



Office of the Chicago City
Clerk



O2012-2281

Office of the City Clerk

City Council Document Tracking Sheet

Meeting Date: 4/24/2012

Sponsor(s): Suarez, Regner Ray (31)

Type: Ordinance

Title: Amendment of Chapter 9-64 and Section 10-28-070 of
Municipal Code to further regulate vehicle parking and
storage of goods on public way

Committee(s) Assignment: Committee on Pedestrian and Traffic Safety

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Section 9-64-170 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

9-64-170 Parking restrictions – Special types of vehicles – Exceptions.

(a) (1) Residential streets – Restrictions. ~~It~~ Except as otherwise provided in this subsection (a) or in subsection (f)(2) of this section, it shall be unlawful for any person to park at any time, including overnight, any truck, van, tractor, truck tractor, semi-trailer, trailer, recreational vehicle more than 22 feet in length, self-contained motor home, bus, taxicab, commercial vehicle, company car or livery vehicle on any residential street for a longer period of time than is necessary for the reasonably expeditious loading or unloading of such vehicle; ~~except that a~~

(2) Residential streets – Exception for buses – When authorized. ~~The~~ driver of a bus may park or stand the bus in a designated bus stand ~~as authorized elsewhere in the traffic code; provided, however that~~ in accordance with the requirements set forth in Section 9-48-050.

(3) Residential streets – Exception for pick-up trucks and vans – When authorized. ~~In~~ the 1st, 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22nd, 23rd, 24th, 25th, 26th, 27th, 28th, 29th, 30th, 31st, 32nd, 33rd, 34th, 35th, 36th, 37th, 40th, 41st, 42nd, 43rd, 44th, 45th, 46th, 47th, 48th, 49th and 50th wards, ~~this the prohibition set forth in paragraph (1) of this subsection (a) shall not apply to the owner of a pickup truck or van weighing under 4,500 pounds who if all of the following requirements are met: (i) the pickup truck or van weighs less than 4,500 pounds, and (ii) the pick-up truck or van is not a commercial vehicle, as defined in subsection (e) of this section, and (iii) the owner of the pickup truck or van has no outstanding parking violations, and (iv) when such vehicle the pickup truck or van is parked at the curb the curb adjacent to the owners owner's place of residence, and (v) the vehicle pick-up truck or van bears a valid and current city wheel tax license emblem, and (vi) the pick-up truck or van bears a valid and current special parking permit issued in accordance with paragraph (6) of this subsection (a).~~

(4) Residential streets – Exception for taxicabs – When authorized. ~~In~~ the 7th, 15th, 10th, 15th, 23rd, 35th, 46th and 50th wards, ~~this the prohibition set forth in paragraph (1) of this subsection (a) also shall not apply to the owner of a taxicab if all of the following requirements are met: (i) who the owner of the taxicab has no outstanding parking violations, when and (ii) such vehicle the taxicab is not in service, when the vehicle and (iii) the taxicab is parked at the curb adjacent to the taxicab owner's place of residence, and when the vehicle (iv) the taxicab bears a valid and current city wheel tax license emblem, and a (v) the taxicab bears a~~

valid and current special permit issued in accordance with paragraph (6) of this subsection (a).

(5) Residential streets – Exception for company cars – When authorized. The prohibition set forth in paragraph (1) of this subsection (a) shall not apply to the owner or any authorized driver of a company car if all of the following requirements are met: (i) the owner or authorized driver of the company car has no outstanding parking violations; and (ii) the company car is parked at the curb adjacent to the owner's or authorized driver's place of residence; and (iii) the company car bears a valid and current city wheel tax license emblem, and (iv) the company car bears a valid and current special parking permit issued in accordance with paragraph (6) of this subsection (a).

(6) Residential streets – Application procedure for special parking permit. The owner shall apply for a permit for such parking from the alderman of the ward in which he or she resides. If a special parking permit is required under this subsection (a) to park a vehicle in front of a residence, the person eligible to apply for such special parking permit shall submit an application for such special parking permit to the alderman of the ward in which such person resides. The Alderman shall evaluate the vehicle identified in such application for compliance with relevant provisions of the municipal code Chicago Municipal Code and shall issue a special parking permit to such person if the vehicle is believed to be compliant in apparent compliance with the relevant provisions of this Code.

