
**THE VILLAGE OF BURNHAM
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 2015 - O - 004

**AN ORDINANCE RESTRICTING PARKING ALONG
TORRENCE AVENUE WITHIN THE VILLAGE OF BURNHAM**

WHEREAS, the Village of Burnham, Cook County, Illinois has elected by referendum on March 11, 1980 to become a home rule unit, and accordingly, pursuant to the provisions of the Constitution of the State of Illinois of 1970, particularly Article VII Sec. 6(a) thereof, the Village is a home rule unit; and

WHEREAS, pursuant to the powers of a home rule unit set forth in Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970, the Village may exercise any power and perform any function pertaining to its government and affairs including, but not limited to the power to regulate for the protection of the public health, safety, morals and welfare; to license; to tax; and to incur debt; and

WHEREAS, the STATE OF ILLINOIS acting by and through its DEPARTMENT OF TRANSPORTATION is desirous of improving Torrence Avenue between 136th Street and 139th Street in the County of Cook; and

WHEREAS, a portion of this project runs through the VILLAGE OF BURNHAM from the Grand Calumet River to 139th Street; and

WHEREAS, in order to facilitate the free flow of traffic and ensure safety to the motoring public, THE VILLAGE OF BURNHAM determines that the parking along Torrence Avenue shall be prohibited;

BE IT ORDAINED, by the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, by and through its home rule powers, as follows:

Section 1. THAT, the Village President (Mayor) and Board of Trustees of the Village of Burnham hereby find that all of the recitals and legislative findings contained in the preambles of this Ordinance are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. THAT, parking shall not be permitted along Torrence Avenue from the Grand Calumet River to 139th Street within the limits of THE VILLAGE OF BURNHAM.

Section 3. THAT, the Board of Trustees of the VILLAGE OF BURNHAM will prohibit future parking at such locations on or immediately adjacent to Torrence Avenue as may be determined and directed by the STATE OF ILLINOIS to be necessary to ensure the free flow of traffic and safety to the motoring public.

Section 4. THAT, the Village Clerk of the VILLAGE OF BURNHAM is hereby authorized and directed to attach a copy of this Ordinance to the AGREEMENT dated July 28, 2015 by and between the STATE OF ILLINOIS and the VILLAGE OF BURNHAM.

Section 5. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

Section 6. If any section, subsection, paragraph, sentence, clause, or phase of this Ordinance or the application thereto to any person or circumstance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such decision shall not affect the validity of the remaining sections, subsections, paragraphs, sentences, clauses or phrases of this Ordinance or the application of such portion to other persons or circumstances but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any portion.

Section 7. This Ordinance shall be in full force and effect after its passage, approval and publication according to law.

Section 8. This Ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or, (b) legislate in a manner or regarding

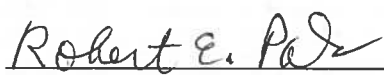
a manner not delegated to municipalities by state law. It is the intent of the Corporate Authorities of the Village of Burnham that to the extent that the terms of this Ordinance should be inconsistent with any no-preemptive state law that this Ordinance should supersede state law in that regard within its jurisdiction.

Section 9. This Ordinance shall be published in pamphlet form by the authority of the Village President (Mayor) and the Board of Trustees of the Village of Burnham, Cook County, Illinois.

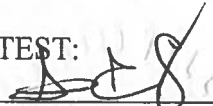
PASSED by the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, this 28th day of July, 2015.

PRESIDENT AND VILLAGE BOARD MEMBERS

	AYES:	NAYS:	ABSENT:	ABSTAIN:
Trustee John Cap Jr.	<u> x </u>	_____	_____	_____
Trustee Paris Ellison	<u> x </u>	_____	_____	_____
Trustee Grace Garcia	_____	_____	<u> x </u>	_____
Trustee Brenda Greer	<u> x </u>	_____	_____	_____
Trustee Carmela Richardson	<u> x </u>	_____	_____	_____
Trustee Travis Claybrooks	<u> x </u>	_____	_____	_____



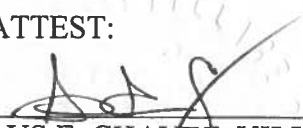
 ROBERT E. POLK
 Village President (Mayor)

ATTEST:


 LUS E. CHAVEZ
 Village Clerk (SEAL)

Recorded in Village Records:

Published in pamphlet form by authority of the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois on 28th day of July, 2015.

ATTEST:


 LUS E. CHAVEZ, VILLAGE CLERK
 (SEAL)