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Legislation Details (With Text)

File #: O2015-8025
Type: Ordinance
Status: Failed to Pass
File created: 11/18/2015
In control: City Council
Final action:
Title: Amendment of Municipal Code Section 9-64-170 regarding special parking permit requirements for certain vehicles on residential streets
Sponsors: Hopkins, Brian
Indexes: Ch. 64 Parking Regulations
Attachments: 1. O2015-8025.pdf

Date	Ver.	Action By	Action	Result
5/29/2019	1	City Council	Failed to Pass	
11/18/2015	1	City Council	Referred	

ORDINANCE ^

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

Section 9-64-170 of the Municipal Code of Chicago (the "Municipal Code") is hereby amended by deleting the struck-through text:

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.

2) Residential streets - Exception for expeditious loading or unloading of a vehicle - When authorized. The prohibition set forth in paragraph (1) of this subsection (a) shall not apply to any vehicle described therein when the vehicle is actually and expeditiously being loaded or unloaded of passengers, merchandise or other contents.

3) Residential streets - Exception for delivery, service or repair vehicles - When authorized. The prohibition set forth in paragraph (1) of this subsection (a) shall not apply to any delivery, service or repair vehicle, if such vehicle (i) is actually being used to perform deliveries, service or repairs at a particular address for a particular customer when that customer's address is clearly displayed on the vehicle's dashboard; and (ii) is emblazoned with the name and business license number of its owner; and (iii) is lawfully parked in accordance with the general parking requirements of this Code. Provided, however, that this exception shall not apply to any vehicle for which a service vehicle permit is required under Section 9-68-060. Provided further, that nothing in this subsection (a)(3) shall be construed to permit overnight parking by any delivery, service or repair vehicle, except in the case of, and only for the duration of, emergency delivery, service or repairs at a particular address for a particular customer when that customer's address is clearly displayed on the vehicle's dashboard, or unless overnight parking is permitted pursuant to a valid permit issued under Section 9-68-060.

4) Residential streets - Exception for buses - When authorized. The driver of a bus may park or stand the bus in a designated bus stand in accordance with Section 9-48-050.

5) Residential streets ~~Exception for pick-up trucks and vans~~ ~~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 (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).~~

(6) Residential streets - Exception for taxicabs - When authorized. In the 5th, 7th, 8th, 10th, 15th, 23rd, 25th, 35th, 46th and 50th wards, and on that portion of 108th Place from South Wentworth Avenue on the east to the perpendicular railway line on the west, the prohibition set forth in paragraph (1) of this subsection (a) shall not apply to the owner of a taxicab if all of the following requirements are met: (i) the owner of the taxicab 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 (ii) the taxicab is not in service, and (iii) the taxicab is lawfully parked at the curb adjacent to the taxicab owner's place of residence in accordance with the general parking requirements of this Code, and (iv) the taxicab bears a valid and current city wheel tax

license emblem, and (v) the taxicab bears a valid and current special parking permit issued by the alderman of the ward in which the taxicab owner resides, and (vi) the taxicab is in apparent compliance with this subsection and other applicable requirements of this Code.

~~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 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.~~

8) 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 (0) (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) or bus on any business street in the city.

2) Business streets - Exception for expeditious loading or unloading of a vehicle - When authorized. The prohibition set forth in paragraph (1) of this subsection (b) shall not apply to any vehicle described therein when the vehicle is actually and expeditiously being loaded or unloaded of passengers, merchandise or other contents.

3) Business streets - Exception for delivery, service or repair vehicles - When authorized. The prohibition set forth in paragraph (1) of this subsection (b) shall not apply to any delivery, service or repair vehicle, if such vehicle (i) is actually being used to perform deliveries, service or repairs at a particular address for a particular customer when that customer's address is clearly displayed on the dashboard; and (ii) is emblazoned with the name and business license number of its owner; and (iii) is lawfully parked in accordance with the general parking requirements of this Code. Provided, however, that this exception shall not apply to any vehicle for which a service vehicle permit is required under Section 9-68-060. Provided further, that nothing in this subsection (b)(3) shall be construed to permit overnight parking by any delivery, service or repair vehicle,

except in the case of, and only for the duration of, emergency delivery, service or repairs at a particular address for a particular customer when that customer's address is clearly displayed on the vehicle's dashboard, or unless overnight parking is authorized pursuant to a valid permit issued under Section 9-68-060.

4) Business streets - Exception for buses - When authorized. The driver of a bus may park or stand the bus in a designated bus stand in accordance with Section 9-48-050.

5) Business streets - Taxicabs. 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 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 between Ridge Boulevard and Hoyne Avenue, and on Western Avenue from Granville Avenue to Pratt Boulevard.

6) 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 9z 100-020.

c) Citywide restriction - Parking near crosswalks, alleys, driveways or firelanes - Penally for violation. It shall be unlawful to stand or park any vehicle six feet or greater in height within 20 feet of any crosswalk, alley, commercial driveway or firelane. 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. In addition to any other penalty provided by law, any commercial 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, without prior notice or placement on an immobilization list.