A special parking permit issued under this subsection shall be valid until the thirtieth day of June following the date of issuance. The Such permit shall be affixed, without the use of supplemental adhesives, to the inside of the windshield of the vehicle; and shall be placed directly above the city wheel tax license emblem. If a residential parking zone restriction is in effect at the owners owner's place of residence, a residential parking permit shall also be required in accordance with Section 9-64-090.

(7) Residential streets – Penalty for violation. ~~A violator~~ In addition to any other penalty provided by law, any person who violates any requirement of this subsection (a) shall be subject to the fine set forth in Section 9-100-020.

(b) (1) Business streets – Restrictions. ~~It~~ Except as otherwise provided in this subsection (b) or in subsection (f)(2) of this section, it shall be unlawful for any person to park at any time, including overnight, any truck, truck tractor, semi-trailer, trailer, self-contained motor home, commercial vehicle or bus on any business street in the city for a longer period of time than is necessary for the reasonably expeditious loading or unloading of such vehicle., except that

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(2) Business streets – Exception for buses – When authorized. The driver of a bus may park or stand the bus in a designated bus stand ~~as authorized elsewhere in the traffic code~~ in accordance with the requirements set forth in Section 9-48-050.

(3) Business streets – Exception for taxicabs – When authorized. It shall be unlawful for any person to park any taxicab on any business street in the city for a period longer than two hours between the hours of 2:00 A.M. and 7:00 A.M.; provided, however, that this prohibition shall not apply to taxicabs parked on business streets in the 23rd Ward; 40th Ward for a six month trial period starting on the effective date of this amendatory ordinance of 2012, and only on the (north side) of North Lincoln Avenue, from North California Avenue to West Peterson Avenue, (south side) of North Lincoln Avenue, from North California Avenue to West Foster Avenue, (both sides) of North Western Avenue, from West Glenlake Avenue to West Peterson Avenue, (east side) of North Western Avenue, from West Balmoral Avenue to West Peterson Avenue and (south side) of West Peterson Avenue, from North Lincoln Avenue to North California Avenue; 46th ward; 49th Ward; and in the 50th Ward (on Devon Avenue and Western Avenue).

(4) Business streets – Penalty for violation. ~~A violator~~ In addition to any other penalty provided by law, any person who violates any requirement of this subsection (b) shall be subject to the fine set forth in Section 9-100-020.

(c) Citywide restriction – Parking near alley, driveway or firelane – Penalty for violation. It shall be unlawful to stand or park any vehicle six feet or greater in height within 20 feet of a any crosswalk alley, driveway or firelane. ~~A violator of this subsection~~ In addition to any other penalty provided by law, any person who violates this subsection (c) shall be subject to the fine set forth in Section 9-100-020.

(d) Impoundment – When authorized. It shall be unlawful to park a truck tractor as defined in Section 1-212 of the Illinois Vehicle Code, a commercial truck, a semi-trailer or a trailer on any business street or residential street in the city for a longer period than is necessary for the reasonably expeditious loading or unloading of such vehicle. This prohibition shall not apply to the owner of a pickup truck or van weighing under 4,500 pounds who has no outstanding parking violations, when such vehicle is parked on a residential street at the curb adjacent to the owner's place of residence and the vehicle bears a valid and current city wheel tax license emblem and a special parking permit issued in accordance with subsection (a). ~~A violator of this subsection shall be subject to the fine set forth in Section 9-100-020. In addition to such fine~~ any fine or other penalty provided by law, the a any commercial truck vehicle, truck tractor, semi-trailer or trailer that is parked on any residential or business street in violation of this section shall be subject to immobilization and impoundment and impoundment, without prior notice or placement on an immobilization list.

(e) Definitions. For the purposes of this section;

“eCommercial truck vehicle” means shall mean (i) a any motor vehicle marked, emblazoned, or otherwise represented as being used for the transportation of property in the furtherance of any commercial or industrial enterprise, whether for hire or not for hire; or (ii) any

motor vehicles driven for profit or carrying merchandise or supplies of a commercial or industrial nature; or (iii) any “junk vehicles” as defined in Section 4-216-010; or (iv) any vehicle with an unenclosed cargo bed; or (v) any vehicle with a gross weight or 9,000 or more pounds.

