

# SNOW EMERGENCIES

## § 72.25 ANNOUNCEMENT OF SNOW EMERGENCY.

Whenever the Mayor finds that falling snow, sleet, or freezing rain will create a condition which makes it necessary that the parking of motor vehicles on snow emergency routes be prohibited, or whenever he finds on the basis of a firm forecast of snow, sleet, or freezing rain that the weather conditions so forecasted may create a condition making it necessary that such parking be prohibited, he is authorized to announce such prohibition, to become effective at a time specified by him. After the effective time of such prohibition no person shall park any vehicle or permit any vehicle to remain parked on a snow emergency route. However, if a fall of snow, sleet, or freezing rain occurs after 11:00 p.m. and prior to 6:00 a.m., and the Mayor has not announced prior to 11:00 p.m. that parking on snow emergency routes is to be prohibited after a specified time, a vehicle parked on a snow emergency route may remain so parked until 7:00 a.m. following such fall. The prohibition of parking announced by the Mayor under the authority of this section shall remain in effect until he announces the termination of the snow emergency, in part or in whole, after which the prohibition of parking authorized by this section shall no longer be in effect.

[Penalty, see § 72.99](#)

## § 72.26 TERMINATION OF EMERGENCY.

Whenever the Mayor shall find that some or all of the conditions which gave rise to the snow emergency prohibition no longer exist, he is authorized to declare the termination of the emergency, in part or in whole, effective immediately on announcement. If such announcement is made other than between 6:00 a.m. and 11:00 p.m., it shall be repeated between those hours.

## § 72.27 SNOW EMERGENCY ROUTES.

The term *SNOW EMERGENCY ROUTE* shall mean any route designated by the Mayor. On such street or highway designated as a snow emergency route, special signs shall be posted to this effect.

## § 72.28 PARKING FOLLOWING SNOWFALL; VIOLATION.

(A) Following a snowfall, no vehicle shall be parked on the following streets between the hours of 1 a.m. and 6 a.m.:

- (1) Franklin Street, from Buffalo to Dixon Streets;
- (2) Colden Street, from Franklin to Division Streets;
- (3) Mason Street, from Congress to Jefferson Streets.

(B) Any vehicle found on the street after 1 a.m. shall be towed away and the owner must pay the cost of towing to the person who tows the vehicle.

## **§ 72.29 EMERGENCY CAUSED BY SNOWFALL; SNOW REMOVAL; DEPOSITING OF SNOW ON STREETS.**

(A) Snow emergency. A snow emergency shall exist within the city whenever declared by the Mayor or his designated designee. After its declaration, a snow emergency shall continue until such time as the Mayor or his designee declares its determination.

(B) When a snow emergency is declared:

(1) The Mayor or his designee shall declare a snow emergency whenever two inches of snow has accumulated within the city.

(2) The Mayor or his designee may declare a snow emergency at some time prior to an accumulation of two inches of snow, if, in his judgment, the weather conditions are such that an early declaration of a snow emergency would promote the effective implementation of the city's snow removal plan.

(C) Parking during snow emergency. On all residential streets, it shall be unlawful, during a snow emergency, for any person to stop, stand, or park any vehicle in the city except as follows:

(1) On even numbered calendar days, vehicles may be parked on the side of the street where even numbered buildings are, or would be located, between the hours of 8:00 a.m. to 8:00 a.m. on the following day.

(2) On odd numbered calendar days, vehicles may be parked on that side of the street where odd numbered buildings are, or would be located, between the hours of 8:00 a.m. and 8:00 the following day.

(3) The above restrictions shall remain in effect until such time as the snow has been plowed to the side of the street.

(4) Any person who violates this section shall be punished by a fine of \$10 for each offense. Each day that a person violates this section shall be deemed a separate offense.

(D) No person shall deposit or cause to be deposited any snow upon any street or alley of the city on that portion of the traveled way cleared or scheduled for clearance of any snow accumulation.

(E) No snow shall be deposited on any street of the city in such manner as to obstruct a public sidewalk nor shall it be deposited upon a neighboring parkway or other private property nor hamper vision at an intersection of traveled roadways.

