

AN ORDINANCE AMENDING CHAPTER 18  
OF THE MUNICIPAL CODE OF THE VILLAGE OF ARLINGTON HEIGHTS  
REGARDING VILLAGE PARKING FACILITIES

WHEREAS, the Village of Arlington Heights is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs; and

WHEREAS, pursuant to Chapter 18 of the Municipal Code of Arlington Heights, Illinois, 1995, as amended ( "*Village Code* "), the Village sets forth rules and regulations for Village parking facilities; and

WHEREAS, the President and Board of Trustees desire to amend Chapter 18 of the Village Code concerning permitted uses of Village parking facilities and removal of property left in parking facilities; and

WHEREAS, the President and Board of Trustees have determined that it will serve and be in the best interests of the Village and its residents to amend Chapter 18 of the Village Code pursuant to this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ARLINGTON HEIGHTS:

SECTION 1. RECITALS. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION 2. REGULATIONS FOR VILLAGE PARKING FACILITIES. Section 18-215, titled "Village-Owned Parking Facilities," of Article II, titled "Parking," of Chapter 18, titled "Traffic," of the Village Code is hereby amended to read as follows:

**"Section 18-215 Village-Owned Parking Facilities.**

- a. The Village may from time to time acquire or construct off-street structures or surface lots, and may regulate use of those facilities. The President and Board of Trustees may approve agreements between the Village and others to reserve a portion of such facilities for use by the other parties, their employees, tenants, invitees or other persons authorized by such party to use the spaces, on such terms as the President and Board of Trustees determine to be in the best interests of the Village.
- b. Village-owned parking facilities subject to the provisions of Sections 18- 216 through 18- 217 are:
  1. The garage located in the block bounded by Vail Street, Highland Avenue, Sigwalt Street and Campbell Street;
  2. The garage located in the block bounded by Arlington Heights Road, Miner Street, Evergreen Avenue and Eastman Street;
  3. The garage located adjacent to the Municipal Building, at the intersection of Arlington Heights Road and Sigwalt Street;

4. The garage located under the Arlington Town Square development;
  5. Lot O: The lot located at the southeast corner of Arlington Heights Road and Sigwalt Street;
  6. Lot K: The lot located at the southeast corner of Pine Street and Sigwalt Street;
  7. Lot Y: The lot located at the southeast corner of Belmont Avenue and Sigwalt Street;
  8. Lot B: The lot located on Northwest Highway, between Dunton Avenue and Evergreen Street;
  9. Lot S: The lot located at the northwest corner of Vail Avenue and St. James Street;
  10. Lots A and P: The lots located along Northwest Highway, west of Vail Avenue;
  11. Lot T: The lot located west of the Arlington Park Train Station;
  12. Lot E: The lot located north of Davis Street between Vail and Dunton Avenues;
  13. Lot C: The lot located on Northwest Highway, between Vail Avenue and Dunton Avenue;**; and**
  14. **The lot located on the north and south sides of Wing Street, between Arlington Heights Road and Evergreen Avenue.**
- c. The Village Manager is authorized to establish regulations for the use of Village parking facilities, and to enforce those regulations through the posting of appropriate signs, patrol of the facilities by the Police Department, and other action incidental to such enforcement. The Village Manager is authorized to:
1. Designate areas for the use of Village vehicles or vehicles of persons doing business with the Village;
  2. Limit the period of time a vehicle may park in designated areas;
  3. Restrict parking in designated areas to those holding permits issued pursuant to the authority of Section 18-217, Permits for Parking in Village Parking Facilities;
  4. Designate areas for daily parking and install coin boxes in convenient locations in those areas for collection of the fees established by Section 18-218, Fees for Daily Parking;
  5. Designate areas restricted to the use of handicapped persons;
  6. Establish speed limits within the facilities;
  7. Establish “No Parking” zones;
  8. Prohibit use of the **parking** facilities for roller-skating, skateboarding or other non-vehicular uses that presents a danger to the use of the facility for parking of motor vehicles or to the persons engaged in such unpermitted use;