“Company car” shall mean an automobile that is owned or leased by a business entity for use by any employee of such business entity in connection with such employee’s work or for any other purpose. The term “company car” does not include any truck, van, tractor, truck tractor, semi-trailer, trailer, recreational vehicle more than 22 feet in length, self-contained motor home, bus, taxicab, commercial truck or livery vehicle.

“Truck tractor” shall have the meaning ascribed to the term in Section 1-212 of the Illinois Vehicle Code, as amended, codified at 625 ILCS 5/1-212.

(f) (1) Pick-up trucks and vans weighing less than 4,500 pounds and company cars – Parking on residential and business streets – No special permit required – When authorized. Notwithstanding the parking prohibitions or permit requirements in subsections (a); and (b) and (d) of this section, the city council may from time to time, subject to the conditions and procedures described in this subsection (f), allow a person to park a pick-up truck or van weighing less than 4,500 pounds or a company car on a business or residential street in a specific area of the city, when there is sufficient parking in such area; provided, however, that the provisions of this subsection (f) shall not apply to a junk vehicle. The ordinance authorizing such parking shall:

(Omitted text is unaffected by this ordinance)

SECTION 2. Section 9-64-100 of the Municipal Code of the City of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

9-64-100 Parking prohibited – Fire hydrants, firelanes and various locations.

It Except as otherwise provided in subsection (c) of Section 9-64-170, it shall be unlawful to park any vehicle in any of the following places:

(Omitted text is unaffected by this ordinance)

SECTION 3. Section 9-100-020 of the Municipal Code of the City of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

9-100-020 Violation – Penalty.

(Omitted text is unaffected by this ordinance)

(b) The fines listed below shall be imposed for a violation of the following sections of the traffic code:

Traffic Code Section..... Fine

(Omitted text is unaffected by this ordinance)

9-12-060 \$ 90.00

(Omitted text is unaffected by this ordinance)

9-64-170(a) and (b) ~~25.00~~ 150.00

9-64-170(c) 60.00

9-64-170(d) ~~125.00~~

(Omitted text is unaffected by this ordinance)

SECTION 4. Section 10-28-070 of the Municipal Code of the City of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

10-28-070 Storage of goods on public ways.

(1) (a) No person shall use any public way for the storage of personal property, goods, wares or merchandise of any kind.

(b) ~~Nor shall any~~ No person place or cause to be placed in or upon any public way, any barrel, box, hogshead, crate, package or other obstruction of any kind, or permit the same to remain thereon longer than is necessary to convey such article to or from the premises abutting ~~on~~ such sidewalk.

(c) For ~~this~~ the purpose of receiving or delivering merchandise, no person shall occupy ~~over~~ more than four (4) feet of the outer edge of the sidewalk in front of ~~his~~ the store or building where such merchandise is being received or delivered.

(d) No person engaged in the business of repossessing motor vehicles of any

type shall store or park any such repossessed vehicle on the public way. Any person violating any provision of this subsection (1)(d) shall be subject to a fine of \$500.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense.

(2) Any Except as otherwise provided in this section, any person violating any of the provisions of this section shall be subject to a fine of not less than \$50.00 nor more than \$250.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense.

SECTION 5. This ordinance shall take full force and effect upon its passage and approval.

~~Ray Suarez 2nd~~
~~Michelle Adams 8th~~

Ray Suarez
Alderman Ray Suarez, 31st Ward

Michelle Adams
(4)

Michelle Adams 8th
13 4th

Michelle Adams - 23
Michelle Adams 24th
Smith McHenry 38th

John Jones 18th
Hannah Adams 21st

Daniel Solis 25th
Nikolas Lopez 36th
James A. Cal 12th

Amber Adams 47th
Marty Gunn 13th
Jandi Jackson 7th
Pat Lowell 31st

James A. Balcer 11th
DeAnn Thompson 16th
Ann Parker 15th
Robby T. J. (6)

Karin M. Austin 34th
Emma Mites 37th

35th
3
Mary O'Connor 41st