

CITY OF ST. CHARLES

ORDINANCE NO. 1994-M-23

AN ORDINANCE AMENDING CHAPTER 10.40,
"STOPPING, STANDING AND PARKING",
OF THE ST. CHARLES MUNICIPAL CODE

ADOPTED BY THE

CITY COUNCIL

OF THE

CITY OF ST. CHARLES

THIS 18TH DAY OF APRIL, 1994

PUBLISHED IN PAMPHLET FORM BY
AUTHORITY OF THE CITY COUNCIL
OF THE CITY OF ST. CHARLES,
KANE AND DU PAGE COUNTIES,
ILLINOIS, THIS 22ND DAY OF
APRIL, 1994



CITY CLERK

(S E A L)

DATE OF PUBLICATION 4/22/94
NEWSPAPER Pamphlet Form

REFER TO:
MINUTES 4/18/94
PAGE _____

ORDINANCE NO. 1994-M- 23

**AN ORDINANCE AMENDING CHAPTER 10.40,
"STOPPING, STANDING AND PARKING",
OF THE ST. CHARLES MUNICIPAL CODE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES,
KANE AND DU PAGE COUNTIES, ILLINOIS, AS FOLLOWS:**

1. That Title 10, "Vehicles and Traffic", Chapter 10.40, "Stopping, Standing and Parking", of the St. Charles Municipal Code, be and is hereby amended by deleting the same and substituting the following therefor:

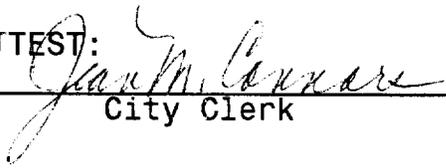
2. That after the adoption and approval hereof the Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, or (ii) within thirty days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

PRESENTED to the City Council of the City of St. Charles, Illinois, this 18th day of April, 1994.

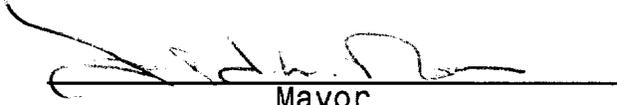
PASSED by the City Council of the City of St. Charles, Illinois, this 18th day of April, 1994.

APPROVED by the Mayor of the City of St. Charles, Illinois, this 18th day of April, 1994.

ATTEST:



City Clerk



Mayor

COUNCIL VOTE:

Ayes: 14

Nays: 0

Absent: 0

APPROVED AS TO FORM:



City Attorney

DATE: 4/18/94

STOPPING, STANDING AND PARKING

Chapter 10.40

STOPPING, STANDING AND PARKING⁸

Sections:

- 10.40.005 Parking lot construction.
- 10.40.010 Parking time limits.
- 10.40.015 Compromise of claim of Section 10.40.010
- 10.40.020 City parking - Manor of parking - Improper parking - Curbs - Alleys - Loading zones.
- 10.40.030 Emergency regulations - Authority.
- 10.40.035 Compromise of claims Sections 10.40.020 and 10.40.030
- 10.40.040 No parking places designated - Prohibited parking.
- 10.40.042 No parking places designated - Bus loading zones.
- 10.40.045 Residential parking only.
- 10.40.050 Permit parking - City parking lots.
- 10.40.052 Private use of public places restricted.
- 10.40.055 Compromise of claims of Sections 10.40.040, 10.40.045, 10.40.050, and 10.40.052
- 10.40.060 Snow routes - Designated - removal of vehicles required - Sign erections authorized.
- 10.40.070 Snow conditions - Parking - Removal of vehicles.
- 10.40.075 Compromise of claims of Sections 10.40.060 and 10.40.070
- 10.40.080 Signs - Posting authority
- 10.40.090 Illegally parking vehicles - Removal by police - Storage - Post-storage hearings for impounded vehicles - Conduct of hearing - Decisions of the hearing officers and their effect.
- 10.40.100 City parking - Applicability of regulations
- 10.40.110 Penalty for violation of sections.

10.40.005 Parking Lot Construction

- A. Parking lot construction shall be in accord with Section 16.44.085 of the St. Charles Municipal Code.

10.40.010 Parking time limits.

- A. It is unlawful for any person to cause, allow or permit any vehicle to be parked in any of the following city-owned, leased and/or operated parking lots during the period of time between the following described hours for more time than the time described below:
 1. Municipal Lot A for a period of more than ninety minutes, from 9:00 a.m. to 5:00 p.m., Monday through Saturday except holidays. (Exhibit "A" Checker Board Lot, Northwest corner First Avenue and East Main.)
 2. Municipal Lot B for a period of more than eight hours, from 7:00 a.m. to 5:00 p.m., Monday through Saturday, except holidays, in the area designated "Public Parking" of the parking lot shown in Exhibit "B" attached hereto. (Exhibit

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- "B", southwest corner Second Avenue and Walnut Avenue.)
3. Municipal Lot C for a period of more than three hours, from 9:00 a.m. to 5:00 p.m., Monday through Saturday, except holidays. (Exhibit "C", Baker Community Center Lot, Northwest corner South Second Street and Illinois Street.)
 4. Municipal Lot D for a period of more than ninety minutes, 9:00 a.m. to 5:00 p.m., Monday through Saturday, except holidays, in the area designated "Public Parking" of the lot as shown in Exhibit "D" attached hereto. (Exhibit "D", Manor Restaurant Lot, Northeast Lot First Street and Walnut Street.)
 5. Municipal Lot E for a period of more than ninety minutes from 9:00 a.m. to 5:00 p.m., Monday through Saturday, except holidays (Exhibit "E," Kaiser/Checkmate Lot, Southeast corner, Second Street and West Main Street).
 6. Municipal Lot F in those portions designated for a period of more than ninety minutes from 8:00 a.m. to 5:00 p.m., Monday through Saturday except holidays and for more than eight hours in all other spaces and at all other times. (Exhibit "D", Grossklag, "L" Lot, Southwest corner, Second Street and West Main Street.)
 7. Municipal Lot G
 - a. On the south portion of the lot in the spaces provided as shown in Exhibit "G", attached hereto, for a period of more than ninety minutes, from 9:00 a.m. to 5:00 p.m., Monday through Saturday except holidays. (Exhibit "G", Heritage Square Lot, North Second Street between Cedar and State Streets.)
 - b. On the north portion of the lot in the spaces provided as shown in Exhibit "G", attached hereto, for a period of more than eighteen hours, Monday through Saturday except holidays. (Exhibit "G", Heritage Square Lot, North Second Street between Cedar and State Streets.)
 8. Municipal Lot H for a period of more than twenty-four hours, Monday through Saturday except holidays (Exhibit "PL-H" North East corner North Second Street and State Street.)
 9. Municipal Lot I
 - a. On the south portion of the lot in the spaces provided as shown in Exhibit "I", Page 50i, for a period of more than three hours from 9:00 a.m. to 5:00 p.m. Monday through Saturday except holidays. (Exhibit "I", Walnut Court lot, northwest corner of Walnut Street and south First Street.)
 - b. On the north portion of lot in the spaces provided as shown in Exhibit "I", page 50i, for a period of more than ninety minutes, from 9:00 a.m. to 5:00 p.m. Monday through Saturday except holidays. (Exhibit "I", Walnut Court lot, northwest corner of Walnut Street and south First Street.) for a period of more than ninety minutes from 9:00 a.m. to 5:00 p.m., Monday through Saturday, except holidays. (Exhibit "E", Kaiser/Checkmate Lot,
 10. Municipal Lot J

STOPPING, STANDING AND PARKING

- a. On the southerly portion of the lot in the spaces provided as shown in Exhibit "J" for a period of more than thirty minutes from 8:00 a.m. to 5:00 p.m. Monday through Friday, except holidays. (Exhibit "J", City Hall parking lot east of Fox River, west of First Avenue and north of Municipal Building.)
 - b. On the other portions of the lot for a period of more than 12 hours. (Exhibit "J", City Hall parking lot east of Fox River, west of First Avenue and north of Municipal Building.) (Ord. 1987-M-29 1.)
11. Municipal Lot K
- a. On the northerly portion of the lot in the spaces provided as shown in Exhibit "K" for a period of more than four hours, Monday through Saturday except holidays. (Exhibit "K", Parking lot east of the American Legion Building, west of Baker Memorial Methodist Church and north of Main Street.)
 - b. On the southerly portion of the lot in the spaces provided as shown in Exhibit "K" for a period of no more than 2 hours from 8:00 a.m. to 5:00 p.m. Monday through Saturday except holidays. (Exhibit "K" parking lot east of American Legion Building, west of Baker Memorial Methodist Church and north of Main Street.) (Ord. 1987-M-61 1.)
12. Municipal Lot L for a period of more than ninety minutes from 8:00 a.m. to 5:00 p.m. Monday through Saturday except holidays. (Exhibit "L", parking lot west of Third Street between Main Street and Cedar Street.) (Ord. 1987-M-61 1.)
13. Municipal Lot M for a period of more than ninety minutes from 8:00 a.m. to 5:00 p.m., Monday through Saturday except holidays. (Exhibit "M," Madsen Lot, northeast corner First Avenue and Cedar Avenue.) (Ord. 1991-M-54 1.)
- B. It is unlawful for any person to cause, allow or permit any vehicle to be parked, except on Sundays or holidays, during the period of time between the hours of 9 a.m. and 5 p.m. longer than the following described times:
1. Fifteen-minute parking:
 - a. On the north side of Walnut Street from the easterly right-of-way line of Second Street to a point 175 feet easterly thereof. (Ord. 1991-M-7 1)
 - b. On the north side of Oak Street from the easterly right-of-way line Eighth Street to a point 150 feet easterly thereof. (Ord. 1991-M-7 1)
 2. Thirty-minute parking:
 - a. On the south side of Illinois Street from the westerly right-of-way of Third Street to a point 35 feet westerly thereof. (Ord. 1991-M-76 1.)
 - b. On the west side of South 3rd Street from the southerly right-of-way of Illinois Street to a point 133 feet southerly thereof. (Ord. 1993-M-40 1.)
 3. Ninety-minute parking:
 - a. On both sides of north Sixth and Seventh Avenue between

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Main Street and State Avenue.

- b. On both sides of Third Street between Main Street and Walnut Street.
- c. On both sides of Third Street between Cedar Street and Main Street.
- d. On both sides of First Street between West Main Street and Illinois Street.
- e. On the east side of First Avenue between Cedar Avenue and Main Street.
- f. On both sides of Main Street between Fourth Street and Third Avenue.
- g. On the west side of Second Avenue between Main Street and Walnut Avenue.
- h. On both sides of First Avenue between Main Street and Illinois Avenue.
- i. On the north side of Walnut Avenue between First Avenue and Second Avenue.
- j. On both sides of Indiana Street between First Street and Second Street.
- k. On the north side of Indiana Street between Second Street and Third Street.
- l. On the east side of Second Avenue between Main Street and Cedar Avenue.
- m. On the easterly side of North 9th Street from the northerly right-of-way line of West Main Street to a point 125 feet northerly therefrom.

(Ord. 1991-M-22 2)

3. Two-hour parking:

- a. On both sides of North First Avenue between Cedar Avenue and State Avenue.
- b. On the east side of North Fourth Street from a point 337 feet north of the right-of-way line of State Street extended northerly thereof for a distance of 125 feet.

