

**AMENDING CHAPTER 51 “TRAFFIC”, SCHEDULE C “PARKING PROHIBITED”, OF THE CITY OF DEKALB, ILLINOIS, MUNICIPAL CODE AS IT PERTAINS TO ESTABLISHING RESIDENT ONLY PARKING ON LOCUST STREET.**

**WHEREAS**, the City of DeKalb (the “City”) is a home rule unit of local government and may exercise any power and perform any function pertaining to its government and affairs pursuant to Article VII, Section 6, of the Illinois Constitution of 1970; and

**WHEREAS**, Chapter 51 of the City’s Municipal Code (the “Code”) regulates traffic within the City’s corporate limits; and

**WHEREAS**, the City’s corporate authorities find that it is in the City’s best interests for the protection of the public health, safety, welfare, and morals to amend Chapter 51 of the Code pursuant to the provisions of this Ordinance; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEKALB, ILLINOIS:**

**SECTION 1:** The recitals to this ordinance are adopted and incorporated herein as Section One to this Ordinance.

**SECTION 2:** The City’s corporate authorities adopt and approve an amendment to Chapter 51 “Traffic”, Schedule C, “Parking Prohibited”, of the City’s Municipal Code as follows (additions are indicated by double underlining and deletions are indicated by ~~strikethrough~~ markings):

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**East Locust Street – North Tenth Street to North Eleventh Street**

**East Locust Street, No Parking Any Time**, north side, from the east right-of-way line of North Tenth Street to a point 384 feet east of the east right-of-way line of North Tenth Street.

**East Locust Street, No Parking Any Time**, south side, from the east right-of-way line of North Tenth Street to a point 75 feet east of the east right-of-way line of North Tenth Street.

**~~East Locust Street, No Truck Parking, 8:00 p.m. to 7:00 a. m., south side, from a point 75 feet east of the east right-of-way line of North Tenth Street to a point 57 feet west of the west right-of-way line of North Eleventh Street. (2012-037).~~**

**East Locust Street, No Parking Any Time Except Residents and on Legal Holidays, Parking Tag Required, Tow Zone, south side, from a point 75 feet east of the east right-of-way line of North Tenth Street to a point 57 feet west of the west right-of-way line of North Eleventh Street.**

- a. Issuance: Resident Parking Tags shall be issued by the City of DeKalb.
  - 1. Resident Parking Tags shall have not cost.
  - 2. Resident Parking Tags shall be transmitted by the City to individual qualifying properties on an annual basis via U.S. Mail or other appropriate delivery.

3. Each qualifying individual property shall be issued two (2) passes per street address.
- b. Applicability: Qualifying addresses and vehicles
1. Each domicile with a unique numbered address having frontage upon a street within the limits of an effected zone.
  2. Tags shall be valid for a 12-month period and will be identifiable by color and year denoted for each zone.
  3. Tags are transferable at resident's discretion between any vehicle legally licensed and registered.
  4. Displaying a tag does not supersede other adopted parking regulations, such as snow route designations or City-wide parking period restrictions.
- c. Guest Permits: The temporary guest tag is limited to 36 hours and must be displayed the vehicle at all times. Each address shall be issued twelve (12) temporary guest tags at the initial issuance cycle of each year. Additional tags may be requested from, and issued at the discretion of, Public Works; in order to prevent proliferation and abuse.
- d. Contractor Services: Where a commercial contractor or business is providing services to a resident within a restricted resident-only parking area, the contractor or business shall be permitted to park within a resident parking zone without obtaining a tag, provided that:
1. The contractor or business is operating a vehicle clearly marked as a contractor/business vehicle.
  2. The contractor/business is present at all times and engaged in the course of commerce when the vehicle is parked.
  3. The contractor is parked immediately in front of or adjacent to the property being served.

**East Locust Street, No Parking Any Time**, south side, from a point 57 feet west of the west right-of-way line of North Eleventh Street to the west right-of-way line of North Eleventh Street.

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**SECTION 3:** This Ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the City's corporate authorities that to the extent this Ordinance is inconsistent with any non-preemptive state law, this Ordinance shall supersede state law in that regard within its jurisdiction.

**SECTION 4:** Except as may otherwise be amended by this ordinance, Chapter 51 of the Code shall remain in full force and effect.

**SECTION 5:** Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction; the remaining provisions will remain in full force and affect the same as if the invalid

provision had not been a part of this Ordinance.

**SECTION 6:** This ordinance shall be in full force and effect after its passage and approval as provided by the law.

**PASSED BY THE CITY COUNCIL** of the City of DeKalb, Illinois as follows: Passed on first reading at a Regular meeting thereof held on the 10<sup>th</sup> day of October 2022 and approved by me as Mayor on the same day by a 7-0-1 roll call vote. Aye: Morris, Larson, Perkins, McAdams, Verbic, Faivre, Barnes. Nay: None. Absent: Smith. Second reading waived on the same day by a 7-0-1 roll call vote. Aye: Morris, Larson, Perkins, McAdams, Verbic, Faivre, Barnes. Nay: None. Absent: Smith.



  
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**COHEN BARNES, Mayor**

ATTEST:



**Ruth A. Scott, Executive Assistant**