

VILLAGE OF ANTIOCH

Ordinance No. 10-04-08

***AN ORDINANCE REVISING THE PARKING REGULATIONS
AND FINE STRUCTURE***

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES

OF THE

VILLAGE OF ANTIOCH, ILLINOIS

ON

APRIL 5, 2010

**Published in pamphlet form by authority of the Village Board
of the Village of Antioch, Lake County, Illinois,
this 9th day of April, 2010**

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ORDINANCE NO. 10-04-08

**AN ORDINANCE REVISING THE PARKING
REGULATIONS, METERS AND FINE STRUCTURE**

WHEREAS, the Village is in the process of establishing an adjudication court to more efficiently and expeditiously deal with a host of property maintenance, regulatory and minor criminal issues, and

WHEREAS, a significant part of that process is to set up a more efficient schedule of fines for these matters so that the public can more readily understand what fines will be applied to a particular offense or issue, and

WHEREAS, the current fines for many of these issues are out of date as they have not been revised or even reconsidered for many years, and

WHEREAS, the establishment of a consolidated fine schedule will make it much easier to locate an offense and determine the appropriate fine to be levied, thereby providing a greater clarity of information to the public and making the enforcement of the involved codes much simpler and more efficient for Village staff and police, and

WHEREAS, during the preparation of the fine schedules, the Village Attorney recognized that the parking regulations were not readily amenable to modifications that would readily allow the implementation of fine schedules, and further, that the code provisions have not been reviewed in a very long time, leading to some degree of anachronism in the existing code structure that should be updated,

NOW THEREFORE, BE IT ORDAINED by the Village of Antioch, Lake County, Illinois, as follows:

SECTION ONE: Section 7-1-3 of the Antioch Municipal Code is hereby amended and shall hereafter read as follows:

7-1-3: PARKING FINES:

A. OVERTIME VIOLATIONS: An overtime violation shall be prosecuted via a ticket initially issued at the rate shown as a first offense on the schedule of fines set forth in section 1-3-1A of this code. If the fine is not paid within fourteen (14) days of the issuance of the ticket the violation will be considered to be a second offense. If the fine is not paid within twenty-eight (28) days of the issuance of the ticket, the violation will be considered to be a third offense. Each ticketing of a subject vehicle shall be considered as a separate offense.

B. OTHER VIOLATIONS: Whoever violates any provision of this title relating to parking shall be fined as provided in the schedule of fines set forth in section 1-3-1A of this code for each offense. In the event the violation shall be for an offense that is not listed on the said schedule, the fine shall be set pursuant to the general penalty provided for in section 1-3-1 of this code.

SECTION TWO: Chapter 2 of Title 7 of the Antioch Municipal Code is hereby amended and it shall hereafter read as follows:

7-2-1: DEFINITIONS:

For the purpose of this section the following phrases shall have the meanings respectively ascribed to them:

PARKING METER: A mechanical, electro-mechanical or electronic device located upon a public street or sidewalk on a place regularly designated as a parking meter zone hereinafter defined, which device shall record a certain number of minutes by use of a clock mechanism determining the period of time for which parking privileges may be extended to the person depositing a sum of money therein, or which provides evidence of payment for parking privileges at a set daily flat rate.

PARKING METER ZONE: A section of a public street or publicly-owned parking lot, within marked boundaries, where a vehicle may be temporarily parked and allowed to remain.

ROADWAY: That portion of the street between regularly established curb lines.

SIDEWALK: That portion of a street between the curb line and the adjacent property lines.

METRA: The Metropolitan Rail Transportation Authority, being a division of the Regional Transportation Authority established by the State of Illinois and various other political subdivisions thereof.

VEHICLE: Any device by which any person or property may be transported upon a public highway, except those operated upon rails and permanent tracks.

