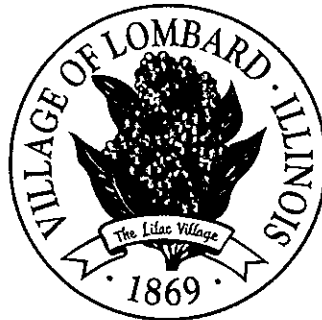


ORDINANCE 5954

PAMPHLET

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AN ORDINANCE AMENDING ARTICLE XIII OF THE
LOMBARD TRAFFIC CODE
IN RELATION TO PARKING FOR
PERSONS WITH DISABILITIES



PUBLISHED IN PAMPHLET FORM THIS 12th DAY OF DECEMBER, 2006.
BY ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD,
DUPAGE COUNTY, ILLINOIS.


Brigitte O'Brien Village Clerk

ORDINANCE NO. 5954

**AN ORDINANCE AMENDING ARTICLE XIII,
SECTIONS 10-13-23 THROUGH 10-13-23.5 OF THE
LOMBARD TRAFFIC CODE (ORDINANCE NO. 1186)
IN RELATION TO PARKING FOR PERSONS WITH DISABILITIES**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Article XIII, Sections 10-13-23 through 10-13-23.5 of the Lombard Traffic Code are hereby repealed and replaced in their entirety with the following:

“Section 10-13-23 Parking for Persons with Disabilities

Section 10-13-23.1 Definition

(a) “Person with disabilities,” when used in Sections 10-13-23.1 through 10-13-23.3, shall mean a person that has been issued Illinois vehicle registration plates pursuant to 625 ILCS 5/3-609 or 5/3-616 or a person who meets the definition of a person with disabilities as defined in 625 ILCS 5/1-159.1.

(b) “Authorized holder,” when used in Sections 10-13-23.1 through 10-13-23.3, shall mean an individual issued a disability vehicle registration plate pursuant to 625 ILCS 5/3-616, an individual issued a disability parking decal or device pursuant to 625 ILCS 5/11-1301.2, or an individual issued a disabled veteran’s vehicle registration plate pursuant to 625 ILCS 5/3-609.

Section 10-13-23.2 Persons with Disabilities Exempt
From Certain Parking Regulations

(a) A motor vehicle bearing vehicle registration plates issued to a person with disabilities pursuant to 625 ILCS 5/3-616, or to a disabled veteran pursuant to 625 ILCS 5/11-609, or a special decal or device issued pursuant to 625 ILCS 5/3-616 or 5/11-1301.2, or a motor vehicle registered in another jurisdiction upon which is displayed a vehicle registration plate, special decal, or device issued by the other jurisdiction designating that the vehicle is operated by or for a person with disabilities, shall be exempt from the payment of parking meter fees and

exempt from any statute or ordinance imposing time limitations on parking except limitations of one-half hour or less, on any street or highway zone, or any parking lot or parking place which is owned, leased, or owned and leased by the Village or a municipal parking utility; but such vehicle shall be subject to the laws which prohibit parking in "no stopping" and "no standing" zones in front of or near fire hydrants, driveways, public building entrances and exits, bus stops, and loading areas; subject to the following:

1. Such a vehicle is prohibited from parking where the motor vehicle constitutes a traffic hazard, whereby the motor vehicle shall be moved at the instruction and request of a law enforcement officer to a location designated by the officer.
2. Any motor vehicle bearing vehicle registration plates or a special decal or device specified in this subsection (a) or such devices the Village deems proper as evidence that the vehicle is operated by or for a person with disabilities or disabled veteran may park, in addition to any other lawful place, in any parking place specifically reserved for such vehicles, by the posting of an official sign as provided by 625 ILCS 5/11-301.
3. Parking privileges granted by this subsection (a) are strictly limited to the person to whom the special vehicle registration plates, special decal, or device were issued and to qualified operators acting under said person's express direction while the person with disabilities is present.
4. A person to whom privileges were granted pursuant to this subsection (a) shall, at the request of a police officer or any other person invested by law with authority to direct, control, or regulate traffic, present an identification card with a picture as verification that the person is the person to whom the special vehicle registration plates, special decal, or device was issued.
5. Parking privileges granted by this subsection (a) are also extended to motor vehicles of not-for-profit organizations used for the transportation of persons with disabilities when such motor vehicles display the decal or device issued pursuant to 625 ILCS 5/11-1301.2.

