

38-O-00

AN ORDINANCE

**Adding Section 9-5-29 to the City Code
of the City of Evanston, Prohibiting
the Unauthorized Use of Vehicle
Immobilization Devices ("Booting")
Within the City Limits.**

WHEREAS, The booting of vehicles on private property is difficult to regulate in such a manner as to protect citizens against its abuse; and

WHEREAS, The practice of booting by private parties could lead to hostile, face to face encounters with vehicle owners; and

WHEREAS, Private property owners may have unlawfully-parked vehicles towed from their premises, and are thereby provided an adequate, alternative remedy to booting,

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: That the City Code of the City of Evanston of 1979, as amended, is hereby further amended by adding Section 9-5-29, which section reads as follows:

9-5-29: PROHIBITION OF BOOTING BY PRIVATE PARTIES.

- (A) To "boot" a motor vehicle means the act of securing an immobilization device to the wheel of a parked motor vehicle in such a manner as to prevent its operation.
- (B) Except as provided in subsection (C), no person may boot a motor vehicle within the Evanston City limits.
- (C) The City Manager or his designee may boot a vehicle in accordance with Section 10-6-14 of this Code.

(D) Any person violating the provisions of this section shall be subject to a fine of five hundred dollars (\$500.00) for each occurrence.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law, provided that this ordinance shall terminate and be of no effect 90 days from and after its passage, approval, and publication in the manner provided by law, unless affirmatively adopted by City Council action.

Introduced: May 8, 2000

Adopted: June 12, 2000

Approved: June 14, 2000

Ann Rainey
Mayor Pro Tem

ATTEST:

Mary J. Morris
City Clerk

Approved as to form:
[Signature]
Corporation Counsel