7-2-2: PARKING ZONES ESTABLISHED:

Parking meter zones are created on the following locations in the Village:

1. In the METRA Station Parking Lot on Depot Street.

7-2-3: INSTALLATION OF METERS:

A. General: In the parking meter zones the Village Administrator shall cause parking meters to be installed in such numbers and at such places as the Village Board of Trustees may provide by resolution or motion. The Village Board of Trustees shall further, by resolution or motion, fix the time limitations for legal parking in the zones and the hours during the day when the parking meters or meter must be used and when the time limitations shall be effective. The Village Administrator shall indicate the time limitations by designating the same on the parking meter or meters or by appropriate signs posted in proximity to the meter in the zone.

B. Authorization To Carry Out Contracts: The Village Administrator is authorized to enter into such contracts as he or she may deem necessary to obtain and maintain an adequate number of functioning meters, and to coordinate parking facilities and enforcement with METRA officials or other agencies that may have jurisdiction over any parking zone, lot or facility.

C. Placement Of Meters: The parking meters installed in the parking meter zones as established and provided for in section 7-2-2 of this chapter shall be placed in areas convenient to each lot and space. Each parking meter shall be placed or set in such manner as to show or display by a signal or receipt that the parking space assigned to the meter is or is not legally in use. Each parking meter installed shall clearly indicate when there is overtime parking either on the face of the meter or on the receipt the meter issues.

D. Markings For Parking Places: The Director of Public Works shall have markings painted or placed upon the curb and/or upon the street for the purpose of designating the parking space for which the meter is to be used, and each vehicle using the lot or space shall park within the line or markings so established. It shall be unlawful and a violation of this section to park any vehicle across any such line or marking or to park a vehicle in such position that it shall not be entirely within the area so designated by the lines or markings.

7-2-4: DEPOSITS OF MONEY; COLLECTION:

A. Time Limits:

1. When any vehicle shall be parked in any space adjacent to which a parking meter is located in accordance with the provisions of this section, the operator of the vehicle, upon entering the parking space, shall immediately deposit sufficient funds into the parking meter to put the meter in operation. Failure to deposit funds and put the meter in operation shall constitute a violation of this section.

2. Upon placing the meter in operation as aforesaid, the parking space may be lawfully occupied by the vehicle for the period shown on the meter or receipt generated by it. If any such vehicle shall remain parked beyond the parking time limit as shown on the meter or receipt, the vehicle shall be considered parked overtime and shall constitute a violation of this section.

B. Designation Of Collectors: The Village Administrator shall designate such collectors and methods, as are necessary to properly collect all funds deposited in the parking meters. The collectors shall be only those employees as are now or hereafter duly bonded in the sum of not less than one thousand dollars (\$1,000.00) for the faithful performance of their duties. All monies so collected shall be deposited with the Village Clerk; provided, however, a separate fund (or accounting) shall be maintained at all times of such money so deposited.

7-2-5: PROHIBITED ACTS:

A. Tampering With Meters: It shall be unlawful and a violation of the provisions of this section or for any person to deface, injure, tamper with, open, wilfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this section.

B. Depositing Slugs: It shall be unlawful and a violation of the provisions of this section to deposit or cause to be deposited in any parking meter, any slug or any other substitute for a legally minted coin of the United States.

7-2-6: VIOLATION TICKETS:

It shall be the duty of the officers of the Village who are authorized to issue parking tickets to note on each such ticket:

A. The location and/or number of each parking meter which indicated that the vehicle occupying the parking space adjacent to the parking meter is or has been parking in violation of any of the provisions of this section;

B. The state vehicle license plate number and vehicle class;

C. The time the ticket was issued;

D. A statement in a form to be prepared by the Village Administrator in conjunction with the Village Attorney advising the offender of the fact of violation, the amount of the fine imposed and any penalty increases that may come due in the event the ticket is not promptly paid.

SECTION THREE: Section 7-3-1C of the Antioch Municipal Code is hereby repealed in its entirety.

SECTION FOUR: Section 7-3-4C of the Antioch Municipal Code is hereby repealed in its entirety.

SECTION FIVE: Section 7-3-5D2 of the Antioch Municipal Code is hereby repealed in its entirety.

