

58-O-17

AN ORDINANCE

Amending City Code Section 7-2-5-3, "Permit Fees," to Include Block Party Regulations

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

SECTION 1: Section 7-2-5-3, "Permit Fees," of the Evanston City Code of 2012, as amended, is hereby further amended to read as follows:

7-2-5-3. - PERMIT FEES AND BLOCK PARTIES.

Permits for the obstruction or closure of public right-of-way shall be paid in accordance with the following schedule:

Sidewalk/parkway \$1.50/lin. ft./week (\$50.00 minimum)

Parking lane \$1.50/lin. ft./week (\$50.00 minimum)

Traffic lane or alley \$1.50/lin. ft./week (\$50.00 minimum)

Penalties. The penalty shall be five hundred dollars (\$500.00) 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 five hundred dollars (\$500.00) 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 herein contained shall preclude the City from maintaining an action against the person to recover damage done to any public right-of-way.

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.

City of Evanston residents may apply to the City for a permit to have block party and must complete and submit a block party application to the Public Works Agency. The block party applicant must list the proposed location and date/time of the block party. The application must be submitted to the City of Evanston 311 System at least ten (10)

business days in advance of the proposed block party. All persons within the affected block must be notified by the applicant. If (3) three or more persons within the affected block object to the closing of the street or the proposed activities, the City will not issue a block party permit.

Block parties are permitted by the City May 1 through September 30 of every calendar year.

SECTION 2: The findings and recitals contained herein are declared to be prima facie evidence of the law of the City and shall be received in evidence as provided by the Illinois Compiled Statutes and the courts of the State of Illinois.

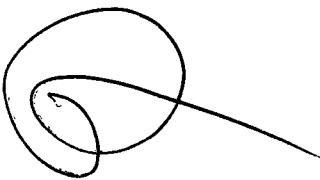
SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: This ordinance shall be in full force and effect from and after its passage, approval and publication in the manner provided by law.

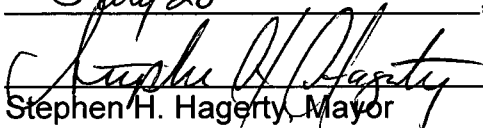
SECTION 5: If any provision of this ordinance or application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this ordinance is severable.


Introduced: July 10th, 2017

Adopted: July 10th, 2017

Attest: 

Devon Reid, City Clerk

Approved:
July 28, 2017

Stephen H. Hagerty, Mayor

Approved as to form:


W. Grant Farrar, Corporation Counsel