

ORDINANCE NO. 75-3

AN ORDINANCE REVISING THE REGULATIONS PERTAINING  
TO THE PARKING OF VEHICLES.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VIL-  
LAGE OF CHATHAM, ILLINOIS:

SECTION 1. Whenever in this ordinance the following  
terms are used, they shall have the meanings ascribed to them  
in this Section.

Crosswalk. That portion of a roadway ordinarily in-  
cluded within the prolongation or extension of curb and property  
lines at intersections or any other portion of a roadway clearly  
indicated for pedestrians crossing by lines or other markings on  
the surface.

Intersection. The area embraced within the prolonga-  
tion or connection of the lateral curb lines, or, if none, then  
the lateral boundary lines of the roadways of two highways, which  
join one another at, or approximately at, right angles, or the  
area within which vehicles traveling upon different roadways join-  
ing at any other angle may come in conflict.

Motor vehicle. Every vehicle which is self-propelled.

Park. To stand a vehicle, whether occupied or not, for  
a period of time greater than is reasonably necessary for the  
actual loading or unloading of persons.

Parkway. That portion of a street between the property  
line and the roadway not used for sidewalks.

Property line. The line marking the boundary between  
any street and the lots or property abutting thereon.

Roadway. That portion of a street or highway between  
the regularly established curb lines or, on streets on which

curbs have not been constructed, that part of a street improved and intended to be used for vehicular travel.

Street or highway. The entire width between property lines of every way or place whatever nature when any part thereof is open to the use of the public, as a matter of right, for the purpose of vehicular traffic.

Vehicle. Every device in, upon or by which any person or property is or may be transported or drawn upon a highway except devices moved by human power or used exclusively upon stationary rails or tracks.

SECTION 2. It shall be unlawful to permit any vehicle to stand at any time in any of the following places, except when necessary to avoid conflict with other traffic, or in compliance with the directions of a policeman or traffic-control device:

- (1) In any intersection.
- (2) In a crosswalk.
- (3) Within thirty feet of a traffic signal or sign on the approaching side.
- (4) Within twenty feet of any intersection or crosswalk.
- (5) Within fifteen feet of a fire hydrant.
- (6) At any place where the vehicle would block the use of a driveway.
- (7) On any sidewalk or parkway.
- (8) At any place where official signs prohibit parking.

SECTION 3. Either side or both sides, or any portion of either side, of any street may be designated as a restricted parking district by the Village Board, and any such restrictions shall be effective for such time as may be designated by

appropriate signs designating the effective time of day of such parking restriction, as well as the duration of time that parking is allowed. Such designation shall be evidenced by signs or legends or notices on or near the curbing of the streets or portions thereof where such restriction is to be effective.

SECTION 4. No vehicle shall be parked for any period of time in excess of the time posted on the officially erected sign or legend or notice effective for the parking space for which it is erected during the effective time thereof.

SECTION 5. The police department is hereby authorized to remove and tow away or have removed and towed away by commercial towing service, any vehicle illegally parked in any place where such parked vehicle creates or constitutes a traffic hazard, blocks the use of a fire hydrant, obstructs the movement of any emergency vehicle, or any vehicle which has been parked in any public street or other public place in violation of any provision of this ordinance.

SECTION 6. The driver of a vehicle shall not park such vehicle in a roadway other than parallel with the street or curb and headed in the direction of traffic, with the curbside wheels of the vehicle within six inches of the edge of the roadway; provided, that upon streets which have been marked for diagonal or angle parking, vehicles shall be parked at the angle indicated by such marks or signs. In no event shall a vehicle be parked headed against the direction of traffic.

SECTION 7. It shall be unlawful to park any vehicle upon any street for the purpose of displaying it for sale, or to park any vehicle upon any street from which vehicle merchandise is peddled.

SECTION 8. The parking of vehicles may be prohibited at all times, or between certain hours, on any street or portion of street when such parking may impede the free flow of traffic on such street or create a hazardous condition. Appropriate signs shall be erected and maintained giving notice of such parking prohibition. No person shall park a vehicle during the time prohibited at places so indicated by official signs.

