

---

---

**VILLAGE OF SUGAR GROVE  
BOARD REPORT**

---

---

**TO:** VILLAGE PRESIDENT & BOARD OF TRUSTEES

**FROM:** WALTER MAGDZIARZ, COMMUNITY DEVELOPMENT DIRECTOR  
DANIELLE MARION, PLANNING & ZONING ADMINISTRATOR

**SUBJECT:** ORDINANCE: ZONING ORDINANCE AMENDMENT, TRUCK PARKING IN RESIDENTIAL ZONING DISTRICTS

**AGENDA:** MARCH 21, 2023 VILLAGE BOARD MEETING

**DATE:** MARCH 16, 2023

---

**ISSUE**

Shall the Village Board approve an Ordinance amending the requirements for truck parking in residential zoning districts in the Village's zoning regulations.

**DISCUSSION**

The Village Board previously discussed amending truck parking regulations and approved an amendment of Title 6 of the Village Code that clarified which license plate classification and truck types would not be permitted to park in residential zoning districts. The proposed amendment is the zoning version of the same amendment and will remove conflicts between Title 6 and Title 11 of the Village Code.

Given the Board's previous direction and the amendment to Title 11, the proposed amendment can be characterized as a housekeeping matter.

The Planning Commission recommends approval of the proposed amendment.

**ATTACHMENTS**

- Planning Commission Recommendation PC23-002
- Ordinance Amending Title 11, Zoning Regulations (Truck Parking in Residential Zoning Districts)

**COSTS**

There are only nominal publication and codification costs associated with the requested action.

**RECOMMENDATION**

The Village Board approve an Ordinance amending the Village Code Title 11, Zoning Regulations (truck parking in residential zoning districts).

**VILLAGE PRESIDENT**

Jennifer Konen

**VILLAGE CLERK**

Alison Murphy



**COMMUNITY DEVELOPMENT**

**VILLAGE TRUSTEES**

Matthew Bonnie

Ted Koch

Heidi Lendi

Michael Schomas

Ryan Walter

James F. White

# **R E C O M M E N D A T I O N**

## **PC23-004**

TO: Village President and Board of Trustees  
FROM: Planning Commission  
DATE: Meeting of March 15, 2023  
PETITION: 23-002 Text Amendment: Truck Parking

---

**PROPOSAL**

Amend section 11-12-2H of the Zoning Ordinance as it pertains to truck parking in residential areas in the Village.

**BACKGROUND & HISTORY**

The Police Department and Community Development Department both have responsibility in regulating oversized vehicle parking and storage in residential areas through the vehicle regulations (Title 6) and the zoning regulations (Title 11), respectively. Back in 2016 the Village Board approved Village Code amendments that removed the conflicts between the two Titles of the Village Code.

The oversized vehicle ("truck parking") regulations exist to prevent trucks, semi-tractors, dump trucks, step vans, box trucks, wreckers and the like from populating residential neighborhoods primarily because these vehicles are out of scale with residential homes and lots. Some communities cast a wider net to prohibit trucks like service/utility trucks and mechanics trucks and in exceptional cases, even commercial vehicles of all types, including pick-up trucks. HOA's usually have even stricter requirements or outright prohibitions and would prevail over the Village requirements.

The truck spectrum ranges from pick-ups and vans to semi-tractors, box trucks and specialty vehicles like concrete mixers and tank trucks. The issue with the truck parking regulations is not the types at the large end, but rather those at the pick-up end of the spectrum. The basic truck types in the attachment show the most common truck types. Within these truck types there are numerous variations. When you see the number of different truck types you begin to understand why regulating them by type is not without its issues.

The Village Code amendment in 2016 helped to provide more consistency in enforcement of the regulations and changed the regulations from describing prohibited vehicles to relying upon the license plate classification, since the plate classification was weight-based and the plate classification made enforcement much easier. Since then, however the State of Illinois re-classified truck plates which added a new classification and muddled the waters.

The "C" truck plate (8,001-10,000 pounds) classification was added. Currently, the Village Code limits truck parking to Class "D" or smaller. The new current State Class "D" plate is for vehicles (trucks) that are 10,001-12,000 pounds. There are other plate classifications ("E" thru "Z" based on vehicle weight) but these are for vehicles even larger (box trucks, dump trucks, semi-tractors) and clearly inappropriate for parking in a residential neighborhood.

The "C" plate classification creates inconveniences for residents and enforcement. It is not unusual for a pick-up truck to display "C" or "D" plates. The result is one homeowner can park his pick-up truck in the driveway and the neighbor with "D" plates on his pick-up cannot. Moreover, we are aware of circumstances in the Village where residents use the specialty truck, i.e., mechanics truck or utility truck, as a primary vehicle or are on 24 hour call and need the vehicle at their residence.

#### **ATTACHMENTS**

- Truck types, illustrated
- Illinois Secretary of State truck plate classifications
- Exhibit A, proposed amendment

#### **DISCUSSION**

The Planning Commission discussed the proposed text amendment and had no concerns.

#### **PUBLIC RESPONSE**

After due notice, the Planning Commission held a public hearing on March 15, 2023. No objectors were present.

