

ORDINANCE NUMBER: 2026-09

AN ORDINANCE AMENDING TITLE IV MOTOR VEHICLES AND TRAFFIC, TITLE IV, MOTOR VEHICLES AND TRAFFIC, CHAPTER 1 PARKING, LOCATING AND STORAGE OF VEHICLES, RECREATIONAL VEHICLES AND TRAILERS IN RESIDENTIAL DISTRICTS, SECTION 4-1-1, PARKING, AND SECTION 4-1-1-2 PARKING DURING SNOWFALL OF THE CODE OF ORDINANCES FOR THE VILLAGE OF POPLAR GROVE

WHEREAS, the Village of Poplar Grove (“Village”) had adopted a Code of Ordinances (“Code”); and

WHEREAS, the Village wishes to amend Title IV “Motor Vehicles and Traffic,” Chapter 4 “Parking, Locating and Storage of Vehicles, Recreational Vehicles and Trailers in Residential Districts” which contains Sections 4-1-1 “Parking” and 4-1-1-2 “Parking During Snowfall” of the Code; and

WHEREAS, the Village has determined that it is in the best interest of the Village and its citizens to approve amendments to the Chapter of the Code regarding Parking.

NOW THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Poplar Grove, Illinois as follows:

1. The above recitals are incorporated herein and made a part hereof.
2. Section 4-1-1 of Chapter 4 Parking, Locating and Storage of Vehicles, Recreational Vehicles and Trailers in Residential Districts of Title IV Motor Vehicles and Traffic, of the Code of Ordinances for the Village of Poplar Grove, shall and hereby is amended, in relevant part, as follows (deletions shown as ~~strike throughs~~ and new language as **bold and underlined**):

4-1-1. PARKING.

- A. No Parking Areas. It shall be a violation of this section to park a vehicle in areas marked by "No Parking" signs or marked by painted yellow lines on the curb.
- B. Parking Against Traffic Flow. It shall be a violation of this section to park a vehicle against the flow of traffic on the side of the street heading into the flow of traffic.
- C. Obstructing Traffic. No person shall park or place any vehicles or other property within the streets or highways of the Village so as to obstruct or interfere with traffic or travel or other vehicles or pedestrians or endanger public safety.
- D. Semitruck and Trailer Parking. It shall be unlawful for the operator or owner of any motor vehicle except a passenger vehicle, public utility truck, ~~and~~ trucks licensed by the state under the classification of A or B license, **and moving vehicles used to assist residents**

and/or businesses in moving in and out to park such vehicles within residential areas in the Village for a period of longer than ~~one~~ **three (3) hours**.

If a tractor-trailer or unattached trailer is parked completely off residential streets and sidewalks in private driveways on the driver's property and not obstructing view to prevent a safety hazard, then it shall be considered exempt from this subsection.

E. Commercial vehicles. Commercial vehicles and commercial vehicles with trailers stored or parked outside any property zoned residential are limited to no more than two (2) vehicles and all vehicles must be operable and have current year vehicle registration and licensing from the governing authority. These vehicles shall not be parked in residential zones longer than forty-eight (48) hours. Commercial vehicles, parked outside of an active work site, are exempt from this section.

E.F. Weight Limits. No vehicle or combination of vehicles, unladen or with load shall be driven on streets within the Village posted "NO TRUCKS" when said vehicle carries an Illinois license designation greater than B or equivalent, or its equivalent out of state license.

The requirements of this subsection shall not apply to commercial vehicles parked within the Village limits for the purpose of collecting or delivering persons, materials or merchandise or performing some service to the residents on whose property or adjacent property the vehicle is being parked, **such as parked in a private driveway.**

F.G Unattended Vehicles Parked In Right-of-Way:

1. Definition. The term "unattended motor vehicles" as used in this subsection shall mean any motor vehicle left unattended for a period of at least **forty-eight (48) hours seven days** in the right-of-way.
2. Public Nuisance Declared. It is hereby declared that all unattended motor vehicles, whether operable or inoperable, left parked, stopped or standing in the right-of-way within the Village, for a period of at least **forty-eight (48) hours seven days**, is hereby declared to be a public nuisance. **The determination of whether or not a vehicle is declared as unattended shall be at the discretion of the Public Works Director or his or her designee.**
3. Penalty. Violation of this subsection shall result in a fine of **consistent with the General Penalty prescribed in Section 1-4-1 of this Code** ~~\$10.00 per day~~ after the **forty-eight (48) hour seven day** violation. If towed away, towing and storage **fees** will be **as charged by the towing operator authorized by contract to tow on behalf of the Village.** ~~per Boone County fees charged on county roads.~~ The owner or operator of any vehicle removed shall be liable for towing and storage fees as a condition of regaining possession of such vehicle.

