

23-O-23

AN ORDINANCE

Amending City Code 7-2-9(B), “Fourth of July Parade Parkway Regulations” to include all parades held within the City of Evanston

WHEREAS, Section 7-2-9(B) of the City of Evanston City Code specifically allows for designated sections and parkways of Central Street to be occupied by chairs and blankets during the fourth of July parade in advance of the parade; and

WHEREAS, there is no similar provision to accommodate the occupancy of designated sections and parkways for other parades held within the City of Evanston; and

WHEREAS, City Council has determined that it is in the best interests of the City to extend the same benefit to other parades held in the City of Evanston,

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

SECTION 1: That Section 7-2-9(B), “Fourth of July Parade Parkway Regulations” of the Evanston City Code of 2012, as amended, is hereby further amended by adding the following:

7-2-9. - ENCUMBRANCES, ENCROACHMENTS AND OBSTRUCTIONS.

(B) *Fourth of July Parade Parkway Regulations and other parades held within the City of Evanston.*

1. *Fourth of July Parade:* Chairs and blankets only are permitted on the parkway on Central Street from the west side of Bent Park to Asbury Avenue each year no earlier than 6:00 a.m. on July 1 for the sole purpose of viewing the July 4 parade. No such chairs and blankets are permitted at any time on the sidewalks

and on areas where the pavement extends to the curb. Such chairs and blankets shall not encumber, obstruct, or encroach on crosswalks or handicapped access to the sidewalk. All such chairs and blankets must be removed no later than 6:00 p.m. on the day of the parade. Any person placing such chairs or blankets on the parkway shall assume all responsibility for doing so and by placing such chairs or blankets on the parkway holds the City harmless for any and all consequences of such act. Such chairs and blankets placed on the parkway prior to 6:00 a.m. on July 1 or remaining on the parkway after 6:00 p.m. on the day of the parade will be removed by the City. The City is not responsible for loss of or damage to property placed on the parkway or removed from the parkway.

2. Other Parades in Evanston: Parade organizers may request, at the time of parade permit application, an accommodation to allow chairs and blankets to be permitted along the parade route indicated in the application, up to forty-eight (48) hours in advance of the parade start time, for the sole purpose of viewing the parade. Such chairs and blankets shall not encumber, obstruct, or encroach on crosswalks or handicapped access to the sidewalk. All such chairs and blankets must be removed no later than 6:00 p.m. on the day of the parade. Any person placing such chairs or blankets on the parkway shall assume all responsibility for doing so and by placing such chairs or blankets on the parkway holds the City harmless for any and all consequences of such act. Such chairs and blankets placed on the parkway prior to the forty-eight (48) hours before the parade is scheduled to commence or remaining on the parkway after 6:00 p.m. on the day of the parade will be removed by the City. The City is not responsible for loss of or damage to property placed on the parkway or removed from the parkway.
3. No tape, rope, stakes, or other similar material for the purpose of cordoning off or reserving any area in the parkway shall be permitted at any time. Such materials will be removed by the City. The City is not responsible for loss of or damage to property removed from the parkway. Any person placing such chairs and blankets on the parkway shall assume all responsibility for doing so and by placing such chairs and blankets on the parkway holds the City harmless for any and all consequences of such act.

SECTION 3: That 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 4: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5: That this Ordinance 23-O-23 shall be in full force and effect from and after its passage, approval and publication in the manner provided by law.

SECTION 6: That if any provision of this Ordinance 23-O-23 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 23-O-23 that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance 23-O-23 is severable.

Introduced: February 27, 2023

Approved:

Adopted: March 13, 2023

March 15, 2023

Daniel Biss

Daniel Biss, Mayor

Attest:

Stephanie Mendoza

Stephanie Mendoza,
City Clerk

Approved as to form:

Nicholas E. Cummings

Nicholas E. Cummings,
Corporation Counsel