

ORDINANCE NO. 7071-2

AN ORDINANCE TO PROHIBIT PARKING IN A CERTAIN AREA BETWEEN
THE HOURS OF 3:00 A.M. to 9:00 A.M.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, THAT:

1. No person shall park a vehicle on either side of the following streets between the hours of 3:00 A.M. to 9:00 A.M., Monday through Friday:

- a) Busey Avenue between Indiana Avenue and Florida Avenue;
- b) Indiana Avenue between Lincoln Avenue and Orchard Street;
- c) Indiana Avenue between Carle and Race Street;
- d) Douglas Avenue between Indiana Avenue and Iowa Avenue;
- e) Michigan Avenue between Lincoln Avenue and Orchard Street;
- f) Pennsylvania Avenue between Lincoln Avenue and Orchard Street;
- g) Vermont Avenue between Lincoln Avenue and Orchard Street;
- h) Delaware Avenue between Lincoln Avenue and Orchard Street.

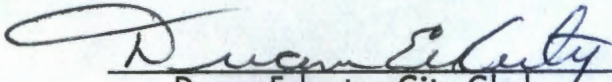
2. Provided, however, that a person who is visiting another who resides on any of the above mentioned streets within the areas defined, shall not be subject to this Ordinance on any day that he shall notify the Urbana Police Department prior to 3:00 A.M. that he desires to park a vehicle on the streets above mentioned within the area defined. The Urbana Police Department shall cause an entry to be made in a separate book kept only for this purpose, of the name and address of the person who is visiting another, together with a brief description of the vehicle that will be so parked and its license number.

3. Provided further, however, that any person who resides on any of the above mentioned streets within the areas defined may secure a special permit to park a vehicle on the above mentioned streets within the areas defined upon proper application therefore, and the payment of \$20.00 for such. Such permits shall expire on April 30th of each year. The special permit shall be issued by the City Clerk of Urbana.

4. Any person who violates this Ordinance shall be subject to the general penalty set out in Section 1.6 of the Urbana City Code.

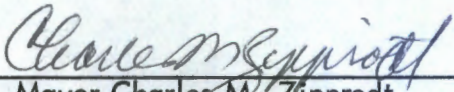
5. The Ordinance shall be in full force and effect on June 15, 1970.

ADOPTED by the City Council this 4th day of May, 1970.



Duane Eckerty, City Clerk

APPROVED by the Mayor this 4th day of May, 1970.



Mayor Charles M. Zipprodt



85% COTTON FIBRE
Friends
M. Linden

Certificate of Publication

STATE OF ILLINOIS }
Champaign County } ss.

CHAMPAIGN-URBANA COURIER, Inc., a corporation, does hereby certify that it is the publisher of Champaign-Urbana Courier, a daily secular newspaper of general circulation in said County, printed and published in the city of Urbana, in said County and State, and that said newspaper is a newspaper as defined in "An Act to revise the law in relation to notices," approved February 13, 1874, as amended, and that the advertisement or notice hereunto annexed and made a part of this certificate, has been published in said newspaper at least once ~~per week for the period of one year~~ and that the first publication thereof

was in the regular edition of said newspaper published on Wed., Aug. 5, 1970

~~_____~~

~~_____~~

and that said newspaper has been regularly and continuously published for more than one

year last past; and that Darlene L. Marshall by resolution by the board of directors has authority to make this certificate.

IN TESTIMONY WHEREOF, the said Darlene L. Marshall has hereunto

affixed the name of said company, this 5th day of Aug.

A.D. 1970.

Fee . . \$ 10.08

Received \$ _____

_____ 19 _____

By _____

CHAMPAIGN-URBANA COURIER

CHAMPAIGN-URBANA COURIER, Inc.

Darlene L. Marshall

COPY OF ADVERTISEMENT
ORDINANCE NO. 707-2
AN ORDINANCE TO PROHIBIT
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to 9:00 A.M.
BE IT ORDAINED BY THE CITY COUN-
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f) Pennsylvania Avenue between Lincoln Avenue and Orchard Street;
g) Vermont Avenue between Lincoln Avenue and Orchard Street;
h) Delaware Avenue between Lincoln Avenue and Orchard Street.

2. Provided, however, that a person who is visiting another who resides on any of the above mentioned streets within the areas defined, shall not be subject to this Ordinance on any day that he shall notify the Urbana Police Department prior to 3:00 A.M. that he desires to park a vehicle on the streets above mentioned within the area defined. The Urbana Police Department shall cause an entry to be made in a separate book kept only for this purpose, of the name and address of the person who is visiting another, together with a brief description of the vehicle that will be so parked and its license number.

3. Provided further, however, that any person who resides on any of the above mentioned streets within the areas defined may secure a special permit to park a vehicle on the above mentioned streets within the areas defined upon proper application therefore, and the payment of \$20.00 for such. Such permits shall expire on April 30th of each year. The special permit shall be issued by the City Clerk of Urbana.

4. Any person who violates this Ordinance shall be subject to the general penalty set out in Section 1.6 of the Urbana City Code.

5. The Ordinance shall be in full force and effect on June 15, 1970.

ADOPTED by the City Council this 4th day of May, 1970.
Duane Eckerty, City Clerk
APPROVED by the Mayor this 4th day of May, 1970.
Mayor Charles M. Zipprodt

No. 774 Aug. 5, 1970

Certificate of Publication

STATE OF ILLINOIS }
Champaign County } ss.