SECTION SIX: Section 7-3-6 of the Antioch Municipal Code is hereby amended and shall hereafter read as follows:

7-3-6: RESTRICTED PARKING:

A. There shall be a maximum of two (2) hour parking along the north side of Ida Street from eight o'clock (8:00) A.M. to four o'clock (4:00) P.M., Monday through Friday.

B. There shall be no parking on the south side of Depot Street, between Pickard Avenue and Route 83 (Main Street) between the hours of eight thirty o'clock (8:30) A.M. and nine thirty o'clock (9:30) A.M., eleven thirty o'clock (11:30) A.M. to twelve thirty o'clock (12:30) P.M. or three o'clock (3:00) P.M. to four o'clock (4:00) P.M., Monday through Friday.

C. There shall be a maximum four (4) hour parking limitation along the east side of Spafford Street.

D. There shall be a maximum ten (10) minute parking limitation along the east side of Victoria Street in front of the commercial building located at 957 Victoria Street.

E. It shall be unlawful for the operator of any vehicle to stop, stand or park such vehicle on either side of Cameron Drive from Tiffany Farms Road to the end of Cameron Drive between the hours of eight o'clock (8:00) A.M. and four o'clock (4:00) P.M., Monday through Friday.

F. It shall be unlawful for the operator of any vehicle to stop, stand or park such vehicle along the west side of McMillan Road from Route 173 to the end of the curve across from 67 McMillan Road at any time.

G. It shall be unlawful for the operator of any vehicle to stop, stand or park such vehicle along the east side of Hillside Avenue from Crest Lane north to Blackmann Terrace.

H. It shall be unlawful for the operator of any vehicle to stop, stand or park such vehicle on the south side of Heron Drive from Route 59 west to the driveway of 1452 Heron Drive and on the north side of Heron Drive from Route 59 west to the driveway of 1451 Heron Drive.

SECTION SEVEN: Section 7-3-8E of the Antioch Municipal Code is hereby repealed in its entirety.

SECTION EIGHT: Section 7-3-14 of the Antioch Municipal Code is hereby amended and it shall hereafter read as follows:

7-3-14: PENALTY: Refer to 1-3-1A of this Code for a schedule of fines applicable to specifically identified offenses. Any person who violates any provision of this chapter that is not listed on the schedule set forth in 1-3-1A may be fined pursuant to the general penalty set forth in 1-3-1 of this Code. Each separate citation shall be considered a separate offense.

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

PASSED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF ANTIOCH, ILLINOIS, ON THIS 5TH DAY OF APRIL, 2010.

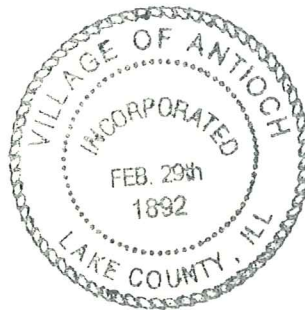
AYES: 6: Pierce, Poulos, Sakas, Crosby, Wolczyk and Jozwiak.

NAYS: 0.

ABSENT: 0.


LAWRENCE M. HANSON, MAYOR


CANDI L. ROWE, VILLAGE CLERK



STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

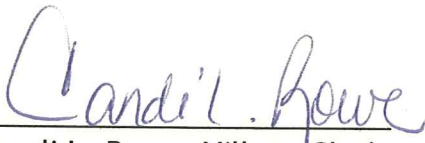
CERTIFICATE

I, Candi L. Rowe, certify that I am the duly appointed Municipal Clerk of the Village of Antioch, Lake County, Illinois.

I certify that on April 5, 2010, the Corporate Authorities of such municipality passed and approved **Ordinance No. 10-04-08**, entitled "***AN ORDINANCE REVISING THE PARKING REGULATIONS AND FINE STRUCTURE***" which provided by its terms that it should be published in pamphlet form.

The pamphlet form of **Ordinance No. 10-04-08**, including the Ordinance and cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on April 9, 2010, 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 Antioch, Illinois, this 9th day of April, 2010.


Candi L. Rowe, Village Clerk