G.H. Off-street Loading Berth Requirements:

1. Definition. For the purpose of this subsection, "loading berth" shall mean space within the main building or on the same lot, providing for the standing, loading, or unloading of trucks having a minimum dimension of 12 x 35 feet and a vertical clearance of at least 14 feet.

2. Schedule. All nonresidential buildings, including retail, wholesale, office, and industrial buildings, hereafter built, relocated, or structurally altered to the extent of more than a 50 percent addition in floor area, shall provide an off-street loading berth in accordance with the following schedule:

A building whose dominant use is the selling of goods at retail shall provide loading berths in relation to the floor area used for retail purposes as follows:

Retail Floor Area	Berths Required
5,000—10,000 square feet	1
10,001—20,000 square feet	2
20,001—30,000 square feet	3
Over 30,000 square feet	4

Manufacturing, repair, wholesale, trucking terminal, or warehouse uses shall provide loading berths in relation to total floor area as follows:

Total Floor Area	Berths Required
5,000—40,000 square feet	1
40,001—100,000 square feet	2
Over 100,000 square feet	3

Other nonresidential buildings, including offices, hotels, mortuaries, and institutions, having more than 10,000 square feet of floor area, shall provide one off-street loading berth.

3. Conditions. The following conditions shall apply to the provision of off-street loading berths:
 - a. Each loading berth shall be easily accessible from a street or alley without substantial interference with traffic.
 - b. Each loading berth shall be hard surfaced, or shall be surfaced with gravel, crushed stone, or similar material, with adequate dust treatment.
 - c. Space allocated to required off-street loading berths may not be included in required off-street parking areas, nor shall an off-street loading berth be used for normal vehicle repair or service work.
 - d. All required loading berths shall be on the same lot as the use served.
 - e. Off-street loading berths abutting the side or rear yard of a residential district shall be suitably screened or fenced from view.
 - f. No loading berth will be located on a required front or side yard. If located in a required rear yard, the berth shall be open to the sky. (Ord. 445, 1-8-1996)

H.I. Inoperable Vehicles:

1. Definition. An "inoperable motor vehicle" is hereby defined to be any motor vehicle on which, for a period of at least seven days, the engine, wheels, steering apparatus or other essential parts have been removed or altered or do not function properly so that

such motor vehicle is incapable of being operated under its own motor power or on which no current license has been issued for its operation on the public highways by the secretary of state, provided that:

- a. Vehicles that have been duly licensed and rendered temporarily incapable of being driven under their own motor power in order to perform ordinary service or repair operations in a timely fashion but not longer than seven days;
 - b. Vehicles temporarily stored in duly licensed commercial garages and storage yards; or
 - c. Vehicles kept inside a fully enclosed garage or storage building, shall not be deemed inoperable motor vehicles.
2. Nuisance Declared. Inoperable motor vehicles, whether on private or public property, are a nuisance to be disposed of by any person in control of any such vehicle or vehicles upon receipt of a notice from the Village as described below. **The determination of whether or not a vehicle is declared as inoperable shall be at the discretion of the Public Works Director or his or her designee.**

I.J. Parking on Public Sidewalks:

1. Definitions. For the purposes of this subsection, "non-motorized vehicle" shall mean any licensed or unlicensed trailer including, but not limited to, camping trailers, travel trailers, boat trailers, snowmobile trailers, bike trailers, all-terrain vehicle trailers, flat bed trailers or any other trailer used for any type of hauling or towing. For the purposes of this subsection, the definition of "recreational vehicle" includes, but is not limited to, motor homes, campers, cargo trailers, travel trailers, boats, snowmobiles, all-terrain vehicles and any other vehicle which may be licensed by the State of Illinois as a recreational vehicle. For the purposes of this subsection, "vehicle" shall have the same definition as set forth in the Illinois Motor Vehicle Code, including, but not limited to, cars, trucks, vans, pick-up trucks and motorcycles.
2. Parking Prohibited. It shall be unlawful for any person or entity to stop, stand, or park any vehicle, non-motorized vehicle, or recreational vehicle on any public sidewalk.
3. Penalty. The registered owner of any licensed or unlicensed vehicle, non-motorized vehicle, or recreational vehicle which is in violation of this subsection shall be subject to a fine and vehicle removal by the Village at the owner's expense pursuant to subsection J of this section.