(b) Except as permitted by subsection (a) above, no person shall use any area for the parking of any motor vehicle pursuant to Section 10-13-1 of this Traffic Code, or where an official sign controlling the area expressly prohibits parking at any time or during certain hours.

Section 10-13-23.3 Unauthorized Use of Parking Places Reserved for Persons With Disabilities

(a) It shall be unlawful to park any motor vehicle which is not bearing registration plates or decals issued to a person with disabilities, as defined by 625 ILCS 5/1-

159.1, pursuant to 625 ILCS 5/3-616 and/or 5/11-1301.2, or to a disabled veteran pursuant to 625 ILCS 5/3-609, as evidence that the vehicle is operated by or for a person with disabilities or disabled veteran, in any parking place, including any private or public off-street parking facility, specifically reserved, by the posting of an official sign as designated pursuant to 625 ILCS 5/11-301, for motor vehicles displaying such vehicle registration plates or decals. Any motor vehicle bearing a person with disabilities vehicle registration plate or person with disabilities parking decal or device containing the international symbol of access issued to persons with disabilities by any local authority, state, district, territory, or foreign country shall be recognized by the Village as a valid vehicle registration plate or device and receive the same parking privileges as residents of the State or Village.

(b) Any person or local authority owning or operating any public or private off-street parking facility may, after notifying the Police Department, remove or cause to be removed to the nearest garage or other place of safety any vehicle parked within a stall or space reserved for use by persons with disabilities which does not display registration plates for a person with disabilities, or a special decal or device as required under this Section.

(c) An individual with a vehicle bearing disability vehicle registration plates or a parking decal or device issued to a qualified person with a disability under 625 ILCS 5/3-616 or 5/1301.2, or to a disabled veteran pursuant to 625 ILCS 5/3-609, shall be in violation of this Section if: (1) the person using the disability vehicle registration plate or parking decal or device is not the authorized holder of the disability vehicle registration plate or parking decal or device or is not transporting the authorized holder of the disability vehicle registration plate or parking decal or device to or from the parking location; and (2) the person uses the disability vehicle registration plate or parking decal or device to exercise any privileges granted through the disability vehicle registration plate or parking decals or devices under this Traffic Code or the Illinois Vehicle Code.

(d) It shall not be a defense to a charge under this Section that either the sign posted pursuant to this Section or the intended accessible parking place does not comply with the technical requirements of 625 ILCS 5/11-301, the Illinois Department of Transportation regulations, or regulations of the Village, if a reasonable person would be made aware by the sign or notice on or near the parking place that the place is reserved for a person with disabilities.

Section 10-13-23.4 Penalty

(a) Any person who violates Section 10-13-23.3(a) above shall be fined two hundred fifty and no/100 dollars (\$250.00) in addition to any costs or charges connected with the removal or storage of any motor vehicle authorized under Section 10-13-23.3(b) above.

(b) Any person who violates Section 10-13-23.3(c) above shall be fined five hundred and no/100 dollars (\$500.00) in addition to any costs or charges connected with the removal or storage of any motor vehicle authorized under Section 10-13-23.3(b) above."

SECTION 2: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed on first reading this _____ day of _____, 200__.

First reading waived by action of the Board of Trustees this 7th day of _____
December _____, 2006.


Passed on second reading this 7th day of December, 2006,
pursuant to a roll call vote as follows:

AYES: Trustees Gron, Tross, O'Brien, Sebby, Florey & Soderstrom

NAYS: None

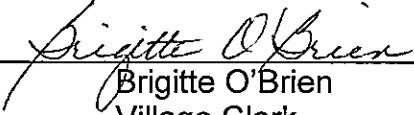
ABSENT: None

APPROVED by me this 7th day of December, 2006.



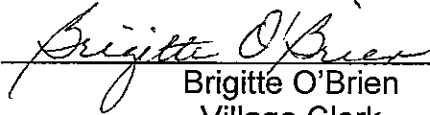
William J. Mueller
Village President

ATTEST:



Brigitte O'Brien
Village Clerk

Published by me in pamphlet form this 12th day of _____
December _____,
2006.



Brigitte O'Brien
Village Clerk

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