

CITY OF LeROY  
COUNTY OF McLEAN  
STATE OF ILLINOIS

ORDINANCE NO. 337

AN ORDINANCE AMENDING CHAPTER 41 TRAFFIC, MUNICIPAL CODE OF THE  
CITY OF LE ROY, ILLINOIS 1975 (AS AMENDED), BY ADDITION OF  
NEW SECTION 41.10 1/2, PARKING SPACES FOR HANDICAPPED  
PERSONS AND RELATED PARKING PROVISIONS

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LeROY THIS 17th DAY OF April, 1989

PRESENTED: April 17, 1989  
PASSED: April 17, 1989  
APPROVED: April 17, 1989  
RECORDED: April 17, 1989  
PUBLISHED: April 17, 1989  
In Pamphlet Form/~~In Newspaper~~

Voting "Aye" 5  
Voting "Nay" 0

The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

Monita Angley  
City Clerk of the City of LeRoy,  
McLean County, Illinois

(SEAL)

Dated: April 17, 1989

AN ORDINANCE AMENDING CHAPTER 41 TRAFFIC, MUNICIPAL CODE OF THE  
CITY OF LE ROY, ILLINOIS 1975 (AS AMENDED), BY ADDITION OF  
NEW SECTION 41.10 1/2, PARKING SPACES  
FOR HANDICAPPED PERSONS AND RELATED PARKING PROVISIONS

WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois; an Illinois municipal corporation, hereinafter referred to as "CITY," have determined that it is necessary as well as beneficial for the citizens of the City of LeRoy that the government of the CITY provide handicapped parking spaces in various locations around the business district and other similar locations within the municipal limits of the City of LeRoy, and

WHEREAS, Illinois state statutes provide for the regulation and enforcement of handicapped parking spaces,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of LeRoy, in lawful meeting assembled, as follows:

Section 1. That Chapter 41 Traffic, Municipal Code of the City of LeRoy 1975 (as amended), is hereby amended by addition of new Section 41.10 1/2 in words and figures as follows:

**41.10 1/2. PARKING SPACES FOR HANDICAPPED PERSONS AND  
RELATED PARKING PROVISIONS**

(a). The City of LeRoy may from time to time designate certain on-street and certain off-street parking spaces in municipal parking lots as being reserved for use only by handicapped persons by posting each such parking space with an official sign which so reserves such parking space pursuant to the laws, rules and regulations which apply thereto. When these parking spaces are so signed, it shall be illegal for any person to park a vehicle in the parking space reserved in this manner for handicapped persons unless such vehicle has license plate(s) or decal or card indicating use in compliance with this ordinance and state law. When not with a handicapped person, it shall be illegal for any person at any time to park any such licensed vehicle in a space designated as being reserved for handicapped persons or to use a handicapped person's decal or card to park any vehicle at any time in such a reserved space.

(b). Parking spaces on private parking lots may be reserved by the owner of the parking lot for use only by handicapped persons. Such spaces

shall be marked for reserved use by handicapped persons by posting each such parking space with an official sign which so reserves each parking space pursuant to the laws, rules and regulations, both State of Illinois and City of LeRoy, which apply thereto. When these parking spaces are so signed, then it shall be illegal for any person to park a vehicle in a parking space reserved in the manner for handicapped persons unless such vehicle has license plate(s) indicating that the vehicle is registered to a handicapped person or a disabled veteran or unless a legal decal or card is being properly used indicating that the vehicle is then being used by a handicapped person who is qualified to have such license plate(s) or decal or card. It shall be illegal for any person to park any such licensed vehicle in a space on a private parking lot which is designated as being reserved for handicapped persons or to use a handicapped person's decal or card to park in such a reserved space when not with the handicapped person.

(c). Definitions.

1. Handicapped Person(s) shall mean every natural person who is unable to walk 200 feet or more unassisted by another person or without the aid of a walker, crutches, braces, prosthetic device or wheelchair, or without great difficulty or discomfort due to the following impairments:

neurologic, orthopedic, respiratory, cardiac, arthritic disorder, blindness, or the loss of function or absence of a limb or limbs.

2. Registration of Plates or Decals, Cards or Devices issued to a handicapped person or to a disabled veteran means:

A. Registration plates or decals issued by the Secretary of State of Illinois pursuant to Section 3-616, Section 11-1301.2, or Section 3-609 of Chapter 95 1/2, Illinois Revised Statutes 1987 (as amended), or as may be amended from time to time after the effective date of this ordinance;

B. Registration plates, special decals or other devices issued by another jurisdiction designating the vehicle is operated by or for a handicapped person.

3. Official sign means any sign erected on public or private property which complies with regulations promulgated by the City of LeRoy for the erection and maintenance of signs and with the requirements of Chapter 95 1/2, Section 11-301, Illinois Revised Statutes 1987 (as amended), or as may hereafter be amended, revised or recodified for designating the reservation of parking spaces for handicapped persons or disabled veterans.

(d). The parking privileges granted by this section are strictly limited to the person to whom the special license plate(s), special decal or card were issued and qualified drivers of motor vehicles who are acting under the express direction of the handicapped person to whom the special license plate(s), special decal or card were issued and while the handicapped person is present.