4. Eight-hour parking:

- a. On both sides of Walnut Street between First Street and Second Street. (Ord. 1991-M-2 1C)

C. Parking Prohibitions and Length of Time:

1. Except for service vehicles of public utilities, it is unlawful to park any pickup camper with a cap that exceeds six inches above the cab roof, a van that exceeds its manufacturer's height, motor home, mobile home, trailer, boat trailer, tractor, bus, truck which has a gross carrying weight in excess of three-fourths ton, and any vehicle of the first or second division, as defined in the Illinois Revised Statutes, Chapter 95 ", Paragraph 1-217 (1983 ed), which is equipped with an attached snowplow, on any street, alley, or parkway between the hours of 10 p.m. and 7 a.m. (Ord. 1990-M-49 1)
2. Permission may be granted by the Police Department for a maximum forty-eight hours for any unoccupied mobile home or motor home to park on a residential street, provided the permit shall be obtained in advance and that permit shall

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be displayed in the front windshield of the mobile home or motor home. No more than two permits shall be granted in any twelve-month period.

- D. Twenty-Four Hour Time Limit: It is unlawful for any person to cause, allow or permit any vehicle to be parked on any public street or other public place for a period of longer than twenty-four consecutive hours.
- E. It is unlawful for any person to cause, allow, or permit any vehicle to be parked on days when school is in session during the period of time between the hours of 8 a.m. until 12 p.m. on both sides of the following streets:
 - 1. Dunham Place, from the westerly right-of-way of Dunham Road.
 - 2. Foxwood Lane from the southwesterly right-of-way of Southgate Course.
 - 3. Southgate Court from the northerly right-of-way of Southgate Course.

(Ord. 1990-M-24 1)

10.40.015 **Compromise of claim of Section 10.40.010**

Any person accused of a violation of this Section 10.40.010 may settle and compromise the claim against him or her for such illegal parking by paying to the city the sum of two dollars. If the claim is not settled within fourteen days after the ticketing, such person shall have an additional fourteen days to settle such claim, but at the sum of twelve dollars.

If the claim is not settled within the 28-day period, the Police Department shall initiate the appropriate legal action against the alleged violator. The payment may be made at the Municipal Center of the City located at 2 East Main Street, St. Charles, Illinois, 60174. Such payments received shall be promptly turned over and credited to the appropriate fund.

This subsection shall not apply to persons parking a vehicle so as to obstruct the entrance or exit of any place where Police or Fire Department apparatus or other emergency equipment is kept or housed, or so as to block any emergency entrance to a hospital; nor shall it apply to any person charged with parking a vehicle so as to entirely obstruct traffic on any street or alley, or parking in such a way as to reduce traffic on an arterial street to one-way traffic only; nor to any person who refuses to move a vehicle illegally parked at the request of any member of the Police Department.

10.40.020 **City parking - Manner of parking - Improper parking - Curbs - Alleys - Loading zones**

- A. It is unlawful for any person to cause, allow or permit any vehicle to be parked in any parking area maintained by the city except within the lines of the parking space painted upon the surface of the parking area or as otherwise directed by a police officer or his designee.
- B. It is unlawful for any person to cause, allow or permit any

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vehicle to occupy more than one parking space or obstruct any traffic lane.

- C. It is unlawful for any person to cause, allow or permit a vehicle to stop for any purpose or length of time other than the period of time necessary for the expeditious unloading and delivery or pick-up and loading of materials in any place designated by ordinance by the Mayor and City Council as a freight loading zone and marked as such during the hours from 8:00 A.M. to 6:00 P.M. and in no case shall such a vehicle stop for a period of time in excess of thirty minutes, such freight loading zones including the following:
1. On the west side of south 1st Street from the northerly right-of-way of Prairie Street to a point 143 feet northerly therefrom.
- D. **Parking at Curb:** It is unlawful for any person to cause, allow or permit any vehicle to be parked with the left side of such vehicle next to the curb, except on one-way street; or to cause, allow or permit any vehicle to stand or be parked in a street other than parallel to the curb, i.e. with the two or more right wheels of the vehicle within twelve inches of the regularly established curblines, or in addition on a one-way street with the left wheels along the left-hand curb, except upon those streets that have been marked for angle parking where the vehicle shall be parked at the angle to the curb indicated by such markings.
- E. **Parking in Alleys:** No person shall cause, allow or permit a vehicle to be parked within an alley in such a manner or under such conditions as to leave less than ten feet available for the free movement of vehicular traffic, and no person shall stop, cause, or permit a vehicle to stand or park within an alley in such a position as to block the driveway entrance to any abutting property.
- F. **Parking in Loading Zones:** It is unlawful for a person to cause, allow or permit a passenger vehicle to stop for a period of time longer than is necessary for the loading or unloading of passengers, in any place designated by ordinance by the Mayor and City Council as a loading zone and marked as such, or in any of the following designated places:
1. Along the curb adjacent to the entrance to a hospital or hotel, provided the space shall not exceed 75 feet.
 2. Along the curb adjacent to the entrance to a public building between 6 a.m. and 6 p.m. except on Sunday, provided the space shall not exceed 75 feet.
 3. Directly in front of the entrance to any theater at any time that the theater is open, provided the space shall not exceed 75 feet.
- G. **Parking at Cab Stands or Bus Loading Zones:** No person shall cause, permit or allow a vehicle to be parked, other than a taxicab, in any area designated by ordinance as a cab stand; or other than a bus in a place designated by ordinance as a bus loading zone.
- H. **Parking on the Tree Bank:** No person shall cause, permit or

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allow a vehicle to be parked on the tree bank, which is the area between the right-of-way line and the curb of the street unless such area shall have been paved and approved by the Director of Public Works of the city of St. Charles, or his designee, or unless the Director of Public Works, or his designee, has declared a snowstorm emergency and then only during the time of such snowstorm emergency remains in effect. (Ord. 1990-M-68 1.)

10.40.030 Emergency regulations - Authority

- A. The Chief of Police shall make and enforce temporary regulations to cover emergencies as public safety or convenience may require relating to the movement, parking, or standing of vehicles. No such temporary regulations shall remain in effect beyond the next regularly scheduled city council meeting after the adoption of such regulation.
- B. The Director of Public Works is authorized and directed to cause appropriate signs to be erected and maintained in those areas designated by the Chief of Police pursuant to Subsection A above.

10.40.035 Compromise of claims of Sections 10.40.020 and 10.40.030

Any person accused of a violation of Section 10.40.020 or 10.40.030 may settle and compromise the claim against him or her for such illegal parking by paying to the city the sum of five dollars. If the claim is not settled within 14 days after ticketing, such person shall have an additional 14 days to settle the claim but at fifteen dollars. If the claim is not settled within the 28-day period, the Police Department shall initiate the appropriate legal action against the alleged violator. The payment may be made at the Municipal Center of the city located at 2 East Main Street, St. Charles, Illinois, 60174. Such payments received shall be promptly turned over and credited to the appropriate fund. This section shall not apply to persons parking a vehicle so as to obstruct the entrance or exit of any place where Police or Fire Department apparatus, or other emergency equipment, is kept or housed, or so as to block an emergency entrance to a hospital; nor shall this section apply to any person charged with parking a vehicle so as to entirely obstruct traffic in any street or alley; or parking in such a way as to reduce traffic on an arterial street to one-way traffic only; nor shall it apply to any person charged with double parking or parking in a tow-away zone; nor shall it apply to any person who refuses to move a vehicle illegally parked at the request of any member of the Police Department.

10.40.040 No-parking places designated - Prohibited parking.

It is unlawful at any time to cause, allow or permit any vehicle to stop, stand, or park in any of the following places, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic-control device:

- A. In any intersection,
- B. In a crosswalk,
- C. Upon any bridge or viaduct, or in any subway or tunnel or the

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- approach thereto,
- D. Between a safety zone and the adjacent curb or within thirty feet of points on the curb immediately opposite the ends of a safety zone,
 - E. Within thirty feet of a traffic signal, beacon, or sign on the approaching side,
 - F. Within twenty feet of any intersection or crosswalk, (Ord. 1984-M-80)
 - G. At any place where the standing of a vehicle will reduce the usable width of the roadway for moving traffic to less than eighteen feet,
 - H. Within fifteen feet of a fire hydrant,
 - I. At any place where the vehicle would block the use of a driveway,
 - J. Within fifty feet of the nearest rail of a railroad grade crossing,
 - K. Within twenty feet of the driveway entrance to any fire department station and on the side of the street opposite the entrance to any such station within seventy-five feet of such entrance when sign is posted,
 - L. On a sidewalk, except between the hours of 10:00 p.m. and 7:00 a.m. when vehicles may be parked in residentially zoned districts on that portion of the sidewalk which connects the driveway and the driveway apron. (Ord. 1986-M-61 1.)
 - M. At any place where official signs prohibit parking,
 - N. Within twenty feet of a crosswalk at an intersection without traffic on the approach leg and within twenty feet of the far right signal on the exit of an intersection with traffic control,
 - O. In a lane of traffic (double parking),
 - P. At the parking area of the Riverside Lift Station located along Illinois Route 25 described as follows: the northerly side of the lift station to a line 132 feet southerly of and parallel with the southerly side of the lift station. However, this exception shall not apply to vehicles owned by the city of St. Charles. This sign designating parking at that facility shall state, "No Parking except for city-owned vehicles."
 - Q. At any place where street cleaning signs have been erected at the direction of the Chief of Police or his designee.
 - R. No parking is allowed in any area shown in Exhibits NP-A-13 through NP-A-36 and NP-A-DU-30 and special notes in Exhibits NP-B, NP-C and NP-D, and are effective immediately upon erection of signage. The clarification notes set forth in Exhibit NP-D are intended to give greater detail to the areas shown in Exhibits A-13 through A-36 and A-DU-30.
 - S. Upon any street for the purpose of displaying the vehicle for sale, or for the purpose of selling merchandise from the vehicle.

10.40.042 No-parking places designated - Bus loading zones.

It is unlawful for the operator or owner of any vehicle at any time

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to cause, allow, or permit any vehicle to stop, stand or park in any of the following places, which shall be designated as bus loading zones, on school days between the hours of 7 a.m. and 4 p.m., except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device:

- A. On the northerly side of Indiana Avenue from a point seventy-five feet easterly of the easterly right-of-way line of South Sixth Avenue to a point two hundred fifty feet easterly of the easterly right-of-way line of South Sixth Avenue.
- B. On the easterly side of South Thirteenth Avenue from the southerly right-of-way line of Ronzheimer Avenue to a point two hundred fifty feet south of the southerly right-of-way line of Ronzheimer Avenue.
- C. On the easterly side of south Twelfth Street from a point seventy-five feet northerly of the northerly right-of-way line of Oak Street to a point three hundred fifteen feet northerly of the northerly right-of-way line of Oak Street.
- D. On the westerly side of south Seventh Street from a point two hundred twenty feet southerly of the southerly right-of-way line of Horne Street to a point three hundred ninety feet southerly of the southerly right-of-way line of Horne Street.
- E. On the easterly side of North Fifth Street from a point twenty-five feet northerly of the northerly right-of-way line of Cedar Street to the southerly right-of-way line of State Street.
- F. On the northerly side of Cedar Street from the easterly right-of-way line of North Fifth Street to a point one hundred five feet easterly of the easterly right-of-way line of North Fifth Street.

(Ord. 1992-M-43 1.)

10.40.045 Residential parking only.

It is unlawful at any time to cause, allow or permit any vehicle to stop, stand or park in any of the following places, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or official traffic control device, or if such vehicle is licensed to a resident whose residence is located on property abutting the following public right-of-way:

- A. On both sides of Highgate Course from the northerly right-of-way of Fox Chase Boulevard. (Ord. 1987-M-24 1; Ord. 1987-M-4 1.)
- B. On both sides of Chasse Circle from the southerly right-of-way of Fox Chase Boulevard. (Ord. 1988-M-26 1.)
- C. On the south side of Fairfax Road from the westerly right-of-way of Dunham Road to the easterly right-of-way of Forest Ridge Road. (Ord. 1988-M-67 1.)
- D. On both sides of Canidae Court from the southerly right-of-way of Chasse Circle. (Ord. 1988-M-67 1.)
- E. On both sides of Shire Lane from the westerly right-of-way of Chasse Circle. (Ord. 1988-M-67 1.)
- F. Southgate Course from the southerly right-of-way of Fox Chase

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- Boulevard. (Ord. 1990-M-24 2.)
- G. Dunham Place along the northerly side of the street from the westerly right-of-way of Dunham Road and continuing westerly around the circle on the outer edge thereof to Dunham Road as more fully shown in the Exhibits appended to this code. (A-4 & A-7) (Ord. 1992-M-21 3.)

