between the abovementioned times in the abovementioned locations in the South Urbana Parking Zone. The special permits shall be valid from August 15 of each year until August 14 of the following year, unless sooner ordered surrendered by the said school

district. The Unit 116 School District shall be responsible that a special permit is returned to the city when the need for such permit by the person to whom it was issued no longer exists.

d. The parking prohibitions in subsections (a), (b) and (c) shall not be operative on Saturdays, Sundays or city legal holidays.

e. (1) It shall be unlawful for any owner or possessor of a motor vehicle to permit such vehicle to have displayed in a manner visible to the public either:

(a) Any facsimile or likeness of a parking permit which is issued by the city; or

(b) Any parking permit issued by the city which has, without authorization by the city, been altered with respect to any dates appearing thereon.

(c) Any parking permit issued by the city if obtained by misrepresentation or falsification of any information required by ordinance for its issuance.

(d) Any parking permit issued by the city if such permit was transferred from the vehicle to which it was issued to another vehicle, or from the applicant to any other person, except as authorized in writing by the finance director.

(2) It shall be unlawful for any person to misrepresent or falsify any information in order to obtain a parking permit under this section.

(3) Any person found guilty of violating subsection e. (1) or (2) shall be fined in accordance with the schedule of fines and shall be ineligible to obtain any parking permit issued by the city for a period of twelve (12) months.

(4) Each day a violation of subsection e. (1) or (2) shall continue, it shall constitute a separate offense.

f. It shall be unlawful for any resident of the West Urbana Parking Zone to whom the city has issued a guest permit under this section, to suffer or permit the possession of such guest permit by anyone who is not a bona fide guest of such residence. Violation of

this subsection shall be grounds for the finance director to refuse to issue any further guest permits assigned to the dwelling unit address that permitted such permit to be used in violation of this subsection for a period of twelve (12) months following the date of suspension. The finance director is authorized to excuse the penalty provided herein with respect to new occupants by reason of change of occupancy."

Section 2. All ordinances, resolutions, motions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 3. This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

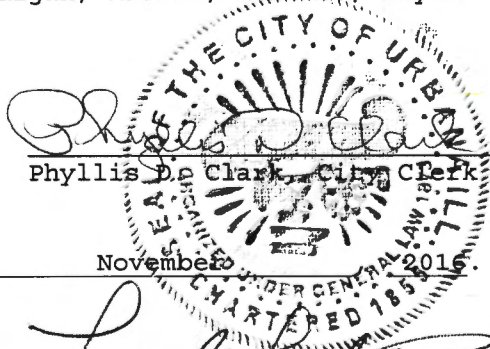
Section 4. The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage and publication in accordance with Section 1-2-4 of the Illinois Municipal Code.

PASSED BY THE CITY COUNCIL this 7th day of November, 2016.

AYES: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

NAYS:

ABSTAINS:


Phyllis D. Clark

Phyllis D. Clark, City Clerk

Laurel Lunt Prussing

Laurel Lunt Prussing, Mayor

APPROVED BY THE MAYOR this 9th day of November, 2016.



CERTIFICATE OF PUBLICATION IN PAMPHLET FORM



I, Phyllis D. Clark, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois.

I certify that on the 7th day of November, 2016, the City Council of the City of Urbana passed and approved Ordinance No. 2016-10-104, entitled:


AN ORDINANCE AMENDING SECTION 23-192 OF CHAPTER 23 OF THE URBANA LOCAL TRAFFIC CODE (PARKING PERMITS)

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2016-10-104 was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the 10th day of November, 2016, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

Dated at Urbana, Illinois, this 10th day of November, 2016.





Phyllis D. Clark, City Clerk