

## **ORDINANCE NO. 20-20**

### **AN ORDINANCE AMENDING CHAPTER 10.24 OF THE CARPENTERSVILLE MUNICIPAL CODE PERTAINING TO STOPPING, STANDING AND PARKING**

**WHEREAS**, the Village of Carpentersville, Kane County, Illinois (the “Village”) is a home rule municipality as contemplated under Article VII, Section 6, of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village’s home rule powers and functions as granted in the Constitution of the State of Illinois; and

**WHEREAS**, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

**WHEREAS**, the Village Board finds that it is desirable and appropriate to update the Village Code regarding Stopping, Standing, and Parking; and

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Carpentersville, Kane County, Illinois, as follows:

**SECTION 1:** The foregoing recitals shall be and are hereby incorporated herewith.

**SECTION 2:** Subsection C of Section 10.24.010 of Chapter 10.24 of the Carpentersville Municipal Code shall be amended to read as follows:

- C. On residential driveways in a manner that obstructs or occupies any part of any sidewalk or parkway; provided, however, that this subsection shall not apply to vehicles parked on residential driveways during times when parking on the street or right of way of any street is prohibited due to snow accumulation and for 12 hours thereafter.

**SECTION 3:** Section 10.24.030 of Chapter 10.24 of the Carpentersville Municipal Code shall be amended to read as follows:

**10.24.030 - All night parking and parking during and after snowstorm—Prohibited.**

- A. It is unlawful for any person to park a vehicle on any street between the hours of 2:00 a.m. and 6:00 a.m. The chief of police or his or her designee is authorized to grant exceptions to this regulation for a period not to exceed four hours.
- B. No person shall allow any vehicle to be parked or remain standing on any street or within any right-of-way of any street of the Village during any time of the day or night when there shall be snowfall in excess of one inch, or so long as there shall be snow remaining upon the aforesaid streets or right-of-way of said streets of one

inch; and any person having parked or left standing a vehicle on any street or within the right-of-way of any street of the Village during the aforesaid calendar dates and prior to a snowfall of one inch shall be required to remove said vehicle immediately upon a snowfall of one inch. Failure to remove any such vehicle shall constitute a violation of this Section.

**SECTION 4:** Subsection A of Section 10.24.110 of the Carpentersville Municipal Code shall be amended to alphabetically add the following street under the heading "Parking is prohibited at the following locations":

Maple Avenue, both sides, between LW Besinger Drive and Washington Street.

**SECTION 5:** In all other respects, all other provisions of the Village Code, including Chapter 10.24 – Stopping, Standing, and Parking Board of Fire and Police Commissioners, remain unchanged.

**SECTION 6:** If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

**SECTION 7:** All ordinances or parts of ordinances in conflict herewith are provisionally repealed to the extent of such conflict during the term of effectiveness of this Ordinance.

**SECTION 8:** This Ordinance shall be in full force and effect upon its approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Passed this 15<sup>th</sup> day of September, 2020 by roll call vote as follows:

|                                  | Ayes     | Nays              | Absent            | Abstain           |
|----------------------------------|----------|-------------------|-------------------|-------------------|
| Trustee Jeff Frost               | <u>X</u> | <u>          </u> | <u>          </u> | <u>          </u> |
| Trustee John O'Sullivan          | <u>X</u> | <u>          </u> | <u>          </u> | <u>          </u> |
| Trustee Jim Malone               | <u>X</u> | <u>          </u> | <u>          </u> | <u>          </u> |
| Trustee Maria Vela               | <u>X</u> | <u>          </u> | <u>          </u> | <u>          </u> |
| Trustee Humberto Garcia (Motion) | <u>X</u> | <u>          </u> | <u>          </u> | <u>          </u> |
| Trustee Bobbie Andresen (Second) | <u>X</u> | <u>          </u> | <u>          </u> | <u>          </u> |
| President John Skillman          | <u>X</u> | <u>          </u> | <u>          </u> | <u>          </u> |



APPROVED THIS 15<sup>TH</sup> DAY OF SEPTEMBER, 2020.

  
Village President, John Skillman

ATTEST:   
Village Clerk, Kelly Mastera

Published: September 23, 2020