

Effective Date: December 17, 2010

11/8/10

87-O-10

AN ORDINANCE

Amending Title 7, "Public Ways", Chapter 2, "Streets, Sidewalks, and Public Ways", Section 5 "Occupation of Streets for Building Purposes" of the Evanston City Code

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

SECTION 1: That Subsection 3, "Permit Fees", of Title 7, "Public Ways", Chapter 2, "Streets, Sidewalks, and Public Ways", Section 5, "Occupation of Streets for Building Purposes" of the Evanston City Code of 1979, as amended (City Code), is hereby further amended to read as follows:

7-2-5-3 PERMIT FEES:

Permits for the obstruction or closure of streets, alleys, or sidewalks shall be paid in accordance with the following schedule:

| | |
|-----------------------|--------------------------------------|
| Sidewalk/parkway | \$1.50/ lin. ft./week (\$50 minimum) |
| Parking lane | \$1.50/ lin. ft./week (\$50 minimum) |
| Traffic lane or alley | \$1.50/ lin. ft./week (\$50 minimum) |

PENALTIES: The penalty shall be \$500 per day if the permit expires and the obstruction remains; however, the Director of Public Works may extend the permit upon request by the applicant. The penalty shall be \$500 per day for obstructing the public way without a permit (except in cases of emergency); however, if all permit requirements are subsequently met and a permit is issued, the penalty may be reduced to an amount equal to the first month's permit fee using the schedule above.

Nothing in this Section shall be interpreted to apply a fee to the closing or obstructing of streets or sidewalks for the purposes of a permitted block party.

Nothing herein contained shall preclude the City from maintaining an action against the person to recover damage done to any street or sidewalk.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: That if any provision of this Ordinance 87-O-10 or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance 87-O-10 that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance is severable.

SECTION 4: That this Ordinance 87-O-10 shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: November 8, 2010

Approved:

Adopted: November 22, 2010

December 3, 2010

Elizabeth B. Tisdahl

Elizabeth B. Tisdahl, Mayor

Attest:

Rodney Greene
Rodney Greene, City Clerk

Approved as to form:

W. Grant Farrar
W. Grant Farrar, Corporation Counsel