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Legislation Details (With Text)

File #: SO2015-8494

Type: Ordinance **Status:** Passed

File created: 12/9/2015 **In control:** City Council

Final action: 4/13/2016

Title: Amendment of Municipal Code Section 9-64-170 regarding parking of pickup trucks on residential and business streets

Sponsors: Mendoza, Susana A., Hopkins, Brian, Lopez, Raymond A., Mell, Deborah, Moore, David H., Mitts, Emma, Cappleman, James, Pawar, Ameya, Laurino, Margaret, Moreno, Proco Joe, Napolitano, Anthony V., Villegas, Gilbert, Santiago, Milagros, Taliaferro, Chris, Curtis, Derrick G., Ervin, Jason C.

Indexes: Ch. 64 Parking Regulations

Attachments: 1. SO2015-8494.pdf, 2. O2015-8494.pdf

Date	Ver.	Action By	Action	Result
4/13/2016	1	City Council	Passed as Substitute	Pass
4/6/2016	1	Committee on Pedestrian and Traffic Safety	Recommended to Pass	
4/6/2016	1	Committee on Pedestrian and Traffic Safety	Add Co-Sponsor(s)	
12/9/2015	1	City Council	Referred	

SUBSTITUTE 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. 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, limousine (whether for hire or not for hire)^ or livery vehicle on any residential street within the city.

(Omitted text is unaffected by this ordinance)

(5) Residential streets - Exception for non-commercial pickup trucks and vans weighing less

than 8,000 pounds -~~Special parking permit~~ - When authorized. The prohibition set forth in paragraph (1) of this subsection (a) shall not apply to the owner of a pickup truck or van if ~~the pickup truck or van that:~~ (i) is lawfully parked at the curb in accordance with the general parking requirements of this Code, and (ii) bears a valid and current city wheel tax license emblem, and (iii) ~~bears a valid and current special parking permit issued in accordance with paragraph (7) of this subsection (a)~~ has a gross weight of less than 8,000 pounds, and (iv) is not a commercial vehicle, as defined in subsection (e) of this section.

(Omitted text is unaffected by this ordinance)

~~(7) Residential streets - Application procedure for a special parking permit. If a special parking permit is required under this subsection (a) to park a pick up truck or van on a residential street, the person eligible to apply for such permit shall submit an application for a 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 this section and other applicable provisions of this Code and shall issue a special parking permit to such person if (i) the pick up truck or van weighs less than 8,000 pounds, and (ii) the pick up truck or van is not~~

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~~a commercial vehicle, as defined in subsection (c) of this section, and (iii) the owner of the pick up truck or van has no outstanding debt to the city for parking violations or has satisfied or otherwise resolved any such debt within the meaning of Section 2-32-094; and (iv) the pick up truck or van is in apparent compliance with this section and other applicable requirements 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. 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 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. In addition to any other penalty provided by law, any person who violates this subsection (a) shall be subject to the fine set forth in Section 9-100-020.~~

(b) (1) Business streets - Restrictions. 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, limousine (whether for hire or not for hire)_a or bus on any business street in the city.

(Omitted text is unaffected by this ordinance)

(6) Business streets - Exception for non-commercial pickup trucks weighing less than 8,000 pounds - When authorized. The prohibition in paragraph (1) of this subsection (b) shall not apply to the owner of a pickup truck that: (i) is lawfully parked at the curb in accordance with the general parking requirements of this Code, and (ii) has a gross weight of less than 8,000 pounds, and (iii) is not a commercial vehicle, as defined in subsection (e) of this section.

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

(Omitted text is unaffected by this ordinance)

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

"Commercial vehicle" means (i) any motor vehicle that is marked or emblazoned with the name of a business or is 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

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hire; or (ii) any motor vehicle driven for profit or to carry or transport property, merchandise or supplies of a commercial or industrial nature; or (iii) any "junk vehicle" as defined herein; or (iv) any vehicle with an unenclosed cargo bed, if such unenclosed cargo bed has been modified to increase the vehicle's capacity to transport or carry merchandise, junk, cargo or other property of any type, even if such cargo bed is empty; or (v) any vehicle with a gross weight of 8,000 or more pounds.

(Omitted text is unaffected by this ordinance)

f) (1) Pick-up trucks and vans weighing less than 8,000 pounds - Parking on residential ~~and business streets - No special parking permit required~~ - When authorized. Notwithstanding the parking prohibitions ~~or permit requirements~~ set forth in ~~subsections~~ subsection (a) ~~and (b)~~ 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 who is not required to obtain a city wheel tax license under Chapter 3-56 of this Code to park a pick-up truck or van weighing less than 8,000 pounds 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:

- i) identify in subsection (f)(2) of this section the area by boundaries and be numbered for convenient identification with a ward-based prefix; and
- ii) cover an area including no less than four contiguous city blocks.

(2) Subject to the provisions of this subsection (f), parking of a pickup truck or van weighing less than 8,000 pounds on a ~~business or~~ residential street by persons who are not required to obtain a city wheel tax license under Chapter 3-56 of this Code is allowed in the following areas:

- 1 Within an area bounded by 88th Street on the north, the east side of Western Avenue on the west, 105th Street on the south and Charles Street on the east.
- 2 Within an area bounded by 105th Street on the north, the east side of Western Avenue on the west, the city limits on the south and Vincennes Avenue on the east.
- 3 Within an area bounded by 99th Street on the north, Pulaski Road on the west,

the city limits on the south and the west side of Western Avenue on the east.

g) Construction of section. The prohibitions and requirements of this section shall be in addition to the general parking requirements of this Code and the wheel tax license emblem requirements of Chapter 3-56 of this Code.

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SECTION 2. This ordinance shall take full force and effect upon its passage and publication.
Brian Hopkins

Alderman, 2nd Ward

Deborah Mell Alderman, 33rd Ward

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Co-Sponsors for Substitute Ordinance 02015-8494

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Committee on Pedestrian and Traffic Safety Co-Sponsors

for Substitute Ordinance 02015-8494

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CHICAGO, April 13, 2016

To the President and Members of the City Council:

Your Committee on Pedestrian and Traffic Safety to which was referred a proposed Substitute Ordinance Amending Section 9-64-170 of the Municipal Code of the City of Chicago, concerning parking of pickup trucks on residential and business streets, begs leave to recommend that Your Honorable Body DO PASS the proposed ordinance transmitted herewith.

These recommendations were concurred by all members of the committee present, with no dissenting votes.

Respectfully submitted,

Walter Burnett, Jr. Chairman,
Committee on Pedestrian and Traffic Safety