

ORDINANCE NO. O-2022-31

AN ORDINANCE AMENDING SECTION 70-354 "RESTRICTIONS OR PROHIBITIONS ON CERTAIN STREETS AND OFF-STREET LOTS" OF DIVISION 1, "GENERALLY" OF ARTICLE IV, "STOPPING STANDING AND PARKING" OF CHAPTER 70 "TRAFFIC AND VEHICLES" OF THE WHEATON CITY CODE

WHEREAS, the City of Wheaton, Illinois ("City") is an Illinois home-rule municipality pursuant to the provisions of Article VII, Section 6, of the Illinois Constitution, and as such the City may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the subject matter of this ordinance pertains to the government and affairs of the City and its residents; and

WHEREAS, Section 70-354 of Division 1 of Article IV of Chapter 70, of the Wheaton City Code establishes restrictions or prohibitions on certain streets and off-street lots; and

WHEREAS, subsection (h) legal holiday exception of Section 70-354 of the "Ordinance" lists legal holidays established in part from Wheaton City Code Section 2-36 (b) city holidays; and

WHEREAS, the city legal holidays established in Wheaton City Code Section 2-36 (b) vary from established State of Illinois holidays established in 205 ILCS 630-17(a) and United States Federal holidays established in 5 U.S. Code § 6103 – Holidays (a); and

WHEREAS, the purpose of this ordinance is to clarify legal holiday exceptions established in Section 70-354; and

WHEREAS, it is appropriate to amend subsection (h) of Section 70-354 to include city legal holidays established in Wheaton City Code Section 2-36 (b), State of Illinois holidays established in 205 ILCS 630-17(a) or United States Federal holidays established in 5 U.S. Code § 6103 – Holidays.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Wheaton, DuPage County, Illinois, pursuant to its home rule authority, that the Wheaton City code is hereby amended to provide as follows:

SECTION 1: That Chapter 70, Traffic and Vehicles, Division I, Generally, Article IV, Stopping, Standing and Parking, Section 70-354 (h) is hereby rescinded in its entirety and replaced with a new section 70-354 (h) which shall read as follows:

(h) Legal holiday exception. For purposes of this chapter, legal holidays shall be: City of Wheaton observed legal holidays as established in Sec. 2-36 (b), State of Illinois observed legal holidays as established in 205 ILCS 630/17 (a) or United States Federal observed legal holidays as established in 5 U.S. Code § 6103. Holidays (a).

SECTION 2: In all other respects, the terms and provisions of the Wheaton City Code are ratified and remain in full force and effect.

SECTION 3: All ordinances or parts of ordinances in conflict with these provisions are repealed.

SECTION 4: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.


Philip J. Suess

Mayor

ATTEST:


Andrea Posedale

City Clerk

Roll Call Vote:

Ayes: Councilman Barbier
Councilwoman Bray-Parker
Councilman Brown
Mayor Suess
Councilwoman Fitch
Councilwoman Robbins
Councilman Weller

Nays: None
Absent: None

Passed: August 1, 2022

Published: August 2, 2022