

ORDINANCE NO. 2009-18

AN ORDINANCE AMENDING CHAPTER 14, "MOTOR VEHICLES AND TRAFFIC", OF THE ORDINANCES OF THE VILLAGE OF STICKNEY, ILLINOIS BY REVISING ARTICLE III, DIVISION 7, "STOPPING, STANDING AND PARKING."

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, A HOME RULE UNIT OF GOVERNMENT AS FOLLOWS:

WHEREAS, the Village of Stickney (the "Village") is a home rule municipality in accordance with the Constitution of the State of Illinois of 1970; and

WHEREAS, THE Village of Stickney seeks to maintain the safety and appearance of the streets and roadways throughout the Village; and

WHEREAS, the Village of Stickney maintains certain regulations of the streets and sidewalks and enforces certain regulations of the State of Illinois; and

WHEREAS, the President and Board of Trustees of the Village of Stickney seek to raise the administrative fee charged to remove the immobilization equipment on vehicles that are involved in prohibited activities to be equal to the rate charged in the village's surrounding communities; and

WHEREAS, this Ordinance advances the goal of maintaining the Village of Stickney as a good and safe place to live.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEE OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS.

Section 1. Recitals. The facts and statements contained in the preambles to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Adoption. Chapter 14 Article III, Division 7 of the Municipal Code of the Village of Stickney shall be amended to read as follows:

Sec. 14-141. Removal of illegally parked vehicles.

(a) The police department and all members thereof assigned to traffic duty are hereby authorized to remove and tow away or have removed and towed away by commercial towing service, any car or other vehicle illegally parked in any place where such parked vehicle creates or constitutes a traffic hazard, blocks the use of a fire hydrant or obstructs or may obstruct the movement of any emergency vehicle; or any other illegally parked vehicle which has remained in any public street or any other public place for a period exceeding 24 continuous hours.

(b) Cars so towed away shall be stored on any city property or in a public garage or parking lot and shall be restored to the owner or operator thereof after payment of the expense incurred by the village in removing and storing such vehicles.

(c) In lieu of or in addition to other remedies provided for under these codified ordinances, the police department is hereby authorized to use immobilization equipment on any vehicle found

to be in violation of any of the provisions of these codified ordinances, including vehicles found parked in any parking lot without a proper vehicle sticker and vehicles found parked in violation of parking meter or limited parking regulations.

- (1) The use of such equipment is authorized for the purpose of reducing or eliminating costs of towing, impounding and inventorying such vehicles, reducing the additional time and expense concerning the issuance of tag-on citations and the processing of the same and deterring would-be "scofflaws" from consistent violations of these codified ordinances.
- (2) No person shall injure, damage or otherwise destroy any immobilization equipment belonging to the police department and attached to any vehicle.
- (3) Within 72 hours of the placement of any immobilization equipment, if the owner of the vehicle does not contact the police department and the equipment is still on the vehicle, the village and the police department are authorized to tow the vehicle at the owner's expense, including the following described expenses: The cost to remove the immobilization equipment shall be \$100.00, plus the cost of any outstanding citations and/or traffic or parking violations and towing charges.

Section 3. Home Rule. This ordinance is enacted under the Home Rule powers of the Village as set forth in the Constitution and laws of the State of Illinois.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval and publication in the manner provided by law.

Section 5. Conflicts. This Ordinance supersedes all ordinances or parts of ordinances directly conflicting with the terms and provisions contained herein, but only to the extent of such conflict.

Section 6. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 7. Certification and Publication. The Village Clerk of the Village of Stickney shall certify to the adoption of this Ordinance and cause the same to be published in pamphlet form.

PASSED AND APPROVED at a regular meeting of the President and the Board of Trustees of the Village of Stickney, Illinois this 4th day of August, 2009

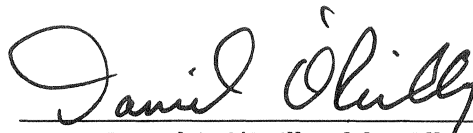
AYES: Trustee Lazansky, Trustee Mares, Trustee Morelli, Trustee Schimel, Trustee Zeedyk

NAYS: _____

ABSENT: _____

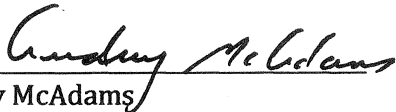
ABSTAIN: _____

APPROVED by me this 5th day of August, 2009



Mayor Daniel A. O'Reilly of the Village
of Stickney, Cook County, Illinois

ATTESTED, Filed in my office,
and published in pamphlet form
this 5th day of August, 2009



Audrey McAdams
Clerk of the Village of Stickney, Cook County, Illinois