

ORDINANCE 071619

AN ORDINANCE ESTABLISHING PARKING RESTRICTIONS FOR ROADS UNDER THE JURISDICTION OF HANOVER TOWNSHIP, COOK COUNTY, ILLINOIS

WHEREAS, the Hanover Township Board of Trustees (hereinafter, the "Board") is charged with the duty of maintaining the streets, roads, highways, bridges, and rights-of-way in the unincorporated areas of Hanover Township (hereinafter, the "Township"), as defined in the Illinois Highway Code, 605 ILCS 5/2-103; and

WHEREAS, the Illinois Motor Vehicle Code, 625 ILCS 5/11-207 *et seq.*, permit local authorities, including, the Township, to adopt rules and regulations not in conflict with the Illinois Motor Vehicle Code, including the regulation of parking and traffic on streets and highways under its jurisdiction; and

WHEREAS, the Board deems it necessary and in the best interest of the Township to impose the parking restrictions and limitations herein for the safety and welfare of the Township and its citizens, and to facilitate the orderly flow of traffic and the effective and efficient delivery road maintenance services by the Township; and

NOW, THEREFORE, BE IT ORDAINED by the Supervisor and Board of Trustees (hereinafter, the "Board") of Hanover Township, Cook County, Illinois (hereinafter, the "Township"), as follows:

SECTION ONE: INCORPORATION OF RECITALS. The recitals are hereby incorporated into the body of this Ordinance as though fully set forth herein.

SECTION TWO: PARKING RESTRICTIONS. Parking on certain streets, roads, highways, bridges, or paved rights-of-way in the unincorporated areas of the Township (hereinafter, collectively, the "Township Roads") may be prohibited entirely or restricted to one side of the street, as indicated by signs placed or erected by the Township. It shall be unlawful for any person to park a motor vehicle, as that term is defined by the Illinois Motor Vehicle Code, 625 ILCS 5/1 *et seq.*, or, if parked, to allow a motor vehicle to remain parked or standing in or upon any Township Road in violation of

any such prohibition or restriction, where signs are placed or erected along a Township Road giving notice thereof.

SECTION THREE: SIGNAGE. The Township is hereby authorized and directed to place, erect, and maintain signs in conformance with the provisions of this Ordinance on the Township Roads, upon written approval of the County Superintendent of Highways, pursuant to the Illinois Highway Code, 605 ILCS 5/6-201.16.

SECTION FOUR: FINES AND PENALTIES.

(a) Any motor vehicle parked on any Township Road in violation of this Ordinance shall be ticketed and assessed a fine of not less than Twenty-Five Dollars (\$25.00) and not more than Two-Hundred and Fifty Dollars (\$250.00). Fines shall be assessed and collected as jointly determined by the Township and Cook County.

(b) *Any motor vehicle parked on any Township Road in violation of this Ordinance which constitutes an obstruction to traffic, interferes with the use of the Township Roads, or in any other manner creates a dangerous or unsafe condition, may be removed from the Township Road. The expense of the removal and/or storage of any such motor vehicle shall be paid by the owner or operator of the motor vehicle, in addition to other penalties imposed by this Ordinance.*

(c) In any prosecution of a charge for violation of this Ordinance, proof that a particular vehicle described in the complaint or traffic citation was parked in violation of such law or regulation, together with proof that the defendant named in the complaint or traffic citation was at the time of such parking the registered owner of such vehicle, shall constitute in evidence a *prima facie* presumption that the registered owner of such vehicle was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred.

SECTION FIVE: 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 SIX: REPEALER. All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION SEVEN: EFFECTIVE DATE. This Ordinance shall be in full force and effect upon its passage and approval.

ROLL CALL VOTE: Supervisor McGuire and Trustees Beattie, Essick, Martinez, and Moinuddin

AYES: *5 Supervisor McGuire and Trustees Beattie*

NAYS: *0*

ABSENT: *0*

PASSED: July 16, 2019

APPROVED: July 16, 2019



Brian P. McGuire, Township Supervisor

ATTEST:



Katy Dolan Baumer, Township Clerk

CERTIFICATION

I, the undersigned, do hereby certify that I am the Township Clerk of Hanover Township, Cook County, Illinois, and that the foregoing is a true, complete and exact copy of Ordinance 071619 enacted on July 16, 2019, and approved on July 16, 2019, as the same appears from the official records of Hanover Township.



Katy Dolan Baumer, Township Clerk

