

ORDINANCE NO. 17795

AN ORDINANCE AMENDING CHAPTER 19, MOTOR VEHICLES AND TRAFFIC, ARTICLE II, PARKING, DIVISION 1, SEC. 19-139, PROHIBITED PARKING AREAS ENUMERATED REGULATING THE PARKING OF VEHICLES ON PRIVATE PROPERTY (parking in front yards and unauthorized parking on private property)

WHEREAS, the City of JOLIET, Illinois (City) is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois; and

WHEREAS, the City is authorized to regulate the parking of vehicles within the City of Joliet; and

WHEREAS, the City has received complaints regarding the unauthorized parking of vehicles on private property; and

WHEREAS, the corporate authorities of the City have determined that it is necessary to create this ordinance regulating parking for the purpose of protecting the health, safety and welfare of residents; and

WHEREAS, the City of Joliet is a home rule unit of local government.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF JOLIET, ILLINOIS, PURSUANT TO ITS STATUTORY AND HOME RULE AUTHORITY, AS FOLLOWS:

SECTION 1: The Mayor and City Council hereby find that the recitals contained in the preamble to this Ordinance are true, correct and complete and are hereby incorporated into this Ordinance by reference.

SECTION 2: That Chapter 19, Motor Vehicles And Traffic, Article II, Parking, Division 1, Sec. 19-139, Prohibited parking areas enumerated, be amended by adding the following paragraph:

CHAPTER 19 - Motor Vehicles and Traffic

ARTICLE I. - Parking

DIVISION 1. - Generally

Sec. 19-139. – Prohibited parking areas enumerated.

(a)(23) On any private property without the consent of the owner of the property.

(a)(24) No vehicles shall be parked in the front yard of a residential use except in a residential parking area. In no event shall vehicles be parked on grassy or open areas not designated for off-street parking or storage of such residential vehicles.

SECTION 3: Nothing in this legislation shall be construed to affect any suit or proceeding impending in any Court, or any rights acquired, or liability incurred, or any cause or causes of action

acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.

SECTION 4: In the event that any provision or provisions, or portion or portions of this ordinance shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions or portions of this ordinance that may be given effect without such invalid or unenforceable provision or provisions, portion or portions.

SECTION 5: All ordinances directly in conflict with the terms of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 6: This Ordinance shall be deemed severable and the invalidity of any portion hereof shall not invalidate the remainder.

SECTION 7: This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED this 19th day of June, 2018



MAYOR



CITY CLERK

VOTING YES: Councilman Dickinson, Councilwoman Gavin, Councilmen Gerl, Hug, Morris, Councilwoman Quillman and Councilman Turk.

VOTING NO: Councilman Mudron.

NOT VOTING: Mayor O'Dekirk.

OFFICE OF THE CITY MANAGER
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150 WEST JEFFERSON STREET
JOLIET, ILLINOIS 60432-4158

June 11, 2017

TO: MAYOR AND CITY COUNCIL

FROM: DAVID A. HALES, CITY MANAGER

SUBJECT: AN ORDINANCE AMENDING CHAPTER 19, MOTOR VEHICLES AND TRAFFIC, ARTICLE II, PARKING, DIVISION 1, SEC. 19-139, PROHIBITED PARKING AREAS ENUMERATED REGULATING THE PARKING OF VEHICLES ON PRIVATE PROPERTY IN THE CITY OF JOLIET, ILLINOIS

BACKGROUND:

The City has received numerous complaints regarding the unauthorized parking of vehicles on private property, as well as parking on front and side yards. Current ordinances do not specifically address the improper parking *as parking violations*, instead defining parking on yards as property maintenance violations and unauthorized parking upon another's property as trespassing. This ordinance would remedy both situations by defining the violation as a parking violation.

The Land Use and Legislative Committee reviewed this matter and voted to recommend its passage by the City Council.


RECOMMENDATION:

Based on the above, the Administration recommends that the Mayor and City Council adopt the ORDINANCE REGULATING THE PARKING OF VEHICLES ON PRIVATE PROPERTY IN THE CITY OF JOLIET, ILLINOIS.

Respectfully Submitted

David A. Hales
City Manager

CONCURRENCE:



Kendall Jackson, Director
Community Development



Jeffrey Sterr, Director
Neighborhood Services Division



Martin Shanahan
Corporation Counsel