

ORDINANCE NO. 588

VILLAGE OF BELLEVUE, ILLINOIS

AN ORDINANCE REGULATING AND PROHIBITING PARKING OF VEHICLES DURING PERIODS OF SNOW REMOVAL

WHEREAS, the Village provides snow removal services in connection with its maintenance of public streets within the Village; and

WHEREAS, snow removal efforts are often hampered by automobiles parked on the streets of the Village; and

WHEREAS, pursuant to section 11-80-2 of the Illinois Municipal Code (65 ILCS 5/11-80-2), the Village is empowered to regulate the use of streets;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF BELLEVUE, PEORIA COUNTY, ILLINOIS, THE FOLLOWING:

Section 1.0: That Ordinance #403 of the Village of Bellevue is hereby repealed.

Section 2.0: The Board of Trustees finds as fact the recitals hereinabove set forth.

Section 3.0: Parking upon the streets of the Village of Bellevue will be prohibited as set forth in sections 4, 5 and 6 below.

Section 4.0: Whenever the Street Superintendent of the Village finds, on the basis of falling snow, sleet or freezing rain, or on the basis of a forecast by the United States Weather Bureau or other weather or news service of snow, sleet or freezing rain, that weather conditions will make it necessary that parking on Village streets be prohibited, the Street Superintendent shall put into effect a parking prohibition on Village streets by declaring such prohibition in the manner prescribed in subsection (4.2) of this section.

(4.1) Notwithstanding the provisions of this section or another ordinance, parking shall be automatically prohibited on any part of any street within the Village upon which there has been an accumulation of snow and/or ice of two (2) inches or more. Such prohibition will remain in effect for forty-eight (48) hours after the snowfall, or other weather condition causing such accumulation has ended, unless terminated, or extended prior to expiration, by the Street Superintendent in the manner prescribed in subsection (4.2).

(4.2) The Street Superintendent, or his designated representative, shall cause each declaration of Village action made by him pursuant to this section to be publicly announced through the news media by at least one am and fm radio station generally broadcasting over the Village area. Each declaration shall describe the action taken by the Street Superintendent, or his designated representative, including the time such action became or will become effective. Each declaration shall be recorded with the Clerk of the Village Board and shall be accessible to the public.

Section 5.0: Parking will be prohibited on any part of any street within the Village at any time when, in the judgment of the Street Superintendent of the Village, such prohibition is necessary for the removal of snow and/or ice from said street. The Street Superintendent, or his designated representative, shall make or cause to be made, a declaration of prohibition under this section, pursuant to section (4.2). A prohibition under this section will become effective no sooner than three (3) hours after a declaration is made pursuant to section (4.2) and shall remain in effect for such time as is stated in such declaration or until termination by the Street Superintendent, or his designated representative.

Section 6.0: The following penalties shall apply with respect to violations of this Ordinance:

- (6.1) The owner of any vehicle in violation of this Ordinance shall be fined not less than Twenty-Five Dollars (\$25.00) but not more than Two Hundred Dollars (\$200.00).
- (6.2) In addition to the penalties set forth in section (6.1), the Village may cause any vehicle parked in violation of this ordinance to be towed, and the owner of said vehicle shall be liable to the Village for the cost of towing and storage of the vehicle.
- (6.3) Whenever a vehicle becomes stalled or inoperable for any reason on any street on which a parking prohibition has been declared, the person operating such vehicle must take immediate action to have the vehicle towed or pushed off the roadway of such prohibition onto the first street or parking lot which is not subject to a prohibition. Failure to do so will subject the owner to the penalties prescribed hereunder regardless of whether the owner indicated, by raising the hood or otherwise, that the vehicle is stalled or inoperable.

Section 7.0: This Ordinance shall be in full force and effect as of the date of its passage.

PASSED AND APPROVED THIS 9th DAY OF OCTOBER, 2006.

AYES: 5


NAYES: 0

ABSENT: 1

VILLAGE OF BELLEVUE


Ralph Wilson, President

Attest:


Carol S. Howard, Clerk