

ORDINANCE NO. CO-2022-18

**AN ORDINANCE AMENDING CHAPTER 72 (STOPPING, STANDING AND PARKING)
TO ADD SECTION 72.35 (DROP-OFF ZONES FOR PERSONS WITH DISABILITIES) AND TO UPDATE
SCHEDULE VII (HANDICAPPED PARKING SPOTS AND ZONES) OF CHAPTER 76 (PARKING SCHEDULES)
OF TITLE VII (TRAFFIC CODE) OF THE MAYWOOD VILLAGE CODE TO AUTHORIZE
THE POSTING OF DROP-OFF PARKING ZONE SIGNAGE FOR PERSONS WITH DISABILITIES
AT THE 702 SOUTH 8TH AVENUE PROPERTY**

WHEREAS, the Village of Maywood (the “Village”) is a home rule unit pursuant to the provisions of Article VII, Section 6(a) of the Illinois Constitution of 1970, including the right to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Section 11-1-1 of the Illinois Municipal Code (65 ILCS 5/11-1-1) grants to municipalities the authority to pass and enforce all necessary police ordinances; and

WHEREAS, Section 11-80-2 of the Illinois Municipal Code (65 ILCS 5/11-80-2) grants municipalities the authority to regulate the use of streets within the Village; and

WHEREAS, Section 11-208 of the Illinois Vehicle Code (625 ILCS 5/11-208) authorizes local authorities within the State to restrict the use of highways as authorized in Chapter 15 of the Vehicle Code; and

WHEREAS, the President and Board of Trustees of the Village of Maywood desire to make certain amendments to Chapter 72 (Stopping, Standing And Parking) and Chapter 76 (Parking Schedules) of Title 7 (Traffic) of the Maywood Village Code concerning the adoption, posting and enforcement of certain on-street parking regulations and restricted parking signs and the issuance of related permits for persons with disabilities by authorizing the creation of drop-off zones for persons with disabilities (the “Code Amendments”) and to authorize the posting of drop-off parking zone signage for persons with disabilities at the 702 South 8th Avenue property; and

WHEREAS, at an August 22, 2022 public meeting, the Ordinance and Policy Committee reviewed the proposed Code Amendments and received input from Village staff and provided an opportunity for input from the public, and then favorably recommended the Code Amendments to the President and Board of Trustees of the Village; and

WHEREAS, as a home rule unit of local government, the Village may regulate property and property owners located within the corporate boundaries of the Village; and

WHEREAS, pursuant to its home rule authority granted under Article VII, Section 6 of the Illinois Constitution of 1970, and the authority granted under the applicable provisions of the Illinois Municipal Code (65 ILCS 5/) and the Illinois Vehicle Code (625 ILCS 5/15), the Village President and Board of Trustees find that adopting the Code Amendments set forth below is in the best interests of the Village, the Village residents, business owners, property owners and the public.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD, COOK COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Each Whereas paragraph set forth above is incorporated by reference into this Section 1.

SECTION 2: Chapter 72 (Stopping, Standing and Parking) of Title VII (Traffic Code) of the Maywood Village Code is amended to add a new Section 72.35 (Drop-Off Zones For Persons With Disabilities) as follows (new text is marked with underlining; deletions to existing text marked using strikethrough):

§ 72.35 DROP-OFF ZONES FOR PERSONS WITH DISABILITIES.

(A) It shall be unlawful for any person to park a vehicle in any public parking area posted as a “Drop-Off Zone for Persons With Disabilities”, unless that person is parked in such parking area for purposes of picking up or dropping off one or more persons with disabilities from the property that applied for and received authorization to post the Drop-Off Zone for Persons With Disabilities signage.

(B) Upon request of a person with disabilities who has been issued a Certificate of Registration pursuant to 625 ILCS 5/3-616 or any Village institution that provides services to persons with disabilities and approval of the corporate authorities of the Village by ordinance, a parking space in the street adjacent to the residence of the persons with disabilities or the Village institution shall be designated by the posting of official signage of the Department of Public Works as reserved for Drop-Off Zone for Persons With Disabilities. No person shall park a motor vehicle in the space so designated unless it bears special registration plates issued pursuant to 625 ILCS 5/3-616. If a permanently disabled resident or a Village institution desires a drop-off zone for disabled persons, the application for such a zone shall follow the below procedures of this section and criteria listed. Drop-off zones for persons with disabilities shall meet the following criteria:

