

ORDINANCE NO. 2019-17

AN ORDINANCE AMENDING CHAPTER 14, SECTION 14-163 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS REGARDING PARKING REGULATIONS AND FINES FOR VIOLATIONS OF SAME

WHEREAS, the Village of Stickney (the "Village") is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

WHEREAS, the Village President (the "President") and the Board of Trustees of the Village (the "Village Board" and with the President, the "Corporate Authorities") are committed to ensuring the health, safety and welfare of individuals residing in, working in and visiting the Village; and

WHEREAS, the Municipal Code, Village of Stickney, Illinois (the "Village Code") currently sets forth certain regulations regarding parking within the Village and fines for violations of said regulations (the "Existing Regulations"); and

WHEREAS, the Corporate Authorities recognize the need to amend, update and clarify the Existing Regulations from time to time; and

WHEREAS, based upon the foregoing, the Corporate Authorities have determined that it is in the best interests of the Village and its residents to amend Chapter 14, Section 14-163 of the Village Code as set forth below;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:

**ARTICLE I.
IN GENERAL**

SECTION 1. INCORPORATION CLAUSE.

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

SECTION 2. PURPOSE.

The purpose of this Ordinance is to amend Chapter 14, Section 14-163 of the Village Code to update, amend, and clarify the Village's Existing Regulations, and to authorize the President or his designee to take all actions necessary to carry out the intent of this Ordinance.

**ARTICLE II.
AMENDMENT OF CHAPTER 14, SECTION 14-163 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS**

SECTION 3. AMENDMENT OF CHAPTER 14, SECTION 14-163.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 14, Section 14-163 by striking out any language to be removed or repealed and underlining new language as follows:

Sec. 14-163. – Violations and Penalties.

- (a) Any person receiving an initial notice of violation of an ordinance of the village prohibiting the parking of vehicles in a designated area or restricting the length of time such vehicles may be parked there or otherwise violating this Chapter 14, Article III, Division 7, may settle and pay the claim against him or her for a such illegal parking by paying to the village the sum of ~~\$50.00~~ \$75.00 on or before the date payment is due as provided in such notice. The minimum fine for violating Chapter 14, Article III shall be \$75.00 and the maximum fine shall be \$750.00. Said fine is in additional to any other fees and penalties in the village code of ordinances, including but not limited to impoundment fees, relocation fees, and other fees provided for by law.
- (b) In the event that the person to whom said ticket is issued fails to pay said violation within the time specified in the ticket, said person shall appear and defend such violation at the date set forth on said notice at the village adjudication hearing.
- (c) In the event payment is not made nor an appearance made by the person issued said violation, the hearing officer shall determine and establish a fine to be paid, but not to exceed the sum of ~~\$500.00~~ \$750.00 for any one violation.

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SECTION 3.1. OTHER ACTIONS AUTHORIZED.

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the amendments contemplated by this Ordinance and shall take all action necessary in conformity therewith. The officers, employees and/or agents of the Village are specifically authorized and directed to draft and disseminate any and all necessary forms or notices to be utilized in connection with the intent of this Ordinance.

**ARTICLE III.
HEADINGS, SAVINGS CLAUSES, PUBLICATION,
EFFECTIVE DATE**

SECTION 4. HEADINGS.

The headings of the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

SECTION 5. SEVERABILITY.

The provisions of this Ordinance are hereby declared to be severable and should any provision of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of

competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6. SUPERSEDER.

All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7. PUBLICATION.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

SECTION 8. EFFECTIVE DATE.

This Ordinance shall be effective and in full force ten (10) days after its passage, approval and publication in accordance with Illinois law.

PASSED this 15th day of October, 2019.

AYES: Trustee Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White

NAYS: None

ABSENT: None

ABSTENTION: None

APPROVED by me this 15th day of October, 2019.

Jeff Walik, President

ATTESTED AND FILED in my
office this 16th day of October, 2019.

Audrey McAdams, Village Clerk