10.40.050 Permit parking - City parking lots.

- A. **Parking Lot B.** It is unlawful for any person to cause, allow, or permit any vehicle to be parked in the leased portion of the parking lot shown in Exhibit "B", of this chapter unless there is displayed in the rear window thereof a reserved parking permit authorized by the city. The foregoing sentence shall apply only between the hours of 8:00 a.m. and 5:00 p.m. on Monday, Tuesday, Thursday, and Friday, and between the hours of 8:00 a.m. and 12:00 p.m. Wednesday and Saturday, except when any of such days shall fall on a Bank holiday.
- B. **Parking Lot D.** It is unlawful for any person to cause, allow, or permit any vehicle to be parked in the leased portion of the parking lot shown in Exhibit "D" of this chapter unless there is displayed in the rear window thereof a reserved parking permit authorized by the city. The foregoing sentence shall apply only between the hours of 8:00 a.m. and 6:00 p.m. on Monday, Tuesday, Wednesday, Thursday, Friday, and Saturday.
(Ord. 1993-M-48 1.)

10.40.052 Private use of public places restricted.

It is unlawful for any person, firm or corporation to use any street, sidewalk, private parking lot subject to a city contract for enforcement of ordinances and state statutes, city parking lot or any other public place, as space for the display of any vehicle for sale, lease, trade or for free. (Ord. 1987-M-76 1.)

10.40.055 Compromise of claim of Sections 10.40.040, 10.40.045, 10.40.050 and 10.40.052.

Any person accused of a violation of Sections 10.40.040, 10.40.045, 10.40.050 or 10.40.052 may settle and compromise the claim against him or her for such illegal parking by paying to the city the sum of ten dollars. If the claim is not settled within fourteen days after the ticketing, such person shall have an additional fourteen days to settle such claim, but at the sum of twenty dollars. If the claim is not settled within the 28-day period, the Police Department shall initiate the appropriate legal action against the alleged violator. The payment may be made at the municipal Center of the city of St. Charles, located at 2 East Main Street, St. Charles, Illinois, 60174.

Such payments received shall be promptly turned over and credited to the appropriate fund. This section shall not apply to persons parking a vehicle so as to obstruct the entrance or exit of any place where Police or Fire Department apparatus or other emergency equipment is kept or housed, or so as to block an emergency entrance to a hospital;

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nor shall this section apply to any person charged with parking a vehicle so as to entirely obstruct traffic on any street or alley, or parking in such a way as to reduce traffic on an arterial street to one-way traffic only; nor to any person charged with double parking or parking in a tow-away zone; nor to any person who refuses at the request of any member of the Police Department to move a vehicle illegally parked. (Ord. 1987-M-76 2.)

10.40.060 Snow routes - Designated - Removal of vehicles required - Sign erection authorized.

- A. The following streets in the city are designated as snow routes:
1. Main Street, from Fourth Avenue to Fourth Street;
 2. South Third Street, from Main Street to Gray Street;
 3. Prairie Street, from Illinois Route 31 to Randall Road;
 4. Dean Street, from Ninth Street to a point 1600 feet east of the east right-of-way of Randall Road;
 5. Illinois Avenue, from First Avenue to Fifth Avenue;
 6. North Third Avenue, from Main Street to Delnor Avenue;
 7. Delnor Avenue, from Third Avenue to Fifth Avenue;
 8. Indiana Avenue, from Fifth Avenue to Fourteenth Avenue;
 9. Oak Street, from Third Street to Randall Road;
 10. South Seventh Street, from Main Street to Fellows Street;
 11. Horne Street, from Illinois Route 31 to Fourteenth Street;
 12. State Street, from Ninth Street to Illinois Route 31;
 13. South First Avenue, from Main Street to Illinois Avenue;
 14. South First Street, from Main Street to Geneva Road;
 15. South Second Street, from Main Street to Prairie Street;
 16. South Seventh Avenue, from Main Street to Division Street;
 17. North First Avenue, from Main Street to State Avenue;
 18. South Twelfth Street from Oak Street to West Main Street;
 19. South Ninth Street, from Oak Street to Seventh Street;
 20. South Second Street, from Horne Street to Prairie Street;
 21. North Fifth Street, from West Main Street to State Street;
 22. Adams Avenue, from Fifth Avenue to Seventh Avenue;
 23. Division Street (North side), from Riverside Avenue to Kirk Road;
 24. South Tyler Road, from Tyler Road to Division Street;
 25. Thirteenth Avenue, from Seventh Avenue to Ronzheimer Avenue.
- (Ord. 1990-M-87 1.)
- B. From November 1st of one year to April 30th of the next year, it shall be unlawful for any person to cause, allow or permit any vehicle to be parked on any of the streets designated in Subsection "A" of this section when an accumulation of snow is two inches or more, until such street has been cleaned.
- C. Any vehicle parked in violation of the foregoing prohibition against parking on a snow route is declared to be a nuisance and a hazard to public safety, and any police officer of the city is authorized to remove or cause the removal of such vehicle to any garage or other place of storage at the expense of the owner of said vehicle in accordance with Section 10.40.090.

STOPPING, STANDING AND PARKING

- D. The director of public works is directed to post, or cause to be erected and maintained, suitable signs bearing the inscription "Snow Route."

10.40.070 Snow conditions - Parking - Removal of vehicles.

- A. It is unlawful for a period of seventy-two hours or until such street or highway has been cleared of snow as determined by the Chief of Police following a fresh snowfall of three inches or more, to park any vehicle on any portion of any public street or highway.
- B. Any vehicle parked in violation of the prohibition against parking contained in Subsection "A" of this section is a nuisance and a hazard to public safety, and any police officer of the city is authorized to remove or cause the removal of such vehicle to be stored on any city property or in a public garage or parking lot or other place of storage at the expense of the owner of said vehicle in accordance with Section 10.40.090.

10.40.075 Compromise of claims of Section 10.40.060 and 10.40.070.

- A. Any person accused of a violation of Sections 10.40.060 or 10.40.070 may settle and compromise the claim against him or her as to the fine for such illegal parking by paying to the city the sum of ten dollars. If the claim is not settled within fourteen days after the ticketing, such person shall have an additional fourteen days to settle such claim, but at the sum of twenty dollars. If the claim is not settled within the 28-day period, the Police Department shall initiate the appropriate legal action against the alleged violator. The payment may be made at the Municipal Center of the city, located at 2 East Main Street, St. Charles, Illinois, 60174. Such payments received shall be promptly turned over and credited to the appropriate fund.

This section shall not apply to persons parking a vehicle so as to obstruct the entrance or exit of any place where police or fire department apparatus or other emergency equipment is kept or housed, or so as to block an emergency entrance to a hospital; nor shall this section apply to any person charged with parking a vehicle so as to entirely obstruct traffic in any street or alley, or parking in such a way as to reduce traffic on an arterial street to one-way traffic only; nor to any person charged with double parking or parking in a tow-away zone; nor to any person who refuses to move a vehicle illegally parked at the request of any member of the Police Department.

10.40.080 Signs - Posting authority.

The director of public works, shall cause signs to be erected and maintained in accordance with the provisions of this chapter and in accordance with the Illinois Vehicle Code (Chapter 95", Para 11-304, Illinois Revised Statutes, (1983 ed.)

10.40.090 Illegally parked vehicles - Removal by police - Storage -

STOPPING, STANDING AND PARKING

Post-storage hearings for impounded vehicles - Conduct of hearing - Decisions of the hearing officers and their effect.

- A. The police department and all members thereof assigned to traffic duty are authorized to remove and tow away, or have removed and towed away by commercial towing service, any car or other vehicle illegally parked, or in any place where such parked vehicle creates or constitutes a traffic hazard, blocks the use of a fire hydrant; or obstructs, or may obstruct, the movement of any emergency vehicle; or any vehicle which has been parked in any public street or other public place for a period of twenty-four consecutive hours or more.
- B. Cars so towed away shall be stored on any city property or in a public garage or parking lot and shall be restored to the owner or operator thereof after payment of the expense incurred by the city in removing and storing such vehicles.
- C. Post-storage Hearings for Impounded Vehicles: As to any vehicle impounded pursuant to this chapter by or at the request of the city, its agents or employees, a person who has a legal entitlement to possession of the vehicle has a right to a post-seizure administrative hearing to determine whether there was probable cause to impound the vehicle if such person files a written demand, on forms so provided for such a hearing, with the city within ten days after such person has learned such vehicle has been impounded or within ten days after the mailing of the date set in the notice of stored vehicle, whichever occurs first. The notice of stored vehicle shall be sent in the mail to the legal and registered owner, or their agent, and to the garage where the vehicle is stored within forty-eight hours, excluding weekends and holidays, after impounding and storage of the vehicle.
- D. Conduct of Hearing: A hearing shall be conducted before a hearing officer designated by the Mayor within forty-eight hours of receipt of a written demand therefore from the person seeking the hearing unless such person waives the right to a speedy hearing. Saturdays, Sundays, and city holidays are to be excluded from the calculation of the forty-eight hour period. The hearing officer shall be someone other than the person who directed the impounding and storage of the vehicle. The sole issue before the hearing officer shall be whether there was probable cause to impound the vehicle in question. "Probable cause to impound" means such a state of facts as would lead a person of ordinary care and prudence to believe that there was sufficient breach of local, state, or federal law to grant legal authority for the removal of the vehicle. The hearing officer shall conduct the hearing in an informal manner and shall not be bound by technical rules of evidence. The person demanding the hearing shall carry the burden of establishing that such person has the right to possession of the vehicle. The Police Department shall carry the burden of establishing that there was probable cause to impound the vehicle in question.

STOPPING, STANDING AND PARKING

At the conclusion of the hearing, the hearing officer shall prepare a written decision. A copy of such decision shall be provided to the person demanding the hearing and the registered owner of the vehicle (if not, the person requesting the hearing). The hearing officer's decision in no way affects any criminal proceeding in connection with the impound in question and any criminal charges involved in such proceedings may only be challenged in the appropriate court. The decision of the hearing officer is final. Failure of the registered or legal owner, or their agent to request or attend a scheduled post-seizure hearing shall be deemed a waiver of the right to such hearing.

E. Decisions of the Hearing Officers and Their Effect: The hearing officer shall only determine that, as to the vehicle in issue, either:

1. There was probable cause to impound the vehicle; or
2. There was no such probable cause.

In the event that the hearing officer determines that there was no probable cause, the hearing officer shall prepare and date a certificate of no probable cause, copies of which shall be given to the possessor of the vehicle and the Police Department. Upon receipt of the possessor's copy of such certificate, the official police garage having custody of the vehicle shall release the vehicle to its possessor. Upon a finding of no probable cause, towing and storage fees shall be paid by the city in accordance with arrangements made between the city and the official police garages. If the possessor fails to present such certificate to the official police garage having custody of the vehicle within twenty-four hours of its receipt, excluding such days when the official police garage is not open for business, the possessor shall assume liability for all subsequent storage charges. Such certificate shall advise the possessor of such requirement.

10.40.100 City parking - Applicability of regulations.

The regulations set forth in this chapter relative to parking shall apply to the operator, or person in charge of, and the owner of the vehicle parked.

