

ORDINANCE NO. 21 - _____

**AN ORDINANCE AMENDING TITLE 11 (MOTOR VEHICLES AND TRAFFIC),
CHAPTER 2 (PARKING) OF THE NAPERVILLE MUNICIPAL CODE
TO MODIFY REGULATIONS FOR THE
VAN BUREN AND WATER STREET PARKING FACILITIES**

Recitals

1. **WHEREAS**, the City of Naperville is a home rule unit of local government under the laws and Constitution of the State of Illinois; and
2. **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; and
3. **WHEREAS**, the City of Naperville, DuPage and Will Counties, Illinois (“City”), is a home rule unit of government and, pursuant to the provisions of Article VII, Section 6(a) of the Illinois Constitution, may exercise any power and perform any function pertaining to its government and affairs.
4. **WHEREAS**, the City Council has determined that the establishment of this ordinance regulating its municipal owned parking lots is in the best interests of the City and the public.

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

SECTION 1: The foregoing Recitals are hereby incorporated in this Section 1 as though fully set forth herein.

SECTION 2: Section 11-2B-2 of the Naperville Municipal Code, entitled “Municipal Parking Lots” is hereby amended to include the following underlined language and delete the following stricken language:

11-2B-2: MUNICIPAL PARKING LOTS:

Parking in municipal parking lots shall be permitted only in accordance with table 11-2B-2 of this Section, and the provisions of this Article:

TABLE 11-2B-2 MUNICIPAL PARKING LOTS

Location	30 Minute Parking	1 Hour Parking	2 Hour Parking	3 Hour Parking	All Day Parking ¹	CBD Permit Only ⁵	ADA Handicapped Parking	Reserved/Hotel Parking ⁴	Electric Vehicle Parking Space	Subtotal By Location
Court Place/Concert Lane ²			81				4			85
Central Park Road			24				2			26
Nichols library	6	35		78			5	7		131
Van Buren lot I	16			85			5		2	108
Paw Paw parking lot				121			8			129
Riverview parking lot				48			2			50
Riverwalk parking lot				23			2			25
Central parking facility										
Level 1 ¹				156			10			166
Level 2 ²				28	121		2	57		208
Level 3 ³					179					179
Van Buren parking facility										
Lower level ³				45			1		2	48
First level				95	68		4			167
Second level ²					165		5			170
Third level ²					163		4			167
Fourth level					75 75	100	1			176
Fifth level					64	64				64
Water Street District Parking Facility										
First level ¹				61						61
Second level ¹				54			4	37		95
Third level ^{2&3} (as posted)				28	29		2	38		97
Fourth level ²					76		2	21		99
Fifth level ²					75 46	29	1	21		97
Sixth level ²					72	72				72
Off street total spaces	22	35	105	822	1187 922	265	64	181	4	2,420

Notes:

1. Parking after 9:00 a.m.
2. Unlimited CBD permit parking.

*January 1 to April 15 only.

3. 3 hour parking 5:00 a.m. to 2:00 a.m.

4. Reserved spaces at the Water Street District parking facility are hotel spaces.

5. Parking permitted only for vehicles displaying a CBD parking permit.

No parking 2:00 a.m. to 5:00 a.m. in municipal parking lots.

All handicapped stalls have no time restrictions associated with them.

1. Parking Space Markings:

1.1. Except for parking holidays as designated by this Article, vehicles parked in any municipal parking lot shall be parked completely within the marked parking space lines. No portion of the vehicle shall extend over the marked lines at any point.

1.2. Except for parking holidays as designated by this Article, where there are no marked parking space lines, vehicles shall be parked in accordance with the directions on lawfully posted signs.

2. Vehicle Limitations:

2.1. Except for parking holidays as designated by this Article, no motor vehicle in excess of seven (7) feet in overall width or twenty (20) feet in overall length, including anything attached, connected, or joined thereto, shall be parked in any parking lot under the City's jurisdiction.

3. Time Limits; Exceptions: No person shall park a vehicle in a municipal parking lot for a period of more than three (3) hours, except as specified as follows:

3.1. In the central business district, CBD employee parking permit holders may park in the following locations:

3.1.1. On levels 3 and 4 of the Van Buren parking facility without time restrictions;

3.1.2. On level 2 of the central parking facility without time restrictions during the period of January 1 through April 15, annually;

