

VILLAGE OF ANTIOCH

Ordinance No. 10-04-15

***AN ORDINANCE AMENDING TITLE 10 CHAPTER 11 SECTION 2 OF THE VILLAGE
CODE REGARDING PARKING AND LOADING RESTRICTIONS***

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES

OF THE

VILLAGE OF ANTIOCH, ILLINOIS

ON

APRIL 19, 2010

**Published in pamphlet form by authority of the Village Board
of the Village of Antioch, Lake County, Illinois,
this 21st day of April, 2010**

LAWRENCE M. HANSON	President	DENNIS B. CROSBY	Trustee
		JAY JOZWIAK	Trustee
CANDI L. ROWE	Clerk	SCOTT A. PIERCE	Trustee
		TED P. POULOS	Trustee
ROBERT J. LONG	Attorney	GEORGE C. SAKAS	Trustee
		MICHAEL W. WOLCZYK	Trustee

ORDINANCE NO. 10-04-15

AN ORDINANCE AMENDING TITLE 10 CHAPTER 11 SECTION 2 OF THE VILLAGE CODE REGARDING PARKING AND LOADING RESTRICTIONS

WHEREAS, the Village of Antioch is a Non-Home Rule Illinois Municipal Corporation organized and operating under the Illinois Municipal Code, 65 ILCS 5/1 et seq.; and

WHEREAS, pursuant to Chapter 14 of Title 10 of the Antioch Village Code, a public hearing was commenced and adjourned by the Combined Planning Commission and Zoning Board on April 08th, 2010 after due notice by newspaper publication, pursuant to the application of Dustin Nilsen, on Behalf of the Village of Antioch ("Petitioner") to amend Title 10 of the Village Zoning Code; and

WHEREAS, the Combined Planning Commission and Zoning Board, following adjournment of the public hearing and consideration of all the evidence presented by the Applicant, staff and public, voted to recommend approval of a text amendment of Chapter 11 of Title 10 relating to Parking and Loading (the "Amendment"); and

WHEREAS, the Corporate Authorities have concluded and found that the Amendment, subject to and in conformance with the terms and conditions of this Ordinance, is necessary or desirable to permit services or facilities which are in the interest of public convenience, will contribute to the general welfare of the neighborhood or community, and will not, under the circumstances permitted by this Ordinance, be detrimental to the health, safety, morals or general welfare of persons residing or working in the vicinity, or injurious to property values or improvements in the vicinity; and

WHEREAS, the Corporate Authorities have concluded and found that the Amendment will enhance and promote the general welfare of the Village and the health, safety and welfare of the residents of the Village Such an amendment will not adversely affect the public health, safety, or general welfare of the community, and will be in conformity with the Comprehensive Plan in that:

1). The Amendment shall enable users of real property to enjoy and improve their structures without encroaching or infringing on the rights of neighboring property owners.

2). The Amendment shall limit the obstruction of the public right of way

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

SECTION I: The foregoing recitals represent the purpose and intent of this ordinance and insofar as each recital does it is incorporated by reference as a substantive provision as though fully set forth herein and

SECTION II: That Section 10-11-2E of Title 10 of the Antioch Village Code be and is hereby amended and shall hereafter provide as follows with underline (insert) denoting inserted language and ~~strikeout (delete)~~ denoting deleted language:

10-11-2 E. Use and Place Restrictions.

(A) Prohibited Uses. No parking area shall be used for the sale, storage, repair, dismantling, or servicing of any vehicles, equipment, materials, or supplies. Required parking, vehicle stacking spaces, and off-street loading spaces shall be reserved exclusively for their design purpose.

(B) Prohibited Parking. Parking or storage of any vehicle or part thereof, including but not limited to trailers, campers, boats, and recreation vehicles, on lawn areas in front or side yards, on areas set aside for landscaping, or on any other area not surfaced for off-street parking as provided in this Title is prohibited.

(C) Restrictions on Parking of Vehicles. The following vehicles shall neither be parked nor stored on a residentially zoned lot:

1. Commercial truck, trailer or construction vehicle or bus exceeding 8,000 pounds
2. Truck-tractor
3. Semi-trailer

This provision shall apply except when the vehicle is being used to render services, such as deliveries, pickups, or construction activity to property within 200 feet of where the vehicle is parked.