10.40.110 Penalty for violation of sections.

Any person who violates any section of this chapter shall, upon conviction, be fined not less than ten dollars nor more than five hundred dollars for each offense. Each period of parking, whether it is for the time the vehicle remains motionless where there is no time limit, or for fifteen minutes, one hour, ninety minutes, two hours, twelve hours, eighteen hours, or twenty-four hours, as the case may be, shall each be considered a separate offense. (Ord. 1984-M-80 1.)

STOPPING, STANDING AND PARKING

EXHIBIT NP-D

- 23-1 NO PARKING ON THE WESTERLY SIDE OF FOXWOOD COURT, FROM THE BEGINNING OF TURNAROUND AS NOTED ON EXHIBIT NP-B TO A POINT 355 FEET NORTHERLY THEREOF.
- 25-1 NO PARKING ON THE EAST SIDE OF FIELDGATE DRIVE FROM EAST MAIN STREET TO A POINT 180 FEET NORTH OF THE NORTHERLY RIGHT-OF-WAY OF EAST MAIN STREET.
- 25-2 NO PARKING ON THE WEST SIDE OF FIELDGATE DRIVE FROM EAST MAIN STREET TO A POINT 180 FEET NORTH OF THE NORTHERLY RIGHT-OF-WAY EAST MAIN STREET.
- 26-1 NO PARKING ON THE WESTERLY SIDE OF TYLER ROAD FORM THE NORTHERLY RIGHT-OF-WAY OF EAST MAIN STREET, TO THE SOUTHERLY RIGHT-OF-WAY OF WING LANE EXTENDED SOUTHWESTERLY.
- 26-2 NO PARKING ON THE EAST SIDE OF LONGMEADOW CIRCLE FROM THE NORTHERLY RIGHT-OF-WAY OF IROQUOIS AVENUE TO A POINT 700 FEET NORTHERLY THEREOF.
- 26-3 NO PARKING ON THE WEST SIDE OF LONGMEADOW CIRCLE FROM THE POINT WHERE THE TURNAROUND BEGINS AS NOTED ON EXHIBIT NP-B TO A POINT 253 FEET NORTHERLY THEREOF.
- 27-1 NO PARKING ON THE SOUTHERLY SIDE OF JOHNSON AVENUE FROM THE EASTERLY RIGHT-OF-WAY OF THIRD AVENUE TO A POINT 200 FEET EASTERLY THEREOF.
- 27-2 NO PARKING ON THE SOUTHERLY SIDE OF NORTH AVENUE FROM THE WESTERLY RIGHT-OF-WAY OF SECOND AVENUE TO THE EASTERLY RIGHT-OF-WAY OF SHABONA AVENUE EXTENDED SOUTHERLY.
- 27-3 NO PARKING ON THE EASTERLY SIDE OF THIRD AVENUE FROM A POINT 560 FEET SOUTHERLY OF DELNOR AVENUE RIGHT-OF-WAY AND ON THE EASTERLY, SOUTHERLY, WESTERLY, AND NORTHERLY SIDE OF NORTH THIRD AVENUE FROM A POINT 560 FEET SOUTHERLY OF THE DELNOR AVENUE RIGHT-OF-WAY THROUGH THE MERGING WITH DELNOR AVENUE TO FIFTH AVENUE EXCEPT FOR THE 110 FEET WEST OF FIFTH AVENUE ON THE SOUTHERLY SIDE OF DELNOR AVENUE.
- 27-4 NO PARKING ON THE WESTERLY SIDE OF FIRST AVENUE FROM THE NORTHERLY RIGHT-OF-WAY LINE OF MAIN STREET TO THE SOUTHERLY RIGHT-OF-WAY LINE OF CEDAR AVENUE.
- 27-5 NO PARKING ON THE WESTERLY SIDE OF FIRST AVENUE FROM THE NORTHERLY RIGHT-OF-WAY LINE OF CEDAR AVENUE TO A POINT 110 FEET NORTHERLY THEREOF.

STOPPING, STANDING AND PARKING

- 27-6 NO PARKING ON THE WESTERLY SIDE OF NORTH ELEVENTH AVENUE FROM THE SOUTHERLY RIGHT-OF-WAY OF WING AVENUE TO A POINT 400 FEET SOUTHERLY THEREOF.
- 27-7 NO PARKING ON THE EAST SIDE OF NORTH ELEVENTH AVENUE FROM A POINT 400 FEET SOUTH OF THE RIGHT-OF-WAY OF WING AVENUE TO A POINT 763.2 FEET SOUTH OF THE SOUTH RIGHT-OF-WAY OF WING AVENUE.
- 27-8 NO PARKING ALONG THE EAST SIDE AND WEST SIDE OF SOUTH 7TH AVENUE FROM THE NORTH RIGHT-OF-WAY OF ILLINOIS AVENUE, EXTENDED NORTHERLY 45 FEET.
- 27-9 NO PARKING ALONG THE EAST SIDE OF THIRD AVENUE FROM THE NORTH RIGHT-OF-WAY OF DELNOR AVENUE EXTENDED TO THE NORTH 300 FEET THEREOF.
- 28-1 NO PARKING ON THE SOUTHERN SIDE OF TIMBER TRAIL, FROM THE EASTERLY RIGHT-OF-WAY OF CARROLL ROAD, TO THE WESTERLY RIGHT-OF-WAY OF MILLINGTON WAY.
- 28-2 NO PARKING ON THE SOUTHERLY SIDE OF MILLINGTON WAY, FROM THE EASTERLY RIGHT-OF-WAY OF REDDEN COURT TO THE EASTERLY RIGHT-OF-WAY OF BRADLEY CIRCLE.
- 28-3 NO PARKING ON THE SOUTHERLY SIDE OF STATE STREET, FROM THE WESTERLY RIGHT-OF-WAY OF SEVENTH STREET, TO THE WESTERLY PROPERTY LINE OF LOT 40.
- 28-4 NO PARKING ON THE SOUTHERLY SIDE OF DEAN STREET FROM THE WESTERLY RIGHT-OF-WAY OF FIFTEENTH STREET TO THE WEST CORPORATE BOUNDARY.
- 33-1 NO PARKING ON THE WESTERLY SIDE OF FOURTEENTH STREET FROM THE NORTH RIGHT-OF-WAY LINE OF ROUTE 35 (LINCOLN HIGHWAY) TO A POINT 350 FEET SOUTH OF HORNE STREET.
- 33-2 NO PARKING ON THE SOUTHERLY SIDE OF FAIRVIEW DRIVE FROM THE WESTERLY RIGHT-OF-WAY OF NINETEENTH STREET TO POINT 225 FEET WESTERLY THEREOF.
- 33-3 NO PARKING ON THE WEST SIDE OF FAIRVIEW DRIVE FROM THE NORTHERLY RIGHT-OF-WAY OF OAK STREET TO THE NORTH PROPERTY LINE OF LOT 45.
- 33-4 NO PARKING ON THE WESTERLY SIDE OF SIXTEENTH STREET FROM THE SOUTHERLY RIGHT-OF-WAY OF HOWARD STREET TO PINT 420 FEET THEREOF.
- 33-5 NO PARKING ALONG THE SOUTH SIDE OF ILLINOIS STREET FROM THE EAST RIGHT-OF-WAY OF SOUTH 10TH STREET, EXTENDED WESTERLY 30 FEET.
- 33-6 NO PARKING ALONG THE EAST SIDE OF SOUTH 10TH STREET FROM THE SOUTH RIGHT-OF-WAY OF ILLINOIS STREET, EXTENDED NORTHERLY 30 FEET.

STOPPING, STANDING AND PARKING

- 33-7 NO PARKING ON THE SOUTHERLY SIDE OF PRAIRIE STREET, FROM THE WESTERLY RIGHT-OF-WAY LINE OF SEVENTH STREET TO A POINT 350 THEREOF WEST OF SEVENTH STREET.
- 34-1 NO PARKING ON THE EASTERLY SIDE OF THIRD STREET FROM THE NORTHERLY RIGHT-OF-WAY OF PRAIRIE STREET TO THE SOUTHERLY RIGHT-OF-WAY OF OAK STREET EXTENDED EASTERLY.
- 34-2 NO PARKING ON THE EASTERLY SIDE OF THIRD STREET FROM THE SOUTHERLY RIGHT-OF-WAY OF PRAIRIE STREET TO THE NORTHERLY RIGHT-OF-WAY OF PRAIRIE STREET TO THE NORTHERLY RIGHT-OF-WAY OF MOODY STREET EXTENDED EASTERLY.
- 34-3 NO PARKING ON THE SOUTHERLY SIDE OF HORNE STREET FORM THE WESTERLY RIGHT-OF-WAY OF GENEVA ROAD TO A POINT 420 FEET WESTERLY THEREOF.
- 34-4 NO PARKING ALONG THE SOUTH SIDE OF WALNUT STREET FROM THE WEST RIGHT-OF-WAY LINE OF SOUTH 5TH STREET, EXTENDED WESTERLY 45 FEET.
- 34-5 NO PARKING ON THE WEST SIDE OF SIXTH AVENUE FROM THE SOUTHERLY RIGHT-OF-WAY OF SPRING AVENUE TO THE EASTERLY RIGHT-OF-WAY OF RIVERSIDE AVENUE.
- 34-6 NO PARKING ON THE WEST OF SIXTH AVENUE FROM THE SOUTHERLY RIGHT-OF-WAY OF ADAMS AVENUE TO A PINT 60 FEET SOUTHERLY THEREOF.
- 34-7 NO PARKING ON THE EAST SIDE OF MONROE AVENUE FROM THE SOUTHERN RIGHT-OF-WAY OF SPRING AVENUE, EXTENDED SOUTHERLY TO THE END OF MONROE AVENUE.

STATE OF ILLINOIS)
) SS.
COUNTIES OF KANE AND DUPAGE)

C E R T I F I C A T E

I, JEAN M. CONNORS, certify that I am the duly elected and acting municipal clerk of the city of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on April 18, 1994, the Corporate Authorities of such municipality passed and approved Ordinance No. 1994-M-23, entitled

"AN ORDINANCE AMENDING CHAPTER 10.40, 'STOPPING, STANDING AND PARKING', OF THE ST. CHARLES MUNICIPAL CODE",

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1994-M-23, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on April 22, 1994, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 19th day of April, 1994.


