

11/07/2018
11/08/2018

130-O-18

AN ORDINANCE

Amending Evanston City Code 7-2-6(G), "Moving Vehicle Parking and Storage Containers on Public Ways," To Require a Permit and Add Police Powers

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

SECTION 1: Section 7-2-6 of the Evanston City Code of 2012, as amended, is hereby further amended to read as follows:

(G) Moving Vehicle Parking and Storage Containers on Public Ways:

1. **Purpose:** The purpose of this Subsection is to allow public parking spaces and/or other public right-of-way spaces to be reserved for loading and unloading of moving vehicles and storage containers without obstructing traffic flow.
2. **Permits Required.**
 - a. **Storage Container.** No storage container shall be placed in public parking spaces and/or public right-of-way unless a permit shall have been first obtained from the Director of Public Works or his/her designee in order to reserve public parking spaces and/or other public right-of-way spaces for storage containers.
 - b. **Moving Vehicle.** A permit is required for moving vans/ vehicles in order to reserve public parking spaces and/or other public right-of-way spaces for moving vans/ vehicles.
3. **Permit Application.** Any moving vehicle and storage container permit application shall be submitted no less than ten (10) business days prior to the move. Any such permit shall be valid only for the move-in or move-out dates specified in the application and cannot exceed three (3) weeks.

At the time of making application for a permit, the applicant shall furnish the following information to the Director of Public Works or his/her designee:

- a. applicants property address
- b. date of the move

- c. length of the moving vehicle
- d. contact information for the applicant
- e. a weekly permit fee of \$120.

- 4. Use of Parking Spaces.** Any space(s) occupied by a permit issued pursuant to this Subsection may only be used for loading and unloading purposes. Upon the completion of the move, the applicant shall remove any signs reserving said space(s).
- 5. Revocation of Permit; Public Safety.** Any moving vehicle or storage container and/or its/their use shall not pose a public safety threat and shall comply with traffic laws and local ordinances. If, in the sole determination of the Director of Public Works or his/her designee, a moving vehicle or storage container poses or would pose a public safety threat, he/she may refuse to grant such a permit, amend said permit or revoke said permit
- 6. Police Powers.** The Director of Public Works or his/her designees shall have full police powers to issue complaints, citations, notices to appear, and summonses for the violation of any provision this Section.

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

SECTION 3: If any provision of this ordinance 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 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: This Ordinance shall be in full force and effect on January 1, 2019, after its passage, approval, and publication in the manner provided by law.

SECTION 5: 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.

Introduced: November 12, 2018

Adopted: November 19, 2018

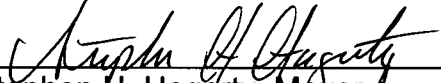
Attest:



Devon Reid, City Clerk

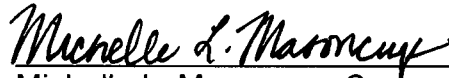
Approved:

December 7, 2018



Stephen H. Hagerty, Mayor

Approved as to form:



Michelle L. Masoncup, Corporation
Counsel