

ORDINANCE NO. 03-01

**ORDINANCE OF AURORA TOWNSHIP, KANE COUNTY, ILLINOIS,
WITH RESPECT TO PROHIBITION OF PARKING DURING SNOW
REMOVAL ON STREETS, ROADS, HIGHWAYS AND BRIDGES UNDER
THE JURISDICTION OF THE TOWNSHIP HIGHWAY COMMISSIONER**

WHEREAS, Section 11-207 and subsequent sections of the Illinois Motor Vehicle Code (625 ILCS 5/11-207 et seq.) permit local authorities, including but not limited to township highway commissioners, to adopt rules and regulations not in conflict with the Motor Vehicle code, including the regulation of parking and traffic on streets and highways under their jurisdiction;

WHEREAS, the Aurora Township highway commissioner is charged with the duty of maintaining the streets, roads, highways, bridges and right of ways in the unincorporated areas of the township, as they are defined in Section 2-103 of the Illinois Highway Code (605 ILCS 5/2-103), which maintenance includes the plowing and removal of snow from said streets, roads, highways, bridges and rights of way;

WHEREAS, the Aurora Township highway commissioner has made a finding of the necessity of imposing parking restrictions and limitations for the safety and welfare of the township and its citizens and to facilitate the effective and efficient delivery of snow removal service by the township road district; and

WHEREAS, it is necessary and desirable for the health, safety and welfare of the township and its citizens to have an ordinance restricting, limiting, or prohibiting parking on streets during periods of snow removal;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED by Aurora Township, acting through its Board of Trustees, and the Aurora Township Road District, acting through the Highway Commissioner, as follows:

1. It shall be unlawful for any person to park a motor vehicle or, if parked, to allow a motor vehicle to remain parked or standing in or upon any township street, road, highway, bridge or in or upon any paved area of the right of way of any street, road, or highway, during or after a snowfall in which there is an accumulation of two (2) inches of snow or more. This prohibition shall remain in effect until such time as the street, road, highway, bridge, or paved right of way has been plowed or the snow has been removed therefrom. A township street, road, highway, bridge, or paved right of way shall not be deemed to have been plowed until the lane of traffic nearest the curb or right of way has been plowed or the snow has been removed therefrom.

2. Whenever the Aurora Township highway commissioner or any authorized agent of the highway commissioner finds a motor vehicle parked in violation of this ordinance, and where such vehicle constitutes an obstruction to traffic, interferes with the use of streets, roads, highways, bridges or paved right of way, or in any other manner creates a dangerous or unsafe condition, such vehicle is declared a nuisance and a hazard to public safety, and the Kane County Sheriff's Office, or other law enforcement agency having authority and jurisdiction, may cause the removal of such vehicle to the township road district garage or other public or private storage area or place of safety during snow removal operations of the township road district on such streets, roads, highways, bridges or paved rights of way, and the expense of such removal and storage in such garage or other storage facility shall be paid by the owner of the vehicle, in addition to any other penalties which may be imposed under the Illinois Motor Vehicle Code.

PASSED, ORDAINED AND APPROVED at a regular meeting of the Board of Trustees of Aurora Township, Kane County, Illinois on this 23rd day of January, 2003.

AYES: 5
NAYS: 0
ABSENT: 0


AURORA TOWNSHIP SUPERVISOR

ATTEST:


AURORA TOWNSHIP CLERK - Pro-Tem


AURORA TOWNSHIP HIGHWAY
COMMISSIONER