1. The person or entity seeking the drop-off zone for persons with disabilities must demonstrate the need for such a zone. Factors to be considered in determining the need for such a drop-off zone shall include the following: the number of persons with disabilities traveling to and from the proposed drop-off zone location, the frequency of this activity, the difficulties encountered without the proposed drop-off zone and the alternate solutions available.
2. The proposed drop-off zone for persons with disabilities shall not have a substantial negative impact on existing parking and traffic conditions in the area.
3. The need which must be demonstrated under this Section must not be the need for parking for persons with disabilities, but rather the need for a location to stop a vehicle which carries a person or persons with disabilities only long enough to drop off or pick up such person or persons from a designated place. The regular use of special motor vehicles or buses for the transport of persons with disabilities to and from a designated place shall be considered as evidence indicating the need for a drop-off zone for persons with disabilities, rather than the need for parking for persons with disabilities.
4. The size of a Village-approved drop-off zone will be determined based on the size of the transport vehicle typically used (e.g., automobile, van, bus).

(C) Any person who violates this Section shall be fined as set forth in § 39.99 of this Code.”

SECTION 3: Schedule VII (Handicapped Parking Spots and Zones) of Chapter 76 (Parking Schedules) of Title VII (Traffic Code) of the Maywood Village Code is amended as follows (new text is marked with underlining; deletions to existing text marked using strikethrough), including its title:

“SCHEDULE VII. HANDICAPPED PARKING SPOTS AND DROP-OFF ZONES FOR PERSONS WITH DISABILITIES.

The corporate authorities ~~hereby~~ authorize the placement of handicapped parking signs and/or drop-off zone for persons with disabilities signs at the following locations and ~~hereby~~ direct the Village staff to place signs necessary for the designation for such locations:

<i>Street</i>	<i>Side</i>	<i>Location</i>	<i>Type of Signage</i>
4 th Avenue	East	1517 South 4th Avenue	<u>handicapped parking signage</u>
17 th Avenue	West	1008 South 17th Avenue	<u>handicapped parking signage</u>
17 th Avenue	East	Opposite side of public right-of-way from 1008 South 17th Avenue	<u>handicapped parking signage</u>
21 st Avenue	East	15 South 21st Avenue	<u>handicapped parking sign</u>
<u>8th Avenue</u>	<u>East</u>	<u>702 South 8th Avenue</u>	<u>drop-off zone for persons with disabilities signage</u>

“

SECTION 4: To the extent necessary, all tables of contents, indexes, headings, and internal references or cross-references to sections that need to be amended or deleted within the Maywood Code of Ordinances, as amended, as a consequence of the above Code Amendments, shall be amended by the Village’s codifier so as to be consistent with the terms of this Ordinance.

SECTION 5: All ordinances, or parts of ordinances, in conflict with the provisions of this Ordinance, to the extent of such conflict, are repealed.

SECTION 6: Each section, paragraph, clause and provision of this Ordinance is severable and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 7: Except as to the Code amendments set forth above in this Ordinance, all Chapters and Sections of the Maywood Village Code, as amended, shall remain in full force and effect.

SECTION 8: This Ordinance shall be in full force and effect immediately upon its passage, approval and publication as required by law.

ADOPTED this 20th day of September, 2022, pursuant to a roll call vote as follows:

AYES: Mayor Booker, Trustee(s) A. Sanchez, S. Reyes-Plummer, M. Jones, M. Lightford, A. Peppers and I. Brandon

NAYS: None

ABSENT: None

APPROVED by me this 20th day of September, 2022 and attested by the Village Clerk that same day.

Nathaniel George Booker, Village President

ATTEST:

Gwaine Dianne Williams, Village Clerk

Published by me in pamphlet form this 21st day of September, 2022.

Gwaine Dianne Williams, Village Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CLERK'S CERTIFICATE

I, Gwaine Dianne Williams, Clerk of the Village of Maywood, in the County of Cook and State of Illinois, certify that the attached document is a true and correct copy of that certain Ordinance now on file in my Office, entitled:

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which Ordinance was passed by a roll call vote of the Board of Trustees of the Village of Maywood at a Special Village Board Meeting on the 20th day of September, 2022, at which meeting a quorum was present, and approved by the President of the Village of Maywood on the 20th day of September, 2022.

I further certify that the vote on the question of the passage of said Ordinance by the Board of Trustees of the Village of Maywood was taken by Ayes and Nays and recorded in the minutes of the Board of Trustees of the Village of Maywood, and that the result of said vote was as follows, to-wit:

AYES: Mayor Booker, Trustee(s) A. Sanchez, S. Reyes-Plummer, M. Jones, M. Lightford,
A. Peppers and I. Brandon

NAYS: None

ABSENT: None

I do further certify that the original Ordinance, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village of Maywood, this 21st day of September, 2022.

Gwaine Dianne Williams, Village Clerk

[SEAL]