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FRANK J. MADARAS

PATRICK POWERS

**MEMORANDUM**

**TO:** Village Administrator Ergo  
**FROM:** Director O'Connor  
**DATE:** January 27, 2023  
**SUBJECT:** An Ordinance Amending the Village's Code of Ordinances, Chapter 72, Section 13 (72.13) of the Itasca Municipal Code – All-Night Parking

**RECOMMENDED MOTION: Move to approve Ordinance No. 2052-23 amending the Village's Code of Ordinance, Chapter 72, Section 13 – All Night-Parking**

**INTRODUCTION**

To amend Chapter 72, Section 13 of the Itasca Municipal Code, pertaining to overnight parking, to include language prohibiting overnight parking in adjacent parkway areas.

**DISCUSSION**

Recently, residents have inquired to the legality of allowing parked vehicles overnight parking (2-6 a.m.) on the parkway portion of the road, more specifically, on the unimproved shoulder of Arlington Heights Road. The current code does not provide clear language regarding the permissibility of this situation.

**FISCAL IMPACT**

There is no fiscal impact.

**BOARD OR COMMISSION RECOMMENDATION**

Staff has worked with the Village Attorneys to draft an amendment to Chapter 72, Section 13 (72.13) to include no overnight parking on the parkway area adjacent to a street. The timeframe remained unchanged 02:00 a.m. thru 06:00 a.m., except for physicians on emergency calls on any street in the village.

**STAFF RECOMMENDATION**

Staff recommends the item be forwarded to the Committee of the Whole on February 7, 2023 for consideration and approval.

**ATTACHMENTS**

Ordinance No 2052-23

**ORDINANCE NO. 2052-23**

**AN ORDINANCE AMENDING § 72.13 “ALL NIGHT PARKING” OF THE ITASCA VILLAGE CODE**

WHEREAS, the Village of Itasca wishes to amend Section 72.13 of the Village Code to include the parkway area adjacent to a street.

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

SECTION ONE: Chapter 72, Section 13 is hereby amended as follows:

§ 72.13 ALL-NIGHT PARKING.

No person shall park any vehicle between the hours of 2:00 a.m. and 6:00 a.m. of any day except physicians on emergency calls, on any streets in the village or on any parkway area adjacent to any street in the village.

SECTION TWO: SEVERABILITY. The various provisions of this Ordinance are to be considered as severable, and if any part or portion of this Ordinance shall be held invalid by any Court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION THREE: REPEAL OF PRIOR ORDINANCES. All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION FOUR: EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

	Trustee Aiani	Trustee Daly	Trustee Gavaness	Trustee Leahy	Trustee Madaras	Trustee Powers	Mayor Pruyn
Aye	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nay	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

APPROVED and ADOPTED by the Village President and Board of Trustees of the Village of Itasca this 7<sup>th</sup> day of February, 2023.

ATTEST:

APPROVED:

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Village President Jeffery J. Pruyn

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Village Clerk Jody Conidi