



Office of the City Clerk

City Hall
121 N. LaSalle St.
Room 107
Chicago, IL 60602
www.chicityclerk.com

Legislation Text

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OFFICE OF THE MAYOR

CITY OF CHICAGO

RAHM EMANUEL

October 3, 2012

TO THE HONORABLE, THE CITY COUNCIL OF THE CITY OF
CHICAGO

Ladies and Gentlemen:

At the request of the Mayor's Office for People with Disabilities, I transmit herewith an ordinance amending Chapter 9-64 of the Municipal Code regarding disability-related parking.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

Mayor

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ORDINANCE

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

SECTION 1. Section 9-64-050 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

9-64-050 Parking restrictions - Parking for persons with disabilities.

- a) The commissioner of transportation, subject to the approval of city council, is authorized to erect

signs on any residential street in an ~~R1, R2, R3, R4 or R5~~ RS1, RS2, RS3, RT3.5, RT4, RM4.5 or RM5 district to prohibit parking except by vehicles displaying a person with a disability or disabled veterans state registration plate or a person with a disability parking decal or device issued pursuant to Section 3-609, 3-616 or Section 11 -1301.2 of the Illinois Vehicle Code. The parking administrator is authorized to determine the specific times and days that the restrictions shall be in effect. Fees for the installation and maintenance of signs erected pursuant to this section shall be \$35.00 for erection of the signs and maintenance for the first year; an annual surcharge of \$3.50 per lineal foot of curb space in excess of 25 feet; and \$12.50 annually for continued maintenance. These fees shall be paid in the same manner as fees charged pursuant to Section 9-68-030; provided, however, that the installation and maintenance fee shall be waived by the comptroller for any person holding a valid, current disabled veterans state registration plate.

b) An application shall be required for an initial authorization and revocable permit for a restricted parking space created pursuant to subsection (e) of this section. The initial application shall be made to either the alderman of the ward in which the sign is being sought or to the department of finance. If the application is made to the alderman of the ward, the office of the alderman shall forward a copy of the application to the department of finance for processing compliant with subsection (d) of this section. If the application is made to the department of finance, the department of finance shall forward a copy of the application to the alderman of the ward in which the sign is being sought.

The department of finance shall collect the required application fee. The application fee requirement may only be waived if the applicant holds a valid, current disabled veterans state registration plate or provides a certification of approval under the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act, 320 ILCS 25/1, et seq., as amended.

The applicant shall provide proof of assurances satisfactory to the city, that the applicant has met and shall continue to meet all of the following conditions as long as restricted parking is authorized pursuant to subsection (e) of this section:

1) That the applicant holds a valid, current disabled veterans state registration plate or permanent person with a disability license plate, parking decal or device issued pursuant to Section 3-609, 3-616 or Section 11-1301.2 of the Illinois Vehicle Code.

2) That any vehicle that will be parked by or for the applicant in the parking space applied for:
(i) bears the license plates, parking decal or device issued to the applicant pursuant to Section 3-609, 3-616 or
Section 11-1301.2 of the Illinois Vehicle Code: and (ii) is

registered to the applicant or to a person who resides with the applicant at the residence for
which the application is made.

(Omitted text is unaffected by this ordinance)

d) After introduction of an ordinance described in subsection (c), the comptroller shall arrange for a parking study if:

1) the applicant has tendered the required fee for restricted parking, and

2) the comptroller concludes that the above conditions (1) through (3) of subsection (b) of this section are met and the application is otherwise acceptable.

Such parking study shall be completed within 30 days after the conditions in subsections (d)(1) and

(d)(2) are met and shall include a determination regarding the feasibility and, if appropriate, the proposed location of a proposed restricted parking space. The determination shall be based uponj_

- i) the number of restricted parking spaces currently installed on the residential street: provided that if the application is for a parking space located on a block on which the total number of restricted parking spaces exceeds 20% of the available parking spaces, then the application shall be not recommended. For purposes of this paragraph, "block" means both sides of any street between intersections;
- ii) the proximity of the requested restricted parking space to crosswalks, curb cuts, alleys, intersections and fire hydrants;
- iii) whether alternative accessible off-street parking located at the applicant's primary residence is available to the applicant: and
- iv) any other information concerning the applicant's needs and local traffic restrictions. ~~The determination may also be based upon the extent of the alternative accessible off-street parking at the applicant's primary residence.~~

e) (1) Upon completion of the parking survey and the recommendation that a restricted parking space be installed, the comptroller shall inform the applicant of the proposed location of the proposed parking space and shall report such recommendation to the alderman of the ward in which the restricted parking space will be located and to the city council committee on traffic control and safety. Upon determining that an application for a restricted parking space should not be recommended, the comptroller shall provide written notice to the person submitting the application as well as the alderman of the ward in which the application was made.

Any person whose application has not been recommended because the efty comptroller has determined that alternative off-street parking located at the applicant's primary residence is available to the applicant ~~a restricted parking space cannot be situated in a location accessible to the applicant's primary residence or was not recommended on the basis of the extent of the alternative accessible off-street parking at his or her primary residence~~ may, within ten days of the date of denial, respond in writing to the mayor's office for people with disabilities requesting ' a review of the findings and stating reasons in support of reconsideration. The review of the denial shall be limited to whether the accessible off-street parking is accessible.

(Omitted text is unaffected by this ordinance)

SECTION 2. This ordinance takes effect after its passage and publication.