3.1.3. On level 3 of the central parking facility without time restrictions;

3.1.4. On Court Place and Central Park Road without time restrictions; and

3.1.5. On the upper level, eastern half of the Municipal Center.

3.1.6. On levels 3,4,5 and 6 of the Water Street District parking facility as posted.

3.2. In the Nichols library and Naper Boulevard library parking lots:

3.2.1. Three-hour parking where designated by posted signs;

3.2.2. One-hour parking where designated by posted signs.

3.3. In the Van Buren lot 1 parking lot in the sixteen (16) 30-minute limited parking stalls designated by posted sign.

4. Naperville Park District Parking Lots: No person shall park a vehicle in a Naperville park district parking lot, as specified in this Subsection, for a period of more than three (3) hours between six o'clock (6:00) a.m. to six o'clock (6:00) p.m. daily, except as specified below:
 - 4.1. Rubin Community Center Lot:
 - 4.1.1. Four-hour parking from six o'clock (6:00) a.m. to six o'clock (6:00) p.m. daily where designated by sign;
 - 4.1.2. Handicapped accessible spaces where designated by sign;
 - 4.1.3. No parking drop off zone where designated by sign; and
 - 4.1.4. Permit parking between six o'clock (6:00) a.m. to six o'clock (6:00) p.m. daily where designated by sign.
 - 4.2. Park District Administration Lot:
 - 4.2.1. Parking in the circle fronting the park district administration building shall be restricted to fifteen (15) minutes between six o'clock (6:00) a.m. to six o'clock (6:00) p.m. daily, where designated by sign;
 - 4.2.2. Handicapped accessible spaces where designated by sign; and
 - 4.2.3. Permit parking between six o'clock (6:00) a.m. to six o'clock (6:00) p.m. daily where designated by sign.
 - 4.3. Rotary Hill Lot:
 - 4.3.1. Handicapped accessible spaces where designated by sign.
5. Water Street District Parking Facility Hotel Parking
 - a. Guest vehicles located in marked "Hotel" spaces are privately managed by the hotel operator and not subject to time restrictions.
 - b. Vehicles displaying an authorized hotel guest parking permit may park overnight in public parking spaces if all hotel spaces are filled.
 - c. No parking is allowed between 2:00 AM and 5:00 AM unless vehicles are parked in a designated hotel space or display an authorized hotel guest parking permit.

SECTION 3: Section 11-2B-4 of the Naperville Municipal Code, entitled "Central Business District Employee and Residential Tenant Parking Permits and Visitor Temporary Parking Passes" is hereby amended to include the following underlined language and delete the following stricken language:

11-2B-4: CENTRAL BUSINESS DISTRICT EMPLOYEE AND RESIDENTIAL TENANT PARKING PERMITS AND VISITOR TEMPORARY PARKING PASSES:

Parking permits for employees and residential tenants employed or residing within the Central Business District (CBD) and visitor temporary CBD parking passes may be issued in accordance with this Section.

1. Rules And Regulations: The City Manager or his or her designee shall promulgate CBD parking permit rules and regulations to supplement the requirements of this Section concerning the display and use of CBD business employee and residential tenant parking permits. A copy of such rules and regulations shall be available to permit holders in the Finance Department and shall be made available to each permit holder when a renewal permit is issued if substantive changes are made to the rules and regulations.

Visitor temporary CBD parking passes will be issued at the discretion of the City Manager or his or her designee in coordination with the Naperville Development Partnership. Visitor temporary CBD parking passes are available to persons attending conferences or meetings at downtown businesses when City parking regulations prohibit the person from parking legally.

2. Availability: CBD business employee and residential tenant parking permits may be issued by the City Finance Department upon application and payment of all applicable fees for employee parking for businesses located within the central business district, and for tenants of residential real property for which alternate parking is not available within or immediately adjacent to the central business district.

The Naperville Development Partnership will issue visitor temporary CBD parking passes by request of local businesses or outside organizations scheduling to meet in downtown Naperville when City parking regulations inhibit the ability of the attendees to legally park.

3. Application:
 - 3.1. Application for CBD business employee and residential tenant parking permits may be made in the City Finance Department.

Requests for Visitor Temporary CBD Parking Passes shall be made to the Naperville Development Partnership.

- 3.2. Application for CBD business employee and residential tenant parking permits may be made by the owner of any business within the CBD, or by the owner of any residential rental real property for which alternate parking is not available immediately within or adjacent to the central business district.

- 3.3. Applications for CBD business employee and residential parking permits shall include:

3.3.1. The name, address, telephone and fax number of the business or rental property owner or his or her duly authorized agents or managers;

- 3.3.2. The address of the business or rental property for which application is being made, if different from the owner's address;
- 3.3.3. The identification numbers of all permits issued pursuant to the application; and
- 3.3.4. Such other information as the City Manager shall reasonably require to implement this Section.

4. Fees:

4.1. No fee shall be required for a CBD business employee and residential tenant parking permit. ~~The fee for a CBD business employee and residential tenant parking permit shall be five dollars (\$5.00) for each individual permit issued for the calendar year, or any part thereof during which the permit is issued, and all fees paid pursuant to this Section shall be nonrefundable;~~

4.2. CBD business employee and residential tenant parking permits shall be valid from January 1 through December 31, and shall be uniquely identifiable by a different color for each calendar year.

4.3. Visitor temporary CBD parking passes are at no cost to the businesses issued the passes. All costs associated with the printing and distribution of the visitor temporary CBD parking passes shall be at the expense of the Naperville Development Partnership.

5. Display and Use: CBD business employee and residential tenant parking permits and visitor temporary CBD parking passes shall be valid only if displayed and used in accordance with this Subsection and any duly promulgated regulations.

5.1. CBD business employee and residential tenant parking permits shall be displayed by hanging over the rearview mirror so that the permit number is clearly visible through the front windshield from outside the vehicle.

5.2. Except as provided in this Subsection, vehicles displaying CBD business employee and residential tenant parking permits shall not park on any City street or in any municipal parking lot.

5.3. CBD business employee and residential tenant parking permits shall be nontransferable.

5.4. Visitor temporary CBD parking passes shall be displayed by hanging over the rearview mirror so that the permit number is clearly visible through the front windshield from outside the vehicle. The style and contents of the visitor temporary CBD parking pass shall be at the discretion of the Naperville Police Department. The pass must display the period that the pass is to be valid, but not to exceed a one-week period.

6. Revocation of CBD Business Employee Parking Permits: Any permit issued pursuant to this Section may be revoked in accordance with the provisions of Section 3-2-12 of this Code.

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 and approval as provided by law.

PASSED this _____ day of _____ 2021.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2021.

By: _____
Steve Chirico
Mayor

ATTEST

Pam Gallahue, Ph.D.
City Clerk