Municipal Clerk

(S E A L)

EXHIBIT NP-A-13
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
  NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 13

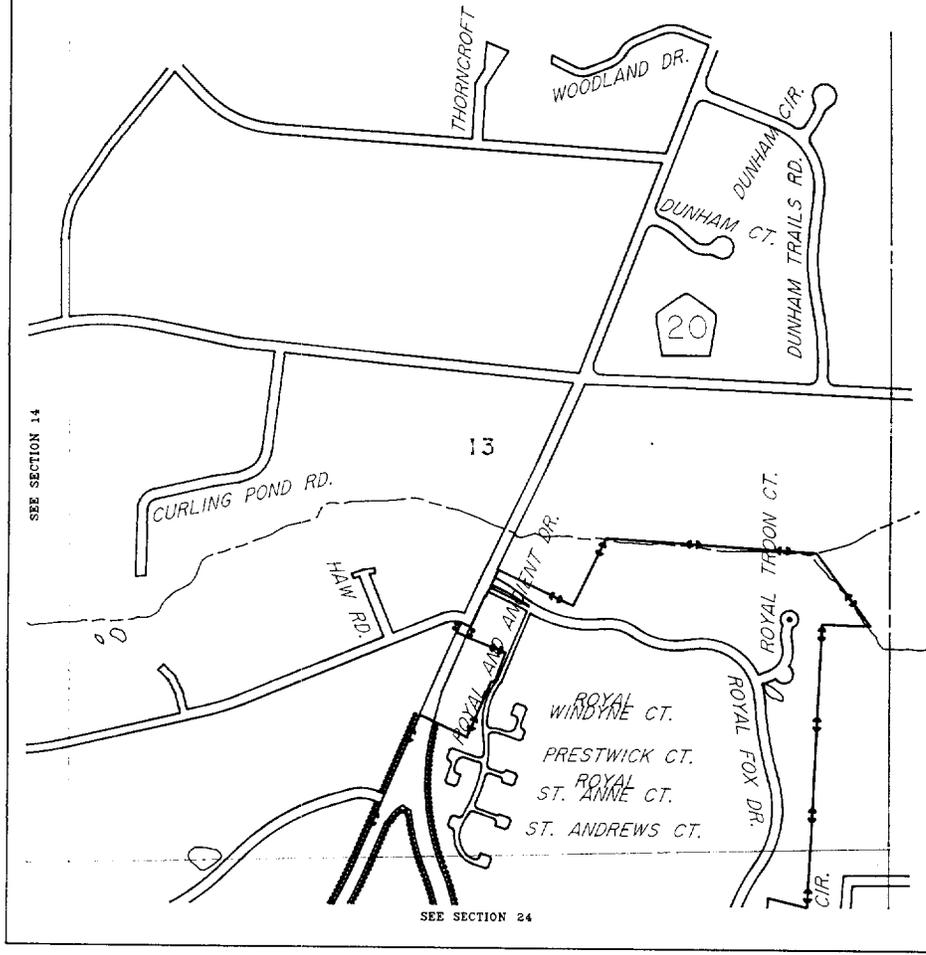
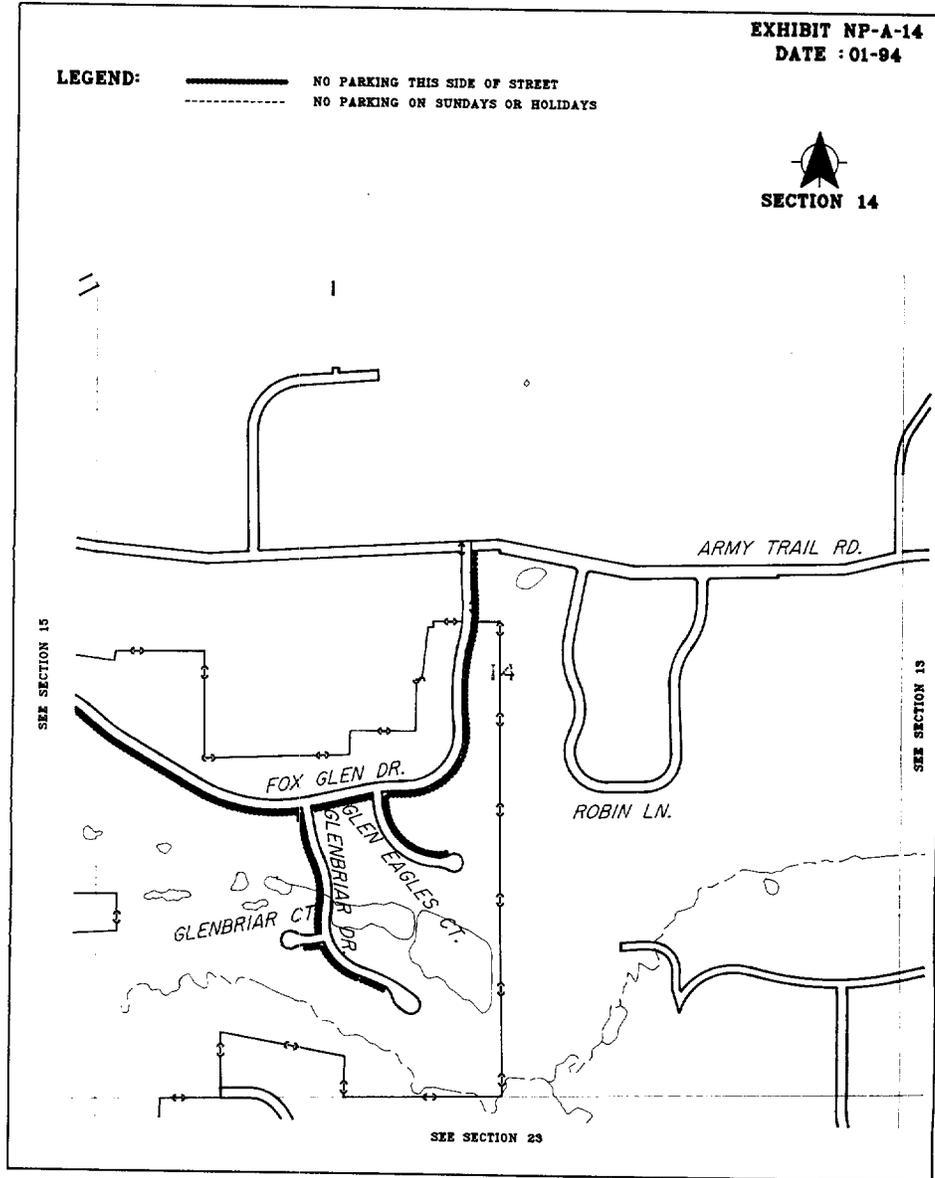


EXHIBIT NP-A-14
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
  NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 14



LEGEND:  NO PARKING THIS SIDE OF STREET
  NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 15

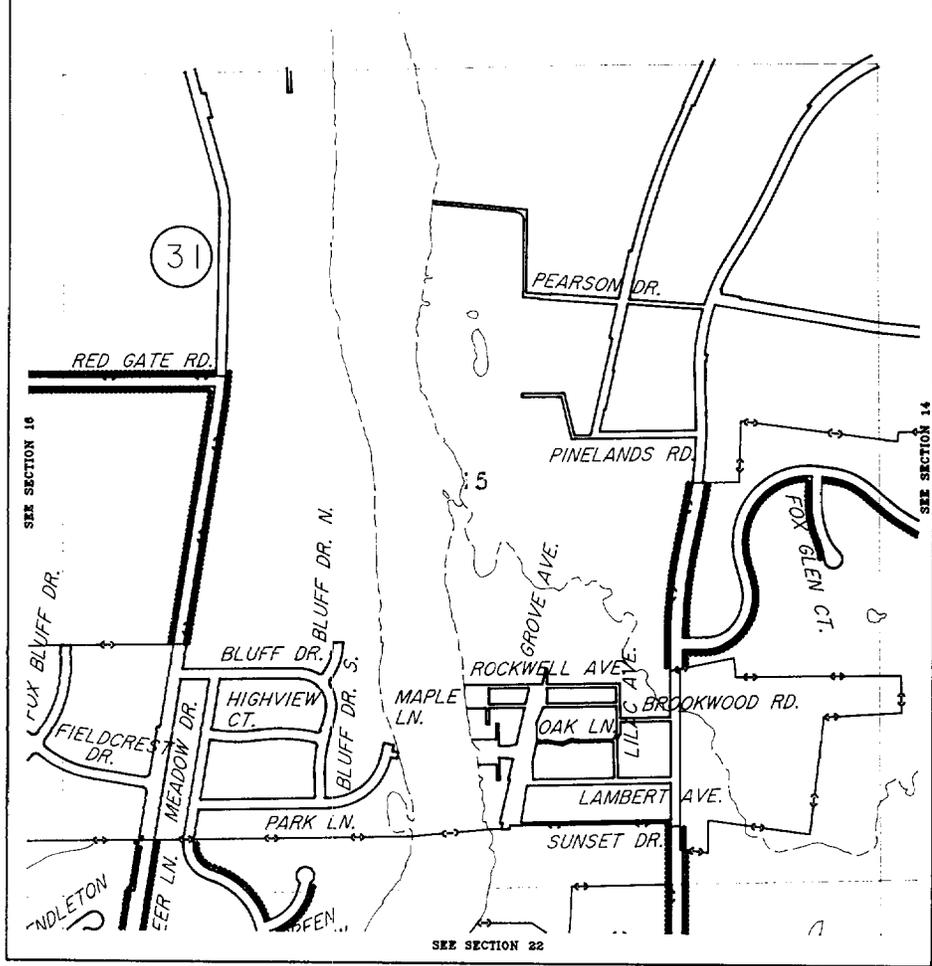


EXHIBIT NP-A-16
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
 NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 16

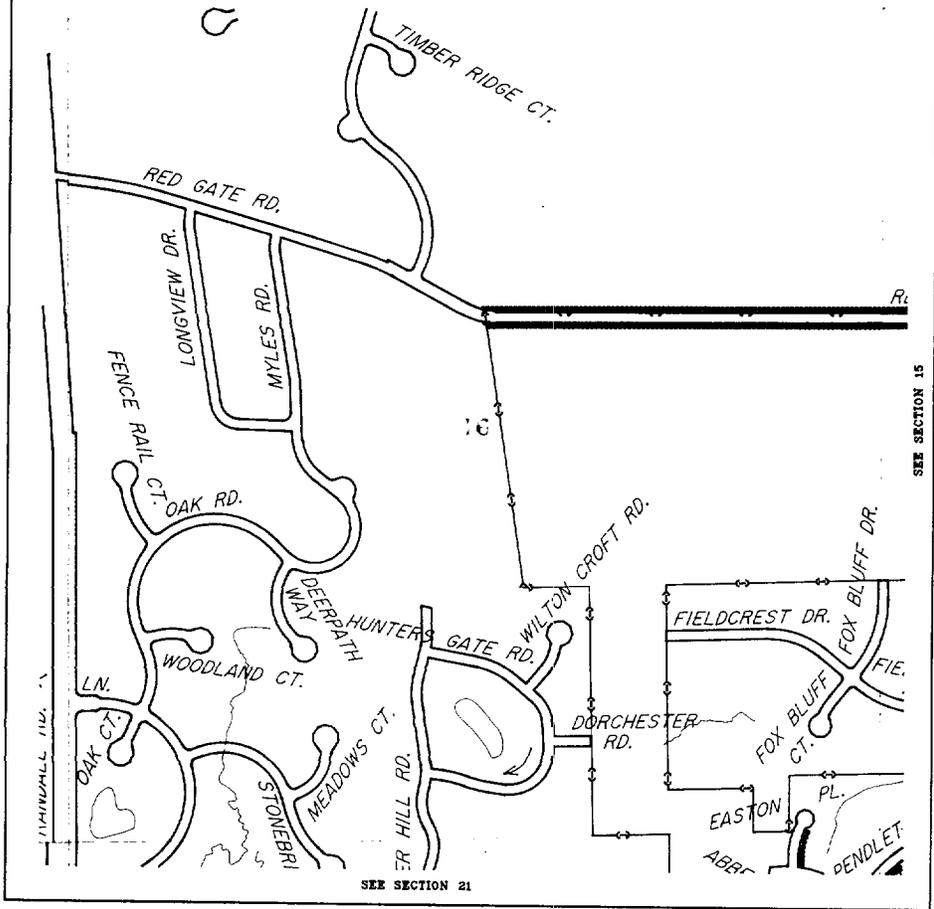


EXHIBIT NP-A-21

DATE : 01-94

LEGEND:
———— NO PARKING THIS SIDE OF STREET
- - - - - NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 21

