

ORDINANCE NO. 19 - _____

**AN ORDINANCE AMENDING TITLE 11, CHAPTER 2, ARTICLE B
OF THE NAPERVILLE MUNICIPAL CODE TO ESTABLISH REGULATIONS FOR
THE CITY'S COMMUTER PARK-AND-RIDE PARKING LOTS**

WHEREAS, the City of Naperville is a home rule unit of local government under the laws and Constitution of the State of Illinois; and

WHEREAS, the City of Naperville has the authority, and as set forth herein, does hereby establish regulations to provide a fair and efficient method for operating its municipal owned parking lots used for transporting the public to commuter train stations; and

WHEREAS, the City of Naperville opened its 95th Street Park-and-Ride public parking lot in 2008 and it was intended to be used to allow the public to temporarily park vehicles in conjunction with using a shuttle or other transit to commute to a commuter train station; and

WHEREAS, the 95th Street Park-and-Ride public parking has been repeatedly subject to the parking and storing of vehicles unrelated to using a shuttle or other transit to commute to a commuter train station, including the storage of vehicle for commercial purposes and vehicles that have been abandoned or are being marketed for-sale; and

WHEREAS, the City Council has determined that the establishment of this ordinance regulating its municipal owned parking lots that are used for transporting the public to commuter train stations is in the best interests of the City and the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule authority, as follows:

SECTION 1: The Recitals above are incorporated herein and made part hereof as though fully set forth in this Section 1.

SECTION 2: Section 11-2B-1 of the Naperville Municipal Code, entitled "Definitions" is hereby amended to include the following underlined language:

Article B. – MUNICIPAL PARKING LOTS AND PARKING REGULATIONS

SECTION:

11-2B-1: DEFINITIONS:

BICYCLE STORAGE LOCKER: though COMMUTER PARKING LOT: * * *

COMMUTER PARK-AND-RIDE LOT: A Municipal Parking Lot where parking is permitted for the purpose of utilizing a shuttle or transit to a commuter train station.

DAILY FEE PARKING ZONE through VISITOR: * * *

SECTION 3: Title 11, Chapter 2, Article B, of the Naperville Municipal Code is hereby amended to add Section 12, entitled “COMMUTER PARK-AND-RIDE LOTS” to read in its entirety as follows:

11-2B-12: - COMMUTER PARK-AND-RIDE LOTS:

1. The Commuter Park-And-Ride Lots specified in this Section are Parking Lots used for the purpose of temporarily parking a permissible vehicle in conjunction with using a shuttle or other transit to commute to a commuter train station:
 - 1.1. 2601 Wolfs Crossing Road; 95th Street Park-and-Ride
2. No person shall park any vehicle in any Commuter Park-And-Ride Lot between the hours of two o'clock (2:00) a.m. and five o'clock (5:00) a.m. of any day.
3. Towing:
 - 3.1. All Commuter Park-And-Ride Lots specified in this Section are hereby designated as “tow away zones” and shall be appropriately posted as such.
 - 3.2. Any vehicle parked in a Commuter Park-And-Ride Lot in violation of this Section may be towed in accordance with Section 11-2A-14 of this Chapter.
4. Marked Parking Zones:
 - 4.1. Vehicles parking in any Commuter Park-And-Ride Lot shall be parked completely within the marked parking space lines.

- 4.2. It shall be unlawful to park a vehicle across or touching any parking space line or marking.
- 4.3. It shall be unlawful to park a vehicle such that a portion of the vehicle extends over the marked parking space lines.
- 4.4. It shall be unlawful to park a vehicle in any manner that interferes with the parking of a vehicle in an adjacent parking space or spaces.
- 4.5. Where there are no marked parking space lines, vehicles shall be parked in accordance with directions on lawfully posted signs.

5. Vehicle Limitations:

- 5.1. No motor vehicle in excess of seven (7) feet in overall width or twenty (20) feet in overall length, including anything attached, connected or jointed thereto, shall be parked in any Commuter Park-And-Ride Lot.

SECTION 4: Any ordinances, or parts of ordinances, in conflict with this Ordinance, are hereby expressly repealed.

SECTION 5: If any section, paragraph, or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision, shall not affect any of the remaining provisions of this Ordinance or any other City ordinance, resolution, or provision of the Naperville Municipal Code.

SECTION 6: That this Ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED this _____ day of _____ 2019.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2019.

By: _____
Steve Chirico
Mayor

ATTEST

Pam Gallahue, Ph.D.
City Clerk