

**AN ORDINANCE AMENDING CHAPTER 41
OF THE VILLAGE OF ALGONQUIN MUNICIPAL CODE
REGARDING PARKING IN ELECTRIC VEHICLE CHARGING STATIONS**

WHEREAS, the Village of Algonquin, as a home rule unit of local government as provided by Article VII, Section 6 of the Illinois Constitution of 1970, has the authority to exercise any power and perform any function pertaining to its government and affairs except as limited by Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, the Village of Algonquin desires to amend Village of Algonquin Municipal Code to include regulations for parking in electric vehicle charging stations; and

WHEREAS, the Village of Algonquin finds it in the best interest to amend the Village of Algonquin Municipal Code to provide for the same; and

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ALGONQUIN:

SECTION ONE: The recitals above shall be and are hereby incorporated in this Section 1 as if restated herein.

SECTION TWO: That Chapter 41, Traffic, of the Village of Algonquin Municipal Code is hereby amended to add a new Section 41.20, to read in its entirety as follows:

"§ 41.20- PARKING IN ELECTRIC VEHICLE CHARGING STATIONS.

(A) Definitions. For the purpose of this Section, the following definitions shall apply:

ELECTRIC VEHICLE: a battery powered vehicle operated solely by electricity or a plug-in hybrid vehicle that operated on electricity and gasoline, and having a battery that can be recharged from an external source.

CHARGING: an electric vehicle is connected to an electric vehicle charging station.

ELECTRIC VEHICLE CHARGING STATION: any facility of equipment that is used to charge a battery or other energy storage device of an Electric Vehicle.

(B) It shall be unlawful to park any non-Electric Vehicle in an Electric Vehicle Charging Station designated for use by electric vehicles, including any Electric Vehicle Charging Station located in a private or public off-street parking facility. Only Electric Vehicles actively charging shall be parked in a parking space designated for use by electric vehicles and containing an Electric Vehicle Charging Station.

(C) Electric vehicle charging stations shall be posted with signage indicating the minimum fine and that the space is to be used exclusively for electric vehicle charging purposes and that violators are subject to a fine and/or tow of the offending vehicle.

(D) Members of the Police Department and those Village employees designated by the Manager are authorized to remove and tow away, or have removed and towed away, any car or other vehicle illegally parked in a designated Electric Vehicle Charging Station.

(E) Cars or vehicles so towed away for illegal parking shall be stored in a pound designated by the Police Department and shall be restored to the owner or operator of such vehicle upon the payment of all towing and storage fees.

(F) Electric vehicle charging stations shall be posted with the following information:
(a) voltage and amperage levels; (b) user instructions related to the electrical vehicle charging station; (c) disclaimer that the Village of Algonquin is not liable or responsible for the failure to operate or for any damage caused by an electrical vehicle charging station.

(G) Disclaimer: The Village of Algonquin is not liable or responsible for the failure to operate or for any damage caused by an electrical vehicle charging station.

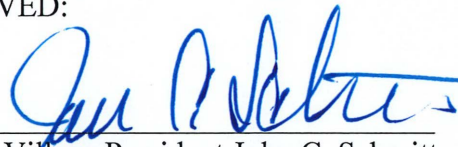
SECTION THREE: That Chapter 41, Section 20 of the Algonquin Village Code be amended to include the following in the Fine Payment Schedule:

| Parking In Electric Vehicle Charging Stations | |
|---|--------------------|
| Fine Schedule | Fine Amount |
| Step 1 (a) Upon service of a "violation notice" issued and prior to hearing | \$100 |
| Step 1 (b) At a final determination (final late payment) | \$200 |

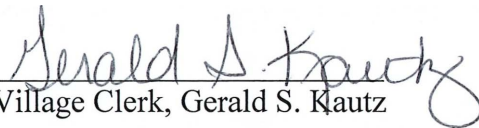
SECTION FOUR: This Ordinance shall be in full force and effect, after passage, approval and publication as required by law.

Voting Aye: Steigert, Spella, Jasper, Brehmer, Glogowski, Sosine
Voting Nay: None
Abstain: None
Absent: None

APPROVED:


Village President John C. Schmitt

(SEAL)

ATTEST: 
Village Clerk, Gerald S. Klautz

by: 
Deputy Village Clerk, Michelle Weber

PASSED: January 21, 2020
APPROVED: January 21, 2020
PUBLISHED: January 21, 2020

Prepared by: Village Staff