

ORDINANCE NO. 63

OPEN PARKING LOTS

Section 1 Definitions

For the purpose of this ordinance, an open parking lot, area, place or station shall mean any plot or parcel of land in the Village of Island Park used or to be used by any owner or lessee thereof for the purpose of parking or storing motor or other vehicles other than thereof and for which a service fee is charged.

Section 2 Licenses

No person, firm, or corporation shall hereafter maintain, conduct or operate an open parking lot, area, place or station in the Village of Island Park without a license to do so pursuant to the provisions of this ordinance. Said license shall expire on June 30th next after issuance.

Section 3 Application

Applications for licenses here under shall be made to the Village Clerk and shall show:

- (a) If a person, the name and address of the applicant.
- (b) If a partnership, the name, residence and business address of each partner.
- (c) If a corporation, the name, date and state under which whose laws such corporation was organized
- (d) The location to be licensed and whether the premises are owned or leased, in whole or in part, by the applicant; the entire ownership of the parking premises, however, must be disclosed.
- (e) The number of vehicles which may be parked or stored upon the premises to be licensed.

- (f) A complete schedule of the rates to be charged for storing or parking of vehicles.
- (g) Such other information as the Village Clerk may deem necessary for the issuance of said licenses.

Each application shall be signed and verified under oath by the applicant, if an individual, and by a duly authorized agent, if a partnership or corporation.

Before issuing any license hereunder, the Village Clerk shall refer each application to the Board of Trustees of said Village and they must approve the same by a majority.

Section 4 Fees

For each license issued hereunder, a fee of \$10.00 shall be paid for the use of each lot, as shown on the official map of the Village of Island Park, so used for the parking or storage of motor or other vehicles. The minimum fee, in any event, however, shall not be less than \$50.00 for each plot or parcel of land so used.

Each license issued for the period expiring June 30, 1941, may be renewed thereafter for each ensuing period expiring June 30th of each subsequent year, upon application to the Village Clerk and by approval of the Board of Trustees by a majority vote, the payment of the above mentioned fee and subject to any other provision of this ordinance which the Board of Trustees shall deem applicable.

Section 5 Revocation of licenses

The Board of Trustees may revoke any license issued hereunder for any false or materially incorrect statement in the application therefore, for any violation of this ordinance, or of any other ordinance or law applicable to said premises, the operators or employees thereof, which violation is permitted on the said premises.

Section 6 Change of Rate

No licensee shall make any charge for parking or storing any vehicle in an open parking lot, area, place or station other than that set forth in his schedule of rates, as required in Section 3 (f) of this ordinance unless and until he has notified the Village Clerk of such change in rate, and the Board of Trustees has approved the same by a majority vote. This section refers to both increases and decreases in the rate set forth in said schedule.

Section 7 Operation

Persons operating parking lots, areas, places or stations shall keep the same free from dust by sprinkling of water or the use of calcium chloride or other methods so that the same shall not become a nuisance to adjacent owners or others.

Persons operating such open parking lots, areas, places or stations shall not allow any vehicle so parked or stored to be parked or stored so that any portion of it shall rest or project upon any sidewalk.

No licensee shall sublet, sublease or otherwise permit any parking lot, or any portion thereof, to be used by any vendor of goods, wares, or merchandise or service for the conduct of such vendor's business unless the same is conducted in a permanent building or structure.

Section 8 Commercial Vehicles

Notwithstanding any provision of this or any other ordinance or regulation of the Village of Island Park, no licensee shall permit any motor or other vehicle of a commercial type to be parked or stored on his premises, other than one personally owned by said person. A truck of any kind shall be included in the commercial classification but a station wagon or suburban vehicle shall not.

Section 9 Validity

Should any section or provision of this ordinance be declared invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part so declared invalid.

Section 10 Repeal of Conflicting Ordinances

All other ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed. However, no section or provision of this ordinance shall be so construed as to repeal the provisions of Building Zone Ordinance #51 of this Village.

Section 11 Penalty

Any person, firm or corporation violating any of the provisions of this ordinance shall be liable and forfeit a penalty not exceeding \$100.00 for each offense. Each day that any violation continues shall be considered a separate violation. Said violation shall constitute and is hereby declared to be disorderly conduct and any person violating this ordinance shall be and is hereby declared a disorderly person.

NOTE: This Ordinance enacted on June 22, 1940.