9. Designate lots as limited to employees only for certain hours and only to employees with the property parking sticker in its proper location on the vehicle;
10. ~~Establish such other regulations as may be required to promote the safe and efficient operation of parking facilities.~~ **Establish regulations implementing the removal of property left in parking facilities, including posting signage, issuing notices, and storing and disposing of removed property, consistent with the regulations set forth in Section 18-216 of this Code; and**
11. **Establish such other regulations as may be required to promote the safe and efficient operation of parking facilities.**”

SECTION 3. REGULATIONS FOR VILLAGE PARKING FACILITIES. Section 18-216, titled “Regulations for Village Parking Facilities,” of Article II, titled “Parking,” of Chapter 18, titled “Traffic,” of the Village Code is hereby amended to read as follows:

**“Section 18-216 Regulations for Village Parking Facilities. Village parking facilities are limited use public facilities.** It shall be unlawful for any person:

- a. To park or let stand any vehicle across or upon any marking designating a parking space;
- b. To park or let stand any vehicle that does not bear 24-hour permit, issued in accordance with Section 18-217, Permits for Parking in Village Parking Facilities, in any parking space at any time between the hours of 2:00 a.m. and 5:00 a.m.;
- c. To park or let stand any vehicle in any parking space in violation of restrictions posted on signs in the area, including restrictions concerning the following:
  1. The maximum consecutive time period that a vehicle may occupy a parking space;
  2. The hours of the day during which parking is allowed;
  3. The requirement for a permit displayed on a vehicle parked in the space;
- d. To park or let stand any vehicle in any area marked “No Parking” or in any other manner that will interfere with traffic into, through or out of the facility;
- e. To park or let stand any vehicle that does not bear a current permit issued pursuant to the authority of Section 18-217, Permits for Parking in Village Parking Facilities, in any parking space available for daily use without depositing the fee established by Section 18-218, Fees for Daily Parking, in the coin box for such parking space;
- f. To alter, deface or counterfeit any permit stickers issued by the Village of Arlington Heights;
- g. In a parking space designated for electric vehicles, to:
  1. Park a non-electric vehicle;
  2. Park an unplugged electric vehicle;
  3. Park a plugged electric vehicle that is not being charged; or

4. Park an electric vehicle on the second floor of the garage located at 22 S. Vail Avenue, for more than four consecutive hours between the hours of 6:00 a.m. and 10:00 p.m.;
- h. To trespass within a Village parking facility, by using the facility for any use other than travelling in a vehicle, entering or exiting a vehicle, travelling on a bicycle to or from a bicycle rack, or walking to or from a bicycle parked at a bicycle rack; or
- i. To leave any personal property in a Village parking facility, other than a vehicle or bicycle left for a reasonable amount of time in a designated parking area, which property may be removed by the Village in accordance with the following, in lieu of the unclaimed property provisions of Sections 4-108 and 4-109 of this Code:
  1. Property left in a Village parking facility may be removed seven days after the Village provides advance notice of removal, unless immediate removal is required to preserve the health or safety of persons, property, or the parking facility.
  2. After removal of the property, the Village will store it for 30 days for retrieval by the owner, unless earlier disposal is required to preserve the health or safety of persons or property.
  3. Unclaimed property will be disposed of.

Any person violating Section 18-216.i of this Code is subject to the penalties set forth in Section 8-601 of this Code, except that, for the first violation of Section 18-216.i, a penalty of community service may be imposed in lieu of the penalties in Section 8-601.”

SECTION 4. SEVERABILITY. If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance are to remain in full force and effect, and are to be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

SECTION 5. PUBLICATION. The Village Clerk is hereby directed to publish this Ordinance in pamphlet form pursuant to the Statutes of the State of Illinois

SECTION 6. EFFECTIVE DATE. This Ordinance will be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

AYES:

NAYS:

PASSED AND APPROVED THIS \_\_\_\_ day of \_\_\_\_\_, 2023.

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Village President

ATTEST:

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Village Clerk