(e). A motor vehicle bearing license plate(s) issued to a handicapped person or to a disabled veteran or a special decal or card issued to a handicapped person, or to a disabled veteran, or a special decal or card issued to a handicapped person or a motor vehicle registered in another jurisdiction upon which is displayed such license plate(s), a special decal or card issued by the other jurisdiction designating that the vehicle may be operated by or for a handicapped person, shall be exempt when the handicapped person is present from any statute or ordinance imposing time limitations on parking. All drivers and owners of such vehicles shall be subject to the laws that prohibit parking in zones in front of or near fire hydrants, driveways, public building entrances and exits, bus stops, loading areas and all other locations where parking is prohibited whether only by law(s) which prohibit parking in specified types of locations at all times, during certain hours or times, or for limited types of vehicles, or also by sign(s) which prohibit such parking. Each such vehicle is also prohibited from parking when the motor vehicle constitutes a traffic hazard, and it shall be illegal for any person not to promptly move such vehicle at the instruction or request of a law enforcement officer to a legal location at the choice of the driver or to a location designated by the officer.

(f). Public parking spaces for handicapped persons shall be designated from time to time by CITY ordinance. Effective the date of this ordinance, two handicapped parking spaces are hereby designated as follows:

One space in front of City Hall, 111 East Center Street, LeRoy, Illinois; and one space in front of the Christian Church, east of the City Hall, LeRoy, Illinois.

(g). Any person or local authority owning or operating any public or private off-street parking facility in the CITY may, after notifying the LeRoy Police Department, remove or cause to be removed by towing to the nearest garage or other place of safety any vehicle parked within a space reserved for use by handicapped persons which does not display handicapped registration plates or a special decal or card as required by this Section. The erection of an official sign on private property specifically reserving any

parking place for use by a handicapped person or disabled veteran shall be deemed authorization for the CITY to enforce such parking prohibition. The CITY Street Superintendent shall cause to be maintained an official inventory of private parking places complying with this Section.

(h). No person shall directly or indirectly permit any vehicle owned by such person to be used in any manner so as to violate any of the provisions of this Section 41.10 1/2.

(i). Any person found guilty of violating any provision of this Section 41.10 1/2 shall be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00) for each violation. Such penalty shall be in addition to any costs or charges connected with the removal, towing, and/or storage of any motor vehicle authorized under this Section. A separate offense shall be deemed committed for each one-half (1/2) hour any person permits a motor vehicle to remain parked in violation of 41.10 1/2 (a). and (b).

Section 2. That this ordinance shall be in full force and effect after its passage, approval and publication in pamphlet form as required by law.

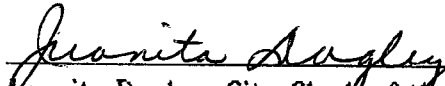
PASSED by the Mayor and City Council of the City of LeRoy, Illinois, on the 17th day of April, 1989, and deposited and filed in the office of the City Clerk of said City that date.

Aldermen elected 5

Aldermen present 5

AYES Steve Dean, Randy Zimmerman, Patrick Derby, Jerry Davis, Jon Winston

NAYS None

  
Juanita Dagley, City Clerk of the  
City of LeRoy, Illinois

APPROVED by the Mayor of the City of LeRoy on the 17th day of  
April, 1989.

*Jack W. Moss*

Jack Moss, Mayor of the City of  
LeRoy, Illinois

ATTEST:

(SEAL)

*Juanita Dagley*  
Juanita Dagley, City Clerk of the City of  
LeRoy, Illinois

CERTIFICATE

I, Juanita Dagley, certify that I am the duly elected and acting municipal clerk of the City of LeRoy, McLean County, Illinois.

I further certify that on April 17, 19 89, the Corporate Authorities of such municipality passed and approved Ordinance No. 337, entitled:

AN ORDINANCE AMENDING CHAPTER 41 TRAFFIC, MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS 1975 (AS AMENDED), BY ADDITION OF NEW SECTION 41.10 1/2, PARKING SPACES FOR HANDICAPPED PERSONS AND RELATED PARKING PROVISIONS,

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 337, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on April 17, 19 89, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois, this 17th day of April, 19 89.

(seal)

Juanita Dagley  
Municipal Clerk

STATE OF ILLINOIS)  
                                  )SS  
COUNTY OF MC LEAN)

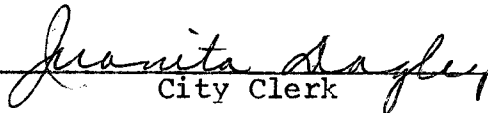
I, Juanita Dagley, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

AN ORDINANCE AMENDING CHAPTER 41 TRAFFIC, MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS 1975 (AS AMENDED), BY ADDITION OF NEW SECTION 41.10 1/2, PARKING SPACES FOR HANDICAPPED PERSONS AND RELATED PARKING PROVISIONS.

That said ordinance was adopted by the Mayor and City Council of the City of LeRoy at a regular meeting on the 17th day of April, 1989, and that a faithful record of said ordinance has been made in the record books.

Dated this 17th day of April, 1989.

  
City Clerk

(seal)