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was in the regular edition of said newspaper published on Wed., Aug. 5, 1970, and that ~~the said advertisement or notice was in the regular edition of said newspaper published~~

~~on~~ _____, ~~and that the said advertisement or notice was in the regular edition of said newspaper published~~

~~was in the regular edition of said newspaper published on~~ _____,

and that said newspaper has been regularly and continuously published for more than one

year last past; and that Darlene L. Marshall by resolution by the board of directors has authority to make this certificate.

IN TESTIMONY WHEREOF, the said Darlene L. Marshall has hereunto

affixed the name of said company, this 5th day of Aug.

A.D. 1970.

Fee . . \$ 10.08

Received \$ _____

_____ 19 _____

By _____

CHAMPAIGN-URBANA COURIER

CHAMPAIGN-URBANA COURIER, Inc.

By *Darlene L. Marshall*

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 4. Any person who violates this Ordinance shall be subject to the general penalty set out in Section 1.6 of the Urbana City Code.
 5. The Ordinance shall be in full force and effect on June 15, 1970.
 ADOPTED by the City Council this 4th day of May, 1970.
 Duane Eckerty, City Clerk
 APPROVED by the Mayor this 4th day of May, 1970.
 Mayor Charles M. Zipprodt

MEMO

June 16, 1970

TO: MAYOR CHARLES M. ZIPPRODT

Dear Mayor:

The attached Ordinance is a corrected Ordinance regarding the prohibition of parking on certain hours on certain streets in Southwest Urbana. The reason for the correction, you will recall, is that the Urbana City Council acted upon motion to adopt an Ordinance orally presented by Alderman Gentry. Mr. Gentry had before him a Petition which set forth that the special permit would be available to residents of the area. (Attachment B). The City Clerk's minutes of the meeting did not reflect this particular point, but rather stated that the Council adopted the proposal as put forth by Mr. Gentry. When Counsel drafted the Ordinance passed by the Council, he did not recall the distinction being made regarding the availability of the permits. (Counsel did not have the Petition that Mr. Gentry referred to either.)

After drafting the Ordinance, it was given to Mr. Gentry for proof reading, but he had scant opportunity to read such and was not aware that the City Attorney had missed this important distinction, and thus, the Ordinance, as finally published, contained an error. The Ordinance, as published, was not, in fact, what the Council had passed.

Mr. Fifer, of Illinois Municipal League, advised that as long as it is clear that the correction is due to scriveners error, it would be legally permissible to correct the Ordinance and republish it.

I must also take this opportunity to state that I believe it is probable that it is not constitutionally permissible to restrict the privilege of obtaining a parking permit to park in the designated area to residents of the area. To make such a distinction one must be prepared to show good reason for such. I do not believe the City could justify the distinction, and thus we probably have a deprivation of equal protection of the law situation.

Jack Waaler

Jack Waaler
Corporate Counsel

JW/vk

7-18-70

Lucane:

Attached are copies of the corrected ordinance on no parking. I would suggest publishing again as indicated by Mr. Waaler.

Perhaps we should wait on the re-publishing until Jack has received the signed

3

Vote 7/25

AN ORDINANCE TO PROHIBIT PARKING IN A CERTAIN AREA BETWEEN THE HOURS OF 3:00 A.M. TO 9:00 A.M.

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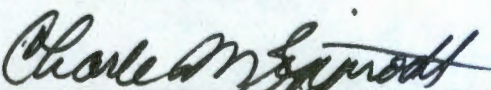
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ADOPTED by the City Council this 4th day of May, 1970.



Duane Eckerty, City Clerk

APPROVED by the Mayor this 4th day of May, 1970.



Mayor Charles Zipprott
M.
A

Certificate of Publication

STATE OF ILLINOIS }
Champaign County } ss.

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was in the regular edition of said newspaper published on Sat. May 23, 1970,
~~and that the second publication thereof was in the regular edition of said newspaper published~~

~~on _____, and that the third publication thereof was in the regular edition of said newspaper published~~

~~was in the regular edition of said newspaper published on _____,~~
and that said newspaper has been regularly and continuously published for more than one

year last past; and that Darlene L. Marshall by resolution by the board of directors has authority to make this certificate.

IN TESTIMONY WHEREOF, the said Darlene L. Marshall has hereunto

affixed the name of said company, this 23rd day of May,
A.D. 19 70.

Fee . . . \$ 9.66
Received \$ _____
_____ 19 _____
By _____

CHAMPAIGN-URBANA COURIER
CHAMPAIGN-URBANA COURIER, Inc.

By Darlene L. Marshall

Legal

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ADOPTED by the City Council this 4th day of May, 1970.
Duane Eckerty, City Clerk
APPROVED by the Mayor this 4th day of May, 1970.
Mayor Charles M. Zipprodt
No. 623 May 23, 1970.

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Duane Eckerty, City Clerk

APPROVED by the Mayor this 4th day of May, 1970.

Mayor Charles M. Zipprodt
No. 623 May 23, 1970.

#623

Certificate of Publication

STATE OF ILLINOIS }
Champaign County } ss.

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A.D. 19 70

Fee . . . \$ 9.66

Received \$ _____

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By _____

CHAMPAIGN-URBANA COURIER

CHAMPAIGN-URBANA COURIER, Inc.

Darlene L. Marshall