#### **RECOMMENDATION**

After careful consideration, the Planning Commission recommends the Village Board **approve** the proposed text amendment attached in Exhibit A.

AYES: Jones, Sabo, Guddendorf, Wilson, Bieritz, Eckert, Ochsenschlager

NAYES: None

ABSENT: None

## Exhibit A

### 11-12-2-H-2-h: OFF STREET PARKING AND LOADING/GENERAL PROVISIONS

h. Buses And Trucks: All parking and/or storage of vehicles requiring more than a Class ~~DH~~ license plate, or apportioned, tow truck, or trailer plates, as established by the Office of the Secretary of State of the State of Illinois including vehicles such as step vans, box trucks, semi-tractors, dump trucks, crane truck, tank trucks, buses, ~~trucks, tractors,~~ and trailers on residential property is prohibited; however, the parking of a school bus, as defined by 625 Illinois Compiled Statutes 5/1-182, shall not be prohibited between eight o'clock (8:00) A.M. and four o'clock (4:00) P.M., provided:

(1) The occupant of the residential property is the authorized driver of said school bus;  
and

(2) The school bus is parked no closer than fifteen feet (15') from the sidewalk adjacent to said residential property or, where no sidewalk exists, no closer than fifteen feet (15') from the street adjacent to said residential property;



**VILLAGE OF SUGAR GROVE  
KANE COUNTY, ILLINOIS**

**ORDINANCE NO. 2023-0321\_\_**

---

**AN ORDINANCE AMENDING THE VILLAGE CODE TITLE 11, ZONING REGULATIONS  
(TRUCK PARKING IN RESIDENTIAL ZONING DISTRICTS)**

---

Adopted by the Board of Trustees and President of the Village of Sugar Grove  
this 21<sup>st</sup> day of March 2023

Published in pamphlet form by authority of the Board of Trustees of the Village of Sugar Grove, Illinois,  
this 21<sup>st</sup> day of March 2023

## **ORDINANCE NO. 2023-0321\_**

### **AN ORDINANCE AMENDING THE VILLAGE CODE TITLE 11, ZONING REGULATIONS (TRUCK PARKING IN RESIDENTIAL ZONING DISTRICTS)**

---

**WHEREAS**, the Village of Sugar Grove is not a home rule municipality within Article VII, Section 6A of the Illinois Constitution and, pursuant to the powers granted to it under 65 ILCS 5/1-8 *et seq.*; and,

**WHEREAS**, the Village currently maintains zoning regulations governing the use and improvement of land within the Village; and,

**WHEREAS**, the Village finds that such restrictions provide for the safety and well-being of Village inhabitants and benefit the public welfare, safety and morals; and,

**WHEREAS**, the Village seeks to continue to promote these interests, and seeks to amend the Village Code to more fully protect and preserve the safety and well-being of such inhabitants; and,

**WHEREAS**, from time to time, it is necessary and desirable to modify the zoning regulations in response to changes in community attitudes, technology, development and the law; and,

**WHEREAS**, after due notice the Planning Commission held a public hearing concerning the proposed amendment on March 15, 2023, and no objectors were present; and

**WHEREAS**, the Planning Commission recommended in their Recommendation PC23-003 that the Village Board approve the Zoning Ordinance amendment.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

#### **SECTION ONE: ZONING ORDINANCE AMENDMENT**

Title 11 (Zoning Ordinance) of the Village Code of Ordinances be amended as provided in **Exhibit A**, attached hereto and made a part hereof by this reference.

#### **SECTION TWO: GENERAL PROVISIONS**

**REPEALER:** All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

**SEVERABILITY:** Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and effect the same as if the invalid provision had not been a part of this Ordinance.

**EFFECTIVE DATE:** This Ordinance shall be in full force and effect on and after its approval, passage and publication in pamphlet form as provided by law.

**PASSED AND APPROVED** by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois this 21<sup>st</sup> day of March 2023.

ATTEST:

---

Jennifer Konen,  
President of the Board of Trustees

---

Alison Murphy,  
Village Clerk

	Aye	Nay	Absent	Abstain
Trustee Matthew Bonnie	___	___	___	___
Trustee Sean Herron	___	___	___	___
Trustee Heidi Lendi	___	___	___	___
Trustee Michael Schomas	___	___	___	___
Trustee Ryan Walter	___	___	___	___
Trustee James White	___	___	___	___

## **Exhibit A**

*Amend Section 11-12-2-H-2-h to be and to read as follows:*

- h. Buses And Trucks: All parking and/or storage of vehicles requiring more than a Class H license plate, or apportioned, tow truck, or trailer plates, as established by the Office of the Secretary of State of the State of Illinois including vehicles such as step vans, box trucks, semi-tractors, dump trucks, crane truck, tank trucks, buses, and trailers on residential property is prohibited; however, the parking of a school bus, as defined by 625 Illinois Compiled Statutes 5/1-182, shall not be prohibited between eight o'clock (8:00) A.M. and four o'clock (4:00) P.M., provided:
  - (1) The occupant of the residential property is the authorized driver of said school bus; and
  - (2) The school bus is parked no closer than fifteen feet (15') from the sidewalk adjacent to said residential property or, where no sidewalk exists, no closer than fifteen feet (15') from the street adjacent to said residential property;