(D) Recreational Equipment and Vehicles. Recreational equipment shall include vehicles with recreational vehicle registration plates, motor homes, van campers, off highway vehicles, motorcycle trailers, travel trailers, campers, tent trailers, boats and boat trailers, snowmobiles, aircraft and non-motorized equipment used for transporting recreational equipment.

1. Recreational equipment may be parked on private property in a garage or carport. in rear yards and side yards, shall be placed on a permitted driveway surface (concrete, asphalt or approved brick pavers), and located in compliance the regulation of this chapter.
2. Overnight parking or recreational equipment on a public street or within a right of way is prohibited.
3. No recreational equipment shall be parked within 10' of any adjacent dwelling on an adjoining lot, nor shall it be parked within 1' of lot line and in any event, drainage of the lot must be maintained.
4. No recreational equipment shall be parked across public sidewalks.
5. No Recreational equipment shall be parked in front yards or side yards adjacent to a street:
6. Recreational equipment that is licensed for road use, less than 10' 6" in height, may be parked on a driveway in a required front yard or side yard adjacent to a street and shall be placed on a permitted driveway surface (concrete, asphalt or approved brick pavers).
7. Recreational equipment parked in a side yard must be located further back than the front building line of the adjacent property.
8. Driving over a lawn to park/retrieve a lawfully parked and permitted trailer, boat or camper is allowed. This does not warrant users from covenant or grant rights to owners to trespassing onto private property.

(E) Vehicles Used for Other Purposes. The following shall not be used for conduct of business or for a dwelling: travel trailer, tent trailer, pick-up camper or coach, motorized dwelling or van.

SECTION III: Nothing in this Ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action arising, acquired or existing under any act or ordinance or portion thereof hereby repealed or amended by this ordinance; nor shall any just or legal right, claim, penalty or remedy of any

character of the corporate authority existing on the effective date hereof be lost, impaired or affected by this Ordinance.

SECTION IV: If any provision, clause, sentence, paragraph, section, or part of this ordinance or application thereof to any person, firm, corporation, public agency or circumstance, shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this ordinance and the application of such provision to other persons, firms, corporation, or circumstances, but shall be confined in its operation to the provision, clause, sentence, paragraph, section, or part thereof directly involved in the controversy in which such judgment shall have been rendered and to the person, firm, corporation, or circumstances involved. It is hereby declared to be the legislative intent of the corporate authorities that this ordinance would have been adopted had such unconstitutional or invalid provision, clause, sentence, paragraph, section, or part thereof not been included.

SECTION V: This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as required by law.

APPROVED 19th day of April, 2010.

AYES: 5: Poulos, Sakas, Crosby, Wolczyk and Jozwiak.

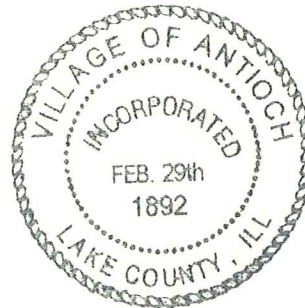
NAYS: 0.

ABSENT: 1: Pierce.


LAWRENCE M. HANSON, President

ATTEST:

By: 
CANDI L. ROWE, Village Clerk



STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

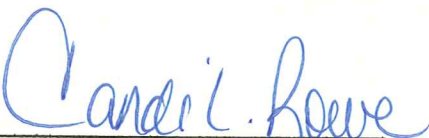
CERTIFICATE

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 19, 2010, the Corporate Authorities of such municipality passed and approved **Ordinance No. 10-04-15**, entitled "**AN ORDINANCE AMENDING TITLE 10 CHAPTER 11 SECTION 2 OF THE VILLAGE CODE REGARDING PARKING AND LOADING RETRICTIONS**" which provided by its terms that it should be published in pamphlet form.

The pamphlet form of **Ordinance No. 10-04-15**, including the Ordinance and cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on April 21, 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 21st day of April, 2010.


Candi L. Rowe, Village Clerk