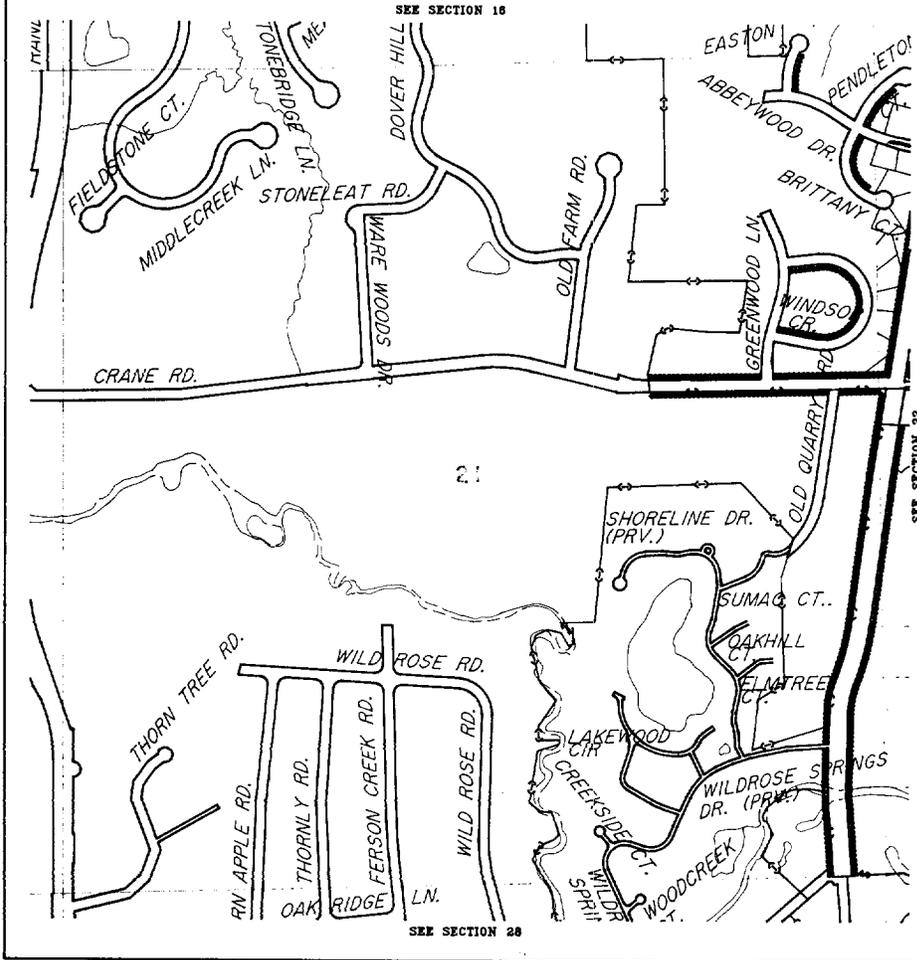


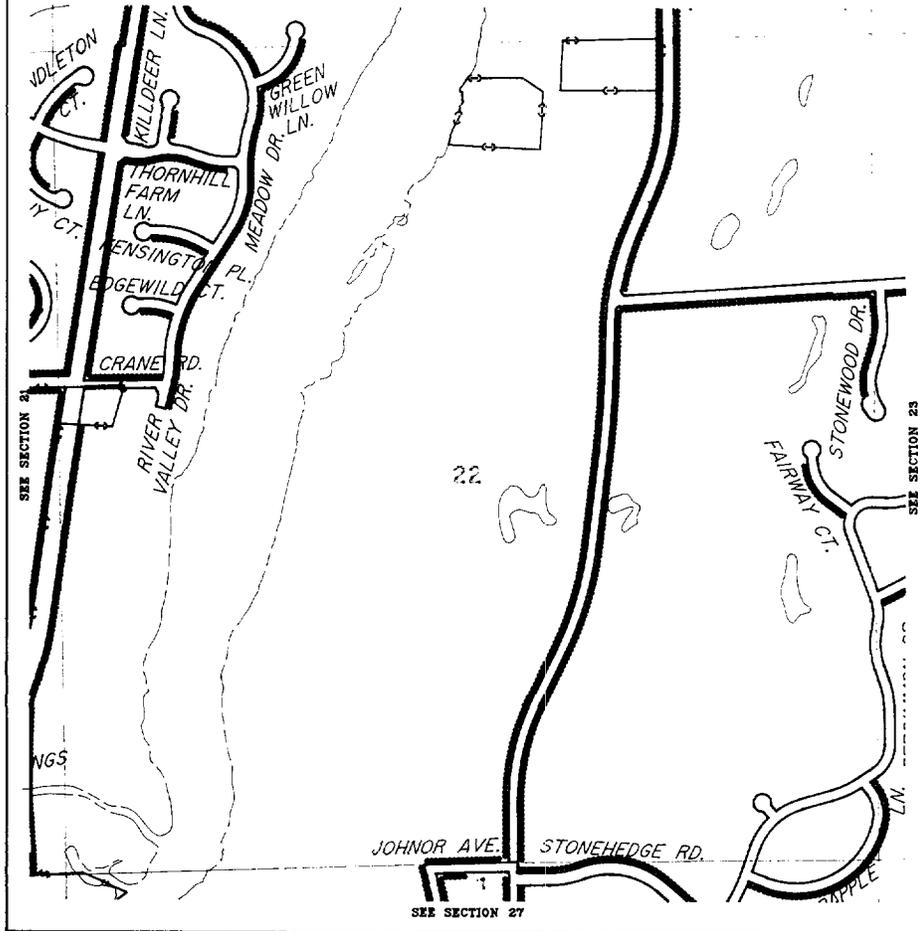
EXHIBIT NP-A-22
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
 NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 22

SEE SECTION 15



LEGEND: **—————** NO PARKING THIS SIDE OF STREET
 - - - - - NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 23

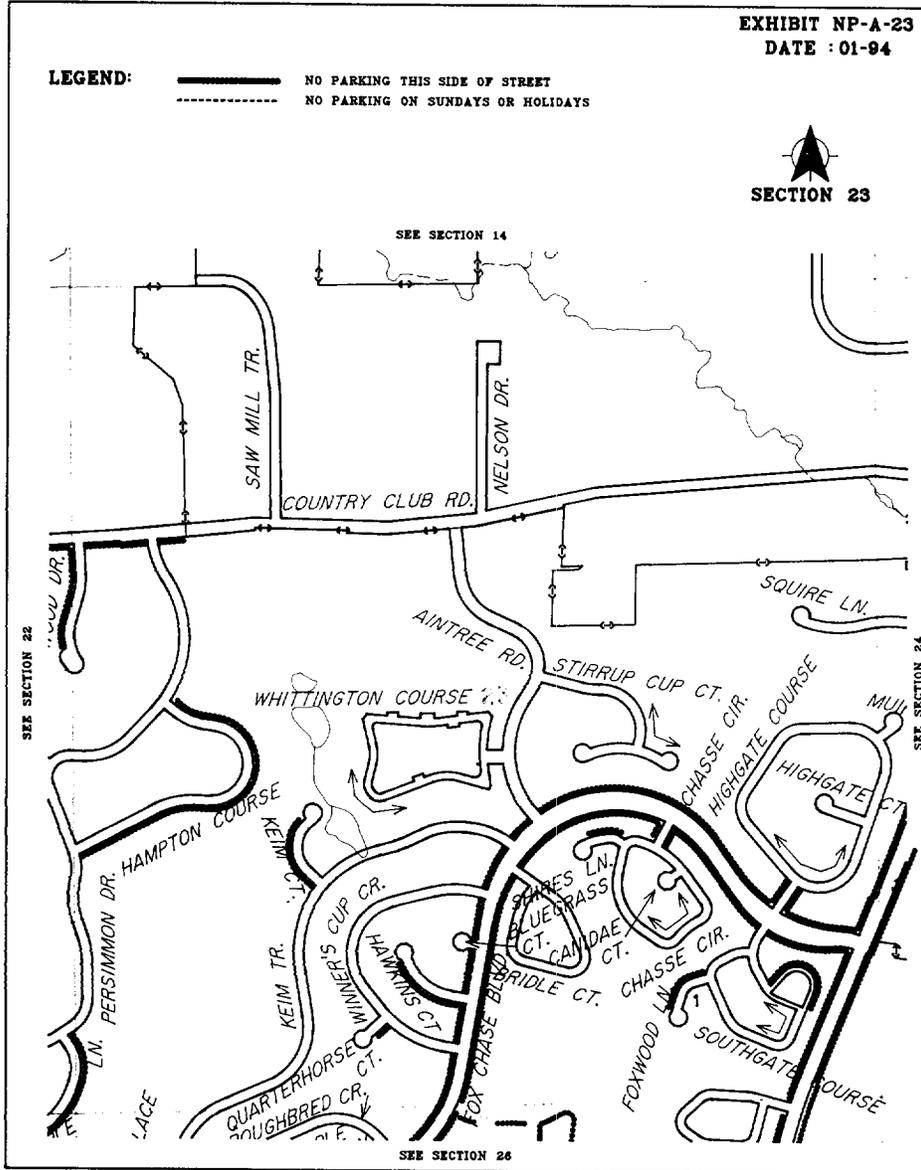
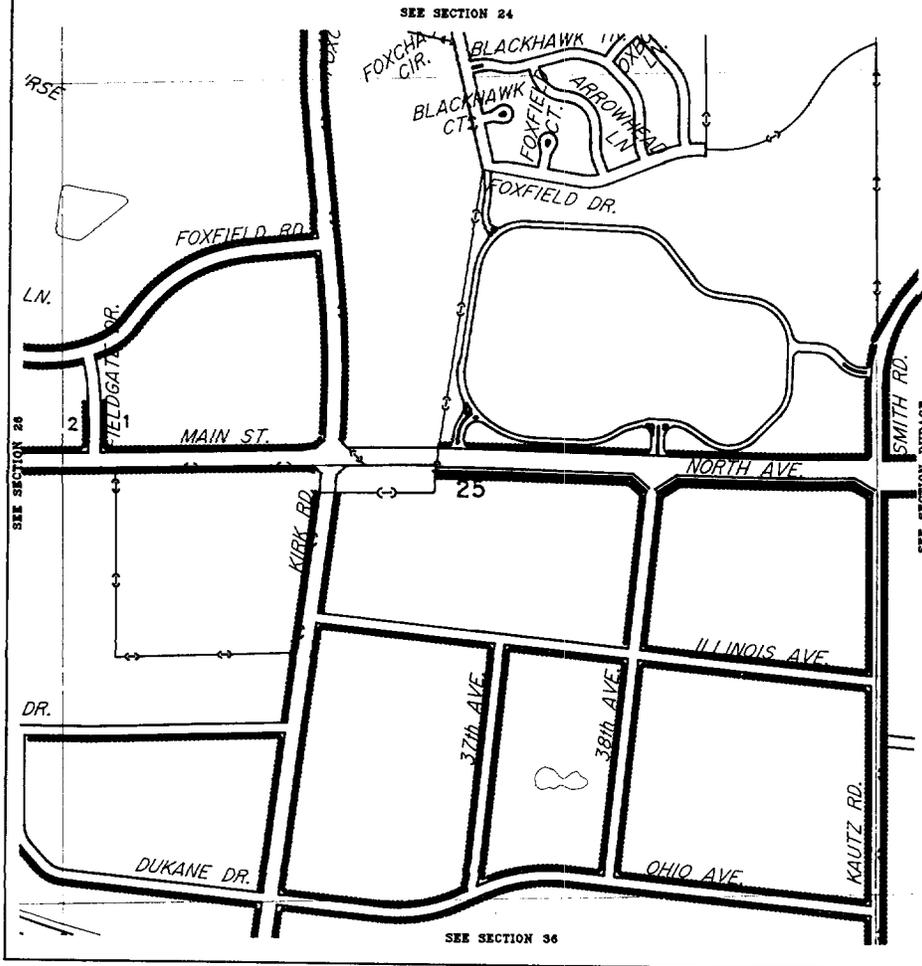


EXHIBIT NP-A-25
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
 NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 25