(F) Except for those street where parking is prohibited on one side of the street, this section shall not affect other parking restrictions and shall not be deemed to permit parking where otherwise prohibited by ordinance.

(G) This section shall not amend §§ [72.25](#) through [72.28](#) as now in effect or hereafter amended.

(Ord. 95-16, passed 11-20-95)

## **VIOLATIONS**

### **§ 72.40 OFFICERS AUTHORIZED TO REMOVE VEHICLES.**

(A) Whenever any police officer finds a vehicle in violation of any of the provisions of § [72.11](#) or any other applicable section of this traffic code or ordinance of the city, the officer is authorized to move the vehicle, or require the driver or other person in charge of the vehicle to move the same, to a position off the roadway.

(B) Any police officer is authorized to remove or cause to be removed to a place of safety any unattended vehicle illegally left standing upon any highway, bridge, causeway, or in a tunnel, or in a position or under circumstances as to obstruct the normal movement of traffic.

(C) Any police officer is authorized to remove or cause to be removed to the nearest garage or other place of safety any vehicle found upon a highway when:

(1) Report has been made that the vehicle has been stolen or taken without the consent of its owner; or

(2) The person or persons in charge of the vehicle are unable to provide for its custody or removal; or

(3) When the person driving or in control of the vehicle is arrested for an alleged offense for which the officer is required by law to take the person arrested before a proper magistrate without unnecessary delay.

(625 ILCS 5/11-1302)

### **§ 72.41 DUTY OF LESSOR OF VEHICLE ON NOTICE OF VIOLATION OF THIS CHAPTER.**

Every person in whose name a vehicle is registered pursuant to law and who leases such vehicle to others, after receiving written notice of a violation of this chapter involving such vehicle, shall upon request provide such police officers as have authority of the offense, and the court having jurisdiction thereof, with a written statement of the name and address of the lessee

at the time of such offense and the identifying number upon the registration plates and registration sticker or stickers of such vehicle.

(625 ILCS 5/11-1305)

### **§ 72.99 PENALTY.**

(A) Whoever violates any provision of this chapter for which no specific penalty is otherwise provided shall be fined as set forth in § [70.99](#).

(B) (1) Any person found guilty of violating the provisions of division (A)(1) of this section shall be fined as set forth in § [72.99](#) in addition to any costs or charges connected with the removal or storage of any motor vehicle authorized under this section. The city shall display signs indicating the fine imposed, and if the amount of the fine is subsequently changed, the city shall change the sign to indicate the current amount of the fine. It shall not be a defense to a charge under this section that either the sign posted pursuant to this section or the intended accessible parking place does not comply with the technical requirements of 625 ILCS 5/11-301, Department regulations, or local ordinance if a reasonable person would be made aware by the sign or notice on or near the parking place that the place is reserved for a person with disabilities.

(625 ILCS 5/11-1301.3(c))

(2) Any person found guilty of violating the provisions of division (A)(2) above a first time shall be fined \$500. Any person found guilty of violating division (A)(2) a second time shall be fined \$750, and the Secretary of State may revoke the person's driving privileges or suspend those privileges for a period of time to be determined by the Secretary. Any person found guilty of violating division (A)(2) a third or subsequent time shall be fined \$1,000, and the Secretary of State may revoke the person's driving privileges or suspend those privileges for a period of time to be determined by the Secretary. The Secretary of State may also revoke the disability license plates or parking decal or device of a person violating division (A)(2) a third or subsequent time or may suspend the person's disability license plates or parking decal or device for a period of time to be determined by the Secretary of State. The circuit clerk shall distributed 50% of the fine imposed on any person who is found guilty of or pleads guilty to violating this section, including any person placed on court supervision for violating this section, to the law enforcement agency that issued the citation or made the arrest. If more than one law enforcement agency is responsible for issuing the citation or making the arrest, the 50% fine imposed shall be shared equally. If an officer of the Secretary of State Department of Police arrested a person for a violation of this section, 50% of the fine imposed shall be deposited into the Secretary of State Police Services Fund.