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 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; or (v) any vehicle with a gross weight of 8,000 or more pounds.

"Junk vehicle(s)" means any truck, automobile or other motorized vehicle used to collect, dispose of or transport junk, as defined in Section 4-6-150(a).

"Truck tractor" has 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 8,000 pounds - Parking on residential and business streets ~~N~~
~~-When authorized.~~ Notwithstanding the parking prohibitions ~~or permit requirements~~ set forth in subsections (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 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 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.

(Added Coun. J. 7-12-90, p. 18634; Amend Coun. J. 5-22-91, p. 820; Amend Coun. J. 12-11-91, p. 10832; Amend Coun. J. 6-17-92, p. 17772; Amend Coun. J. 7-29-92, p. 20108; Amend Coun. J. 2-10-93, p. 28533; Amend Coun. J. 5-19-93, p. 32400; Amend Coun. J. 6-9-93, p. 33613; Amend Coun. J. 9-15-93, p. 37922; Amend Coun. J. 5-4-94, p. 49835; Amend Coun. J. 6-16-94, p. 52041; Amend Coun. J. 8-3-94, p. 54293; Amend Coun. J. 10-5-94, p. 57791; Amend Coun. J. 11-2-94, p. 58619; Amend Coun. J. 7-13-95, p. 4618; Amend Coun. J. 1-10-96, p. 14753; Amend Coun. J. 2-7-96, p. 15684; Amend Coun. J. 7-10-96, p. 25132; Amend Coun. J. 7-31-96, p. 26937; Amend Coun. J. 3-19-97, p. 41408; Amend Coun. J. 4-16-97, p. 42644; Amend Coun. J. 6-4-97, p. 46452; Amend Coun. J. 9-10-97, p. 51660; Amend Coun. J. 12-10-97, p. 59054; Amend Coun. J. 2-5-98, p. 61943; Amend Coun. J. 4-29-98, p. 67052; Amend Coun. J. 11-3-99, p. 14238, § 1; Amend Coun. J. 12-13-00, p. 48221, § 1; Amend Coun. J. 12-12-01, p. 75777, § 5.2; Amend Coun. J. 9-4-03, p. 7165, § 1; Amend Coun. J. 12-8-04, p. 38063, § 1; Amend Coun. J. 5-11-05, p. 48120, § 1; Amend Coun. J. 2-8-06, p. 70060, § 1; Amend Coun. J. 9-13-06, p. 84342, § 1; Amend Coun. J. 9-13-06, p. 84343, § 1; Amend Coun. J. 9-5-07, p. 6918, § 1; Amend Coun. J. 9-5-07, p. 6919, § 1; Amend Coun. J. 11-13-07, p. 14999, Art. I, § 6; Amend Coun. J. 12-12-07, p. 16793, § 4; Amend Coun. J. 1-9-08, p. 18945, § 1; Amend Coun. J. 2-6-08, p. 20741, § 1; Amend Coun. J. 3-12-08, p. 22786, § 1; Amend Coun. J. 6-11-08, p. 29528, § 1; Amend Coun. J. 7-9-08, p. 32643, § 1; Amend Coun. J. 9-10-08, p. 36764, § 1; Amend Coun. J. 11-5-08, p. 43713, § 1; Amend Coun. J. 3-18-09, p. 56175, § 1; Amend Coun. J. 4-22-09, p. 58608, § 1; Amend Coun. J. 6-3-09, p. 63986, § 1; Amend Coun. J. 11-18-09, p. 76738, § 1; Amend Coun. J. 2-10-09, p. 84656, § 1; Amend Coun. J. 5-12-10, p. 91386, § 1; Amend Coun. J. 10-6-10, p. 102612, § 1; Amend Coun. J. 11-3-10, p. 104699; Amend Coun. J. 3-9-11, p. 113757, § 1; Amend Coun. J. 7-6-11, p. 3042, § 1; Amend Coun. J. 7-6-11, p. 3044, § 1; Amend Coun. J. 7-6-11, p. 3046, § 1; Amend Coun. J. 7-28-11, p. 5072, § 1; Amend Coun. J. 10-5-11, p. 8817, § 1; Amend Coun. J. 12-14-11, p. 17757, § 1; Amend Coun. J. 12-14-11, p. 17759, § 1; Amend Coun. J. 2-15-12, p. 20645, § 1; Amend Coun. J. 6-6-12, p. 28356, § 25; Amend Coun. J. 7-25-12, p. 31361, § 1; Amend Coun. J. 9-12-12, p. 33058, § 1; Amend Coun. J. 12-12-12, p. 44031, § 2; Amend Coun. J. 3-13-13, 48766, § 1; Amend Coun. J. 5-8-13, p. 52921, § 1; Amend Coun. J. 2-5-14, p. 74265, § 1; Amend Coun. J. 5-28-14, p. 81917, § 1; Amend Coun. J. 11-5-14, p. 95818, § 1)

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