LEGEND: ——— NO PARKING THIS SIDE OF STREET
----- NO PARKING ON SUNDAYS OR HOLIDAYS

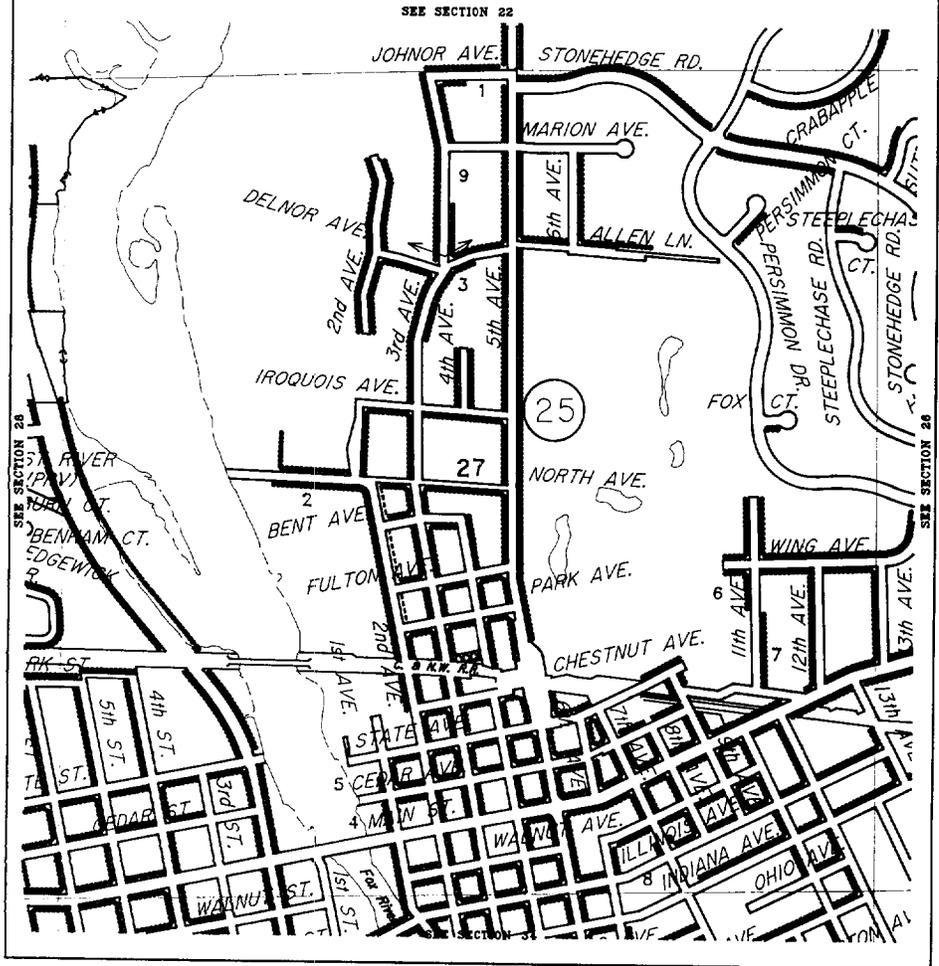


EXHIBIT NP-A-27
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
 NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 27



LEGEND: ——— NO PARKING THIS SIDE OF STREET
- - - - - NO PARKING ON SUNDAYS OR HOLIDAYS

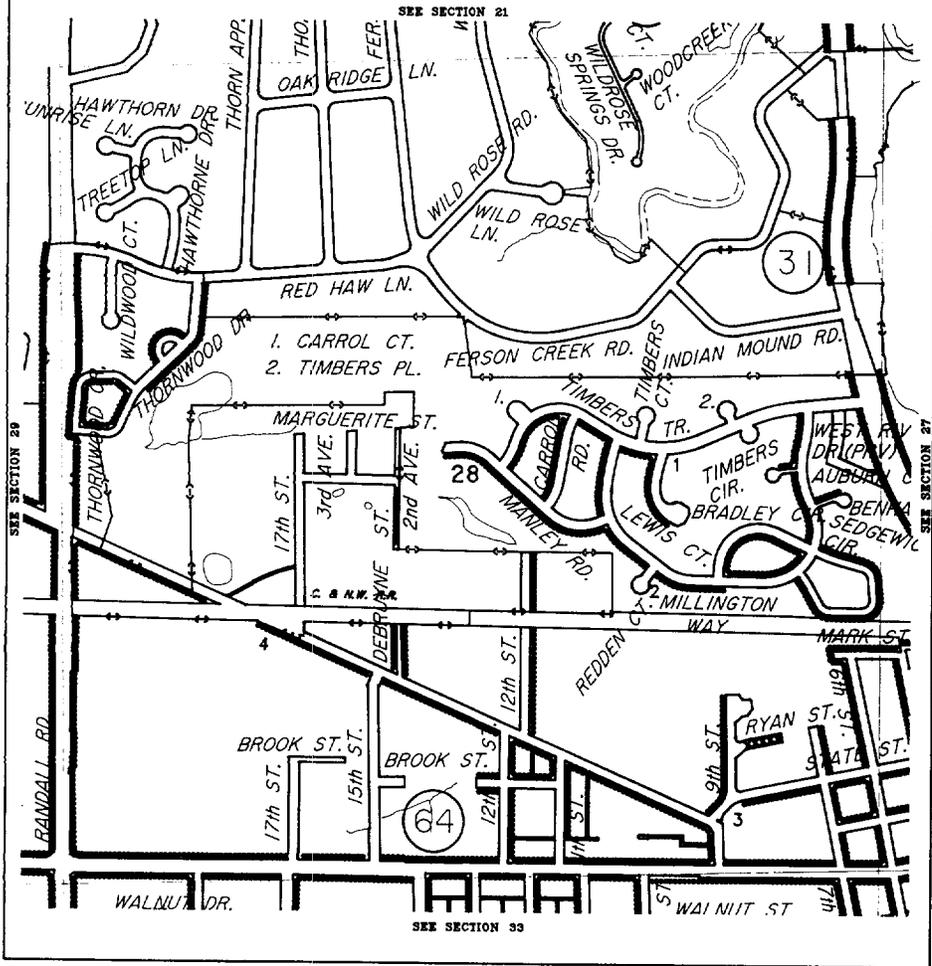


EXHIBIT NP-A-29
DATE : 01-94

LEGEND: **—————** NO PARKING THIS SIDE OF STREET
 - - - - - NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 29

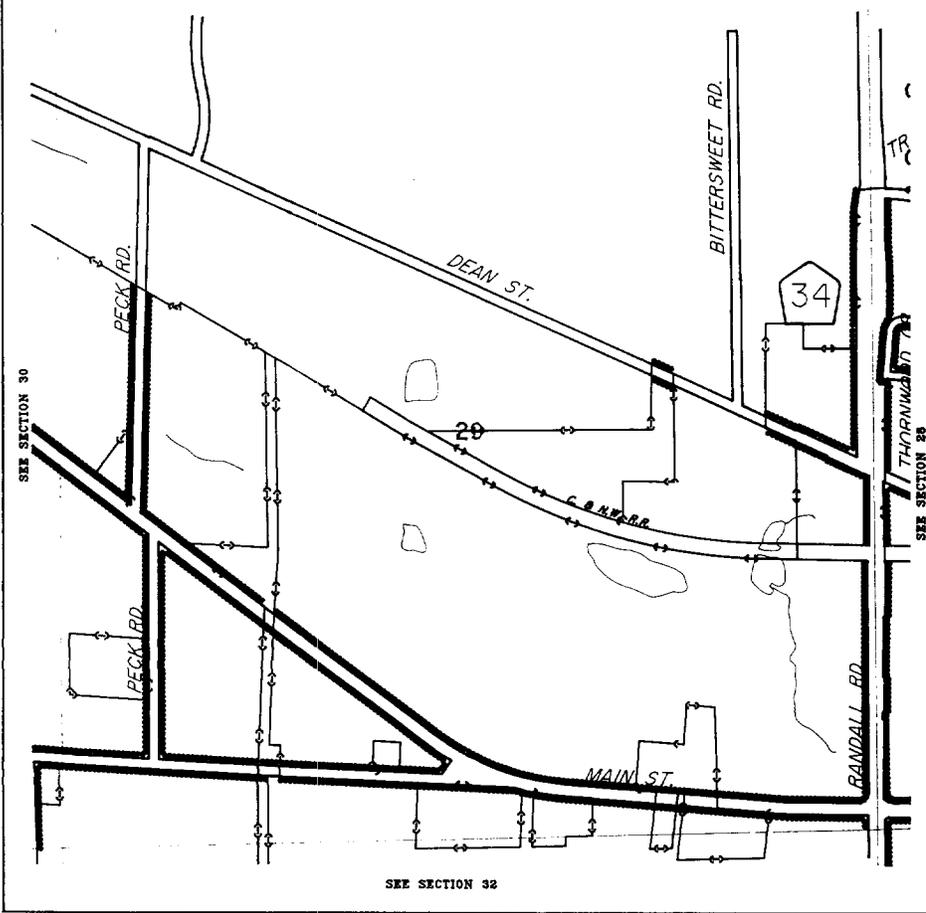
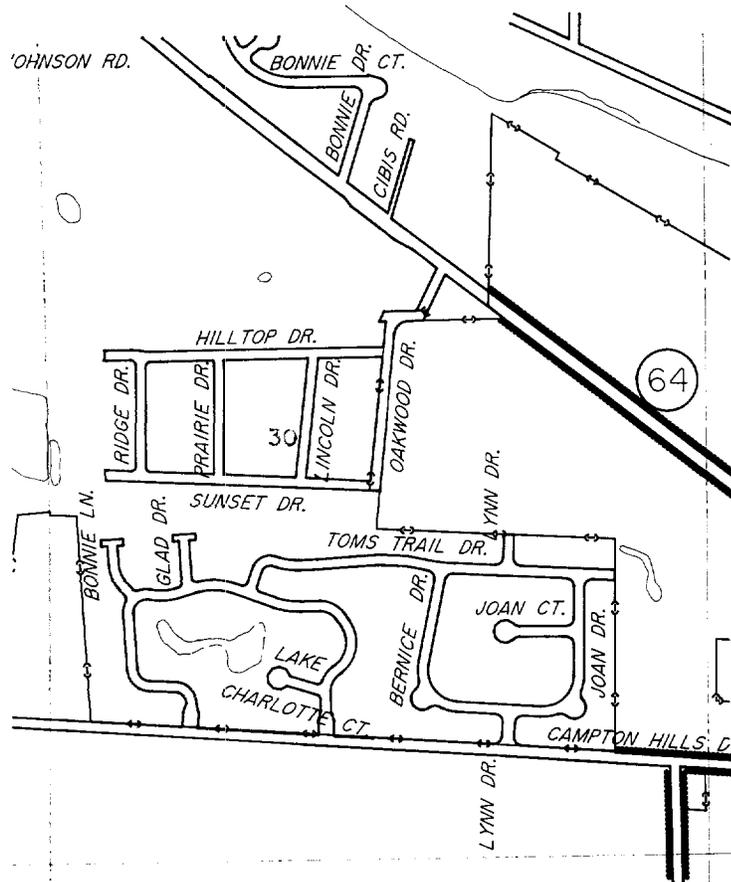


EXHIBIT NP-A-30
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
 NO PARKING ON SUNDAYS OR HOLIDAYS



SEE SECTION 29

EXHIBIT NP-A-32
DATE : 01-94

LEGEND: **—————** NO PARKING THIS SIDE OF STREET
 - - - - - NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 32