SECTION 9. It shall be unlawful to park any vehicle on either side of Illinois State Route 4, also known as Main Street, between the intersections of Walnut Street and Chestnut Street.

SECTION 10. It shall be unlawful at any time to park for more than two hours any vehicle weighing more than 8,000 pounds upon either side of those portions of Chestnut, Market and Mulberry Streets, abutting the public square; provided that under special circumstances the village board may issue a special permit for longer parking around the public square by such a vehicle where it is in the public interest.

SECTION 11. No person shall park a motor vehicle on private property without the consent of the owner of the private property.

SECTION 12. In all cases of parking violations, the registered owner of the vehicle at the time of the violation, as well as the vehicle itself and the actual operator thereof, shall be presumed to be a violator.

SECTION 13. No vehicle shall be parked for any period of time in excess of the time posted on the officially erected sign or legend or notice effective for the parking space for which it is erected during the effective time thereof.

SECTION 14. A parking violation notice shall be issued by a police officer for every vehicle parked, stopped or permitted to stand in violation of this ordinance. If a police officer is able to find the driver or other person in charge thereof, without leaving the immediate vicinity of such vehicle, such parking violation notice shall be delivered to such person; but if the officer is unable to find the person driving or in charge of such vehicle in the immediate vicinity thereof, he shall fasten such parking violation notice upon the windshield, side window or cab of such vehicle in a place where the same is clearly visible to a person entering or driving such vehicle.

SECTION 15. Every police officer shall, by appropriate mark or writing, indicate on each traffic violation notice issued by him the time and location and type of violation for which such traffic violation notice is issued, the type of vehicle and, if known, the name and address and operator's license of the person to whom such license was issued or who was responsible for the violation in question, and such other information as such officer may deem to be desirable.

SECTION 16. The owner or driver of any vehicle who is issued a parking violation notice for violating any of the provisions of this ordinance, may avoid prosecution for violating this ordinance by paying within 48 hours of the time of issuance of such notice of traffic violation by paying to the village at the village office the sum of \$1.00 for all overtime parking offenses, the sum of \$5.00 for parking in a restricted zone, the sum of \$2.00 for all other parking offenses, and by surrendering at the village office the parking violation notice delivered to

him or placed upon such vehicle, after indicating thereon his name, street address, and city of residence. If such owner or driver fails to pay an amount designated in the preceding sentence within 48 hours of such violation, he may avoid prosecution for violating this ordinance only by paying double the amount specified above for his violation before a complaint is filed. A receipt shall be issued for all money so received, and such money shall be promptly turned over to the Village Treasurer and shall by him be credited to the corporate fund of the Village.

SECTION 17. The owner or driver of any vehicle parked, stopped or permitted to stand in violation of this ordinance who shall fail to pay the sum provided by Section 16 to avoid prosecution for his offense when a parking violation notice has been issued, shall be prosecuted for violating this ordinance and, upon conviction thereof, shall be punished by a fine of not less than \$5.00 for overtime parking; not less than \$8.00 for all other parking offenses; and in no case more than \$200.00 for a single offense.

SECTION 18. Any person arrested for a violation of any provision of this ordinance shall be released upon proper bail being furnished as required by law.

SECTION 19. Unless another penalty is expressly provided herein, every person convicted of a violation of any provision of this ordinance shall be punished by a fine of not less than \$5.00 nor more than \$200.00.


SECTION 20. "An Ordinance Regulating Parking of Motor Vehicles", passed and approved October 11, 1971, is hereby repealed.

SECTION 21. This ordinance shall be in full force and effect 10 days after its passage, approval and due publication.

PASSED May 15, 1975

APPROVED May 15, 1975

PUBLISHED May 23, 1975

  
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President, Board of Trustees,  
Village of Chatham, Illinois

ATTEST:

  
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Village Clerk