J.K. Penalties. Anyone who violates subsections A through I of this section shall be subject to a fine **consistent with the General Penalty prescribed in Section 1-4-1 of this Code.** ~~of not less than \$100.00~~ a **A** separate offense shall be deemed committed on each day that a violation occurs or continues, and will subject their vehicle to be removed by the Village at the owner's expense. If said fines are not paid within 72 hours of the violation, the fine will increase by \$50.00. All fines will be payable to the Village Clerk.

3. Section 4-1-1-2 of Chapter 4 Parking, Locating and Storage of Vehicles, Recreational Vehicles and Trailers in Residential Districts of Title IV Motor Vehicles and Traffic, of the Code of Ordinances for the Village of Poplar Grove, shall and hereby is amended, in

relevant part, as follows (deletions shown as ~~strikethroughs~~ and new language as **bold and underlined**):

4-1-1-2. PARKING DURING SNOWFALL.

A. Definitions:

Parking lane. An auxiliary lane primarily for parking of vehicles.

Right-of-way. The areas existing or acquired for public road purposes whether by easement or by fee ownership.

Roadway. The portion of a right-of-way designed or used for vehicular use, including shoulders, parking lanes, alleys, and the traveled way.

Traveled way. The portion of a roadway for the movement of vehicles exclusive of shoulders and auxiliary lanes.

- B. Snow Emergency. A snow emergency is hereby declared to exist when the Public Works Director for the Village of Poplar Grove declares a "snow emergency" which can occur at any time when two inches or more of snow, or any ice accumulation is forecasted at the Public Works Director's discretion.
- C. Parking Restrictions. It shall be unlawful for any vehicle to be parked in a public parking lot or on any portion of a public roadway during a snow emergency from the time that the Public Works Director declares a "snow emergency" until the time the Public Works Director cancels the "snow emergency". Any person who parks the vehicle is in violation of this subsection and any registered owner or co-owner of the vehicle shall be jointly and severally liable for violation of this subsection.
- D. Traffic Obstruction. Any vehicle parked in violation of this section is declared to be an obstruction to traffic and an immediate hazard to essential snow removal operations.
- E. Vehicle Removal. Any vehicle in violation of this section shall be fined and/or towed at the request of the Public Works Director or by his or her designee. The cost of any such towing shall be at the owner's expense and in addition to any fine payment.
- F. Towing Records. In the event a vehicle is towed, the Village shall keep records of such towing including the license plate number of the vehicle, if any; the date, time, the location of the vehicle towed and the name of the company providing the towing service.
- G. Penalty. Any person violating any portion of this section shall be fined ~~\$100.00~~ **consistent with the General Penalty prescribed in Section 1-4-1 of this Code** for each such offense. ~~Each day's violation shall constitute a separate offense.~~ The driver of the vehicle and any registered owner or co-owner thereof shall be jointly and severally liable for payment. Payment is due at Poplar Grove Village Hall.
- H. Release of Vehicle. The vehicle shall remain impounded until the registered owner or registered owner's agent remits the fine to Poplar Grove Village Hall during regular business hours. Upon fine payment, owner or agent will be issued a receipt of payment by the Village. Owner or agent shall then remit fine payment receipt to the tow company. All

tow and storage fees charged shall be paid before the vehicle will be released by the towing company.

I. Other Provisions. The Village may settle and compromise violations of this section in accordance with the provisions of Section 1-4-1 of this Code.

4. Except as amended by this Ordinance, all other provisions and terms of the Village Code of Ordinances shall remain in full force and effect as previously enacted except that those ordinances, or parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

5. This Ordinance shall be in full force and effect after its approval, passage and publication in pamphlet form as required by law.

PASSED UPON MOTION BY _____

SECONDED BY _____

BY ROLL CALL VOTE THIS _____ DAY OF _____, 2026

AS FOLLOWS:

VOTING "AYE": _____

VOTING "NAY": _____

ABSENT, ABSTAIN, OTHER _____

APPROVED _____, 2026

PRESIDENT

ATTEST:

VILLAGE CLERK