SEE SECTION 29

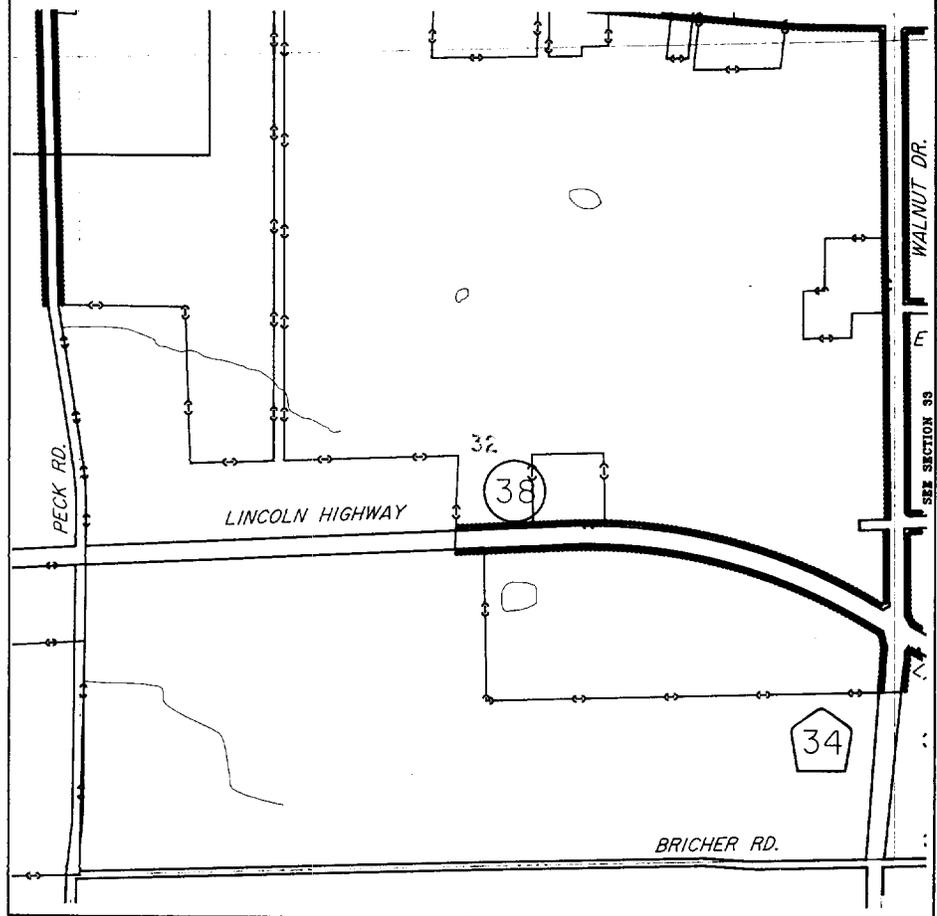


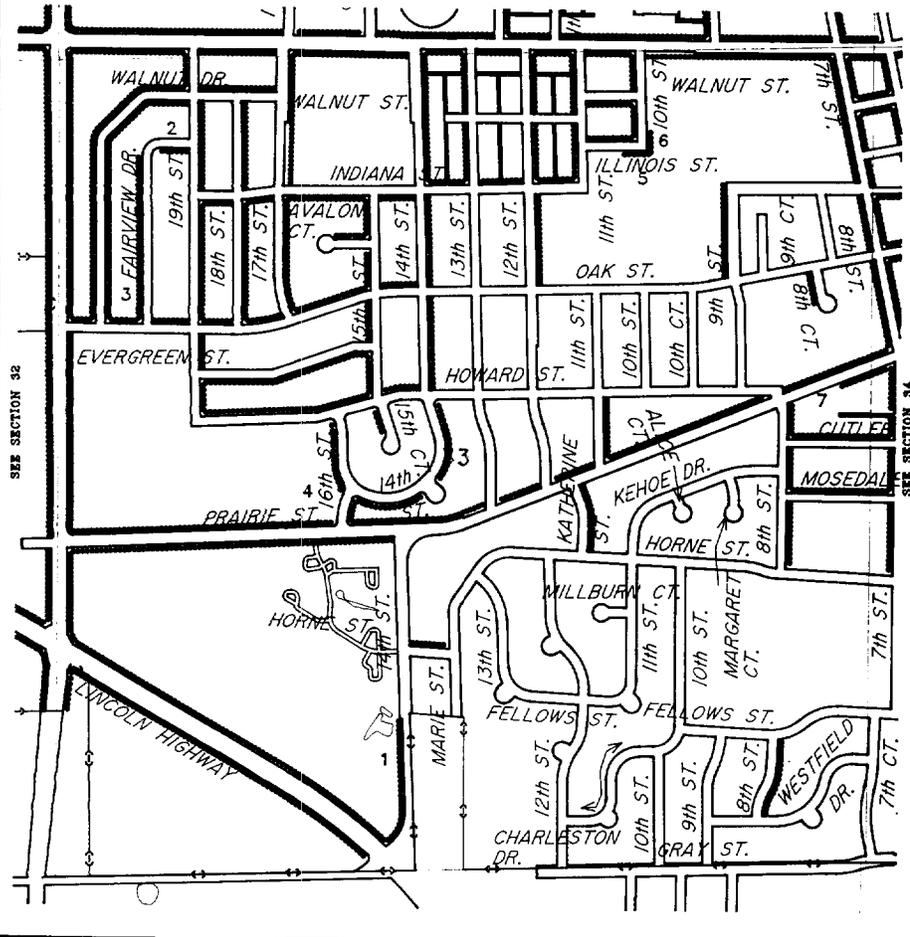
EXHIBIT NP-A-33
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
 NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 33

SEE SECTION 28



LEGEND: ——— NO PARKING THIS SIDE OF STREET
- - - - - NO PARKING ON SUNDAYS OR HOLIDAYS

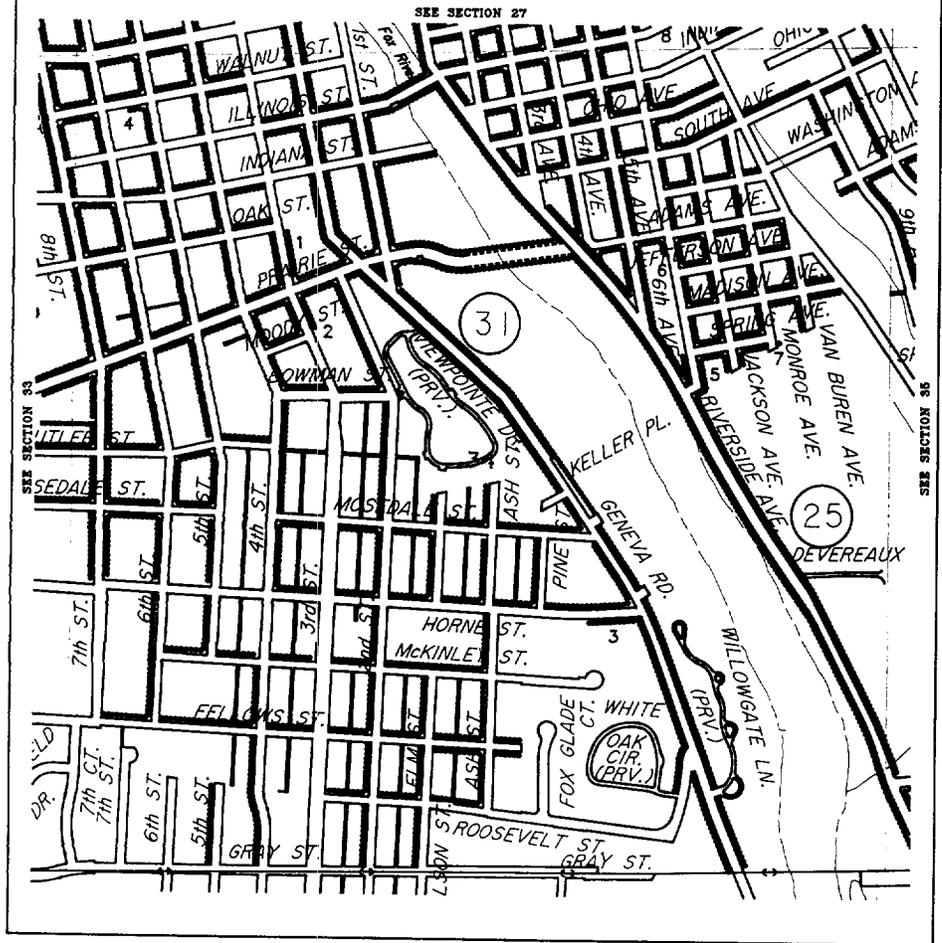


EXHIBIT NP-A-36
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
 NO PARKING ON SUNDAYS OR HOLIDAYS



SECTION 36

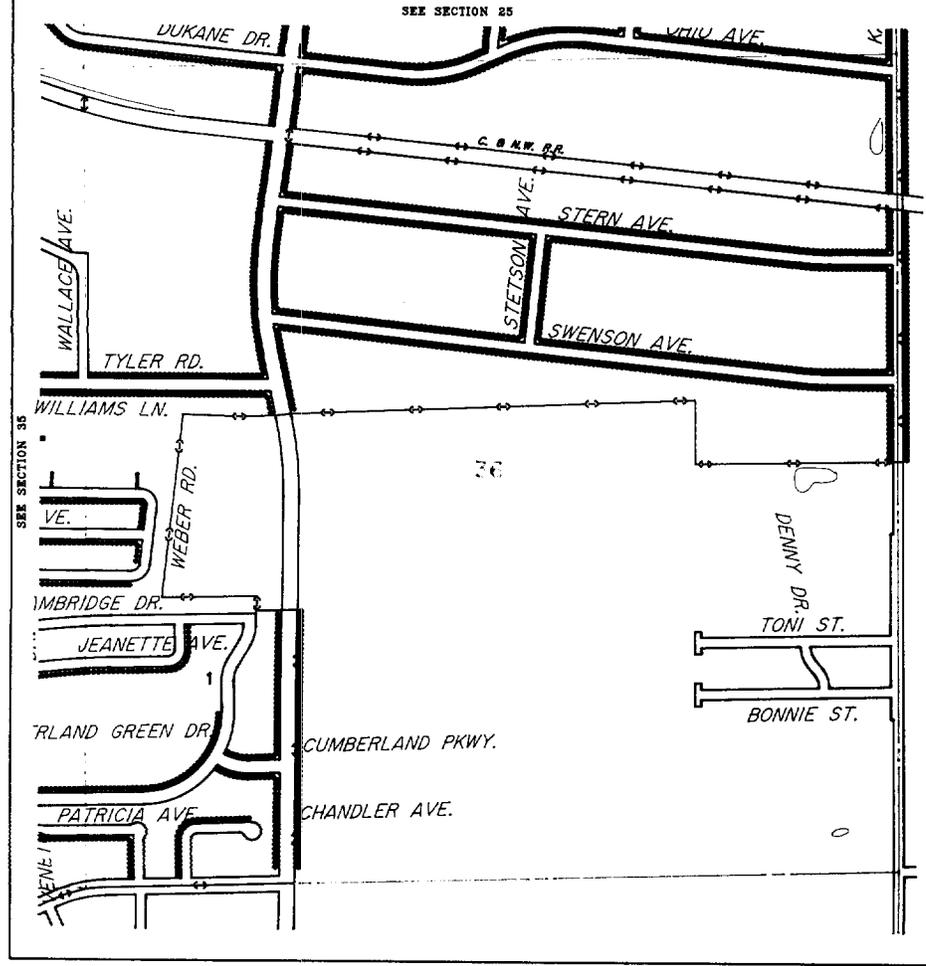


EXHIBIT NP-A-DU30
DATE : 01-94

LEGEND:  NO PARKING THIS SIDE OF STREET
 NO PARKING ON SUNDAYS OR HOLIDAYS

