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11-28-95
Effective date 12-2-95
K. Kelly*

ORDINANCE

NO. 95-659

AN ORDINANCE PROVIDING FOR THE IMPOUNDMENT OF MOTOR VEHICLES USED IN CONNECTION WITH THE SOLICITATION OF DRUGS OR THE UNLAWFUL USE OF WEAPONS AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF IN THE VILLAGE OF CALUMET PARK, COOK COUNTY, ILLINOIS

WHEREAS, the Village of Calumet Park is a Home Rule Unit by virtue of the provisions of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village as a Home Rule Unit may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Mayor and Board of Trustees have determined that it is in the public interest to prevent the use of automobiles for the purpose of solicitation of drugs, or in connection with unlawful use of deadly weapons.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Calumet Park, Cook County, Illinois, in the exercise of its home rule powers that:

SECTION ONE

DEADLY WEAPONS

UNLAWFUL USE OF DEADLY WEAPONS: Unless exempted pursuant to Section Two hereof, a person commits the offense of unlawful use of weapons when he knowingly:

- (A) Sells, manufactures, purchases, possesses or carries any bludgeon, black-jack, sling-shot, sand-club, sand-bag, metal knuckles, throwing star, or any knife, commonly referred to as a switchblade knife, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or a ballistic knife, which is a device that propels a knifelike blade as a projectile by means of a coil spring, elastic material or compressed gas;
- (B) Carries or possesses with intent to use the same unlawfully against another, a dagger, dirk, billy, dangerous knife, razor, stiletto, broken bottle or other piece of glass, stun gun or taser or any other dangerous or deadly weapon or instrument of like character;

A "stun gun or taser", as used in this Section means (i)

any device which is powered by electrical charging units, such as, batteries, and which fires one or several barbs attached to a length of wire and which, upon hitting a human, can send out a current capable of disrupting the person's nervous system in such a manner as to render him incapable of normal functioning or (ii) any device which is powered by electrical charging units, such as batteries, and which, upon contact with a human or clothing worn by a human, can send out current capable of disrupting the person's nervous system in such a manner as to render him incapable of normal functioning; or

- (C) Carries on or about his person or in any vehicle, a tear gas gun projector or bomb or any object containing noxious liquid gas or substance, other than an object containing a non-lethal noxious liquid gas or substance designed solely for personal defense carried by a person 18 years of age or older; or
- (D) Carries or possesses in any vehicle or concealed on or about his person except when on his land or in his own abode or fixed place of business any pistol, revolver, stun gun or taser or other firearm; or
- (E) Carries or possesses any firearm, stun gun or taser or other deadly weapon in any place which is licensed to sell intoxicating beverages, or at any public gathering held pursuant to a license issued by any governmental body or any public gathering at which an admission is charged, excluding a place where a showing, demonstration or lecture involving the exhibition of unloaded firearms is conducted; or
- (F) Carries or possesses on or about his person, upon any public street, alley, or other public lands within the corporate limits of a city, village or incorporated town, except when an invitee thereon or therein, for the purpose of the display of such weapon or the lawful commerce in weapons, or except when on his land or in his abode or fixed place of business, any pistol, revolver, stun gun or taser or other firearm.
- (G) Sells, manufactures or purchases any explosive bullet. For purposes of this Section "explosive bullet" means the projectile portion of an ammunition cartridge which contains or carries an explosive charge which will explode upon contact with the flesh of a human or an animal. "Cartridge" means a tubular metal case having a projectile affixed at the front thereof and a cap or primer at the rear end thereof, with the propellant contained in such tube between the projectile and the cap.

Any violation of the Section shall be punished by a fine of FIVE HUNDRED (\$500.00) DOLLARS for any one offense.

SECTION TWO

EXCEPTIONS: Section One shall not apply to or affect any of following.

- (A) Peace officers or any person summoned by any such officers to assist in making arrests or preserving the peace while he is actually engaged in assisting such officer;

- (B) Wardens, superintendents and keepers of prisons, penitentiaries, jails, and other institutions for the detention of persons accused or convicted of an offense, while in the performance of their official duty or commuting between their homes and places of employment;
- (C) Members of the Armed Services or Reserve Forces of the United States or the Illinois National Guard or the Reserve Officers Training Corps, while in the performance of their official duty;
- (D) Special agents employed by a railroad to perform police functions, or employees of a detective agency, watchman-guard or patrolman agency, licensed by the State of Illinois, while actually engaged in the performance of the duties of their employment or commuting between their homes and places of employment.
- (E) Agents and investigators of the Illinois Crime Investigating Commission authorized by the Commission to carry weapons, while on duty in the course of any investigation for the Commission;
- (F) Manufacture or transportation of weapons which are not immediately accessible to any person; sale of weapons to persons authorized under law to possess them;
- (G) Persons licensed as private security contractors, private detectives, or private alarm contractors, or employed by an agency certified by the Illinois Department of Professional Regulation who have documentation on their person if their duties include the carrying of a weapon under the provisions of the Private Detective, Private Alarm and Private Security Act of 1983 (225 ILCS 445/1 et seq.) while actually engaged in the performance of the duties of their employment.
- (H) Any person regularly employed in a commercial or industrial operation as a security guard for the protection of persons employed and private property related to such commercial or industrial operation, while actually engaged in the performance of his or her duty or traveling between sites or properties belonging to the employer, and who, as a security guard, is a member of a security force of at least 5 persons registered with the Illinois Department of Professional Regulation; provided that such security guard has successfully completed a course of study, approved by and supervised by the Illinois Department of Professional Regulation, consisting of not less than 40 hours of training that includes the theory of law enforcement, liability for acts, and the handling of weapons.
- (I) Agents and investigators of the Illinois Legislative Investigating Commission authorized by the Commission to carry the weapons while on duty in the course of any investigation for the Commission.
- (J) Persons employed by a financial institution for the protection of other employees and property related to such financial institution, while actually engaged in the performance of their duties, commuting between their homes and places of employment, or traveling between sites or properties owned or operated by such financial institution, provided that any person so employed has successfully completed a course of study, approved by and supervised by the Illinois Department of Professional Regulation, consisting of not less than 40 hours of

training which includes theory of law enforcement, liability for acts, and the handling weapons.

- (K) Any person employed by an armored car company to drive an armored car, while actually engaged in the performance of his duties.
- (L) Investigators of the Office of the State's Attorneys Appellate Prosecutor authorized by the board of governors of the Office of the State's Attorneys Appellate Prosecutor to carry weapons pursuant to the State's Attorneys Appellate Prosecutors' Act (725 ILCS 210/1 et seq).
- (M) Special investigators appointed by a State's Attorney under Section 3-9005 of the counties Code (55 ILCS 5/3-9005).
- (N) Members of any club or organization organized for the purpose of practicing shooting at targets upon established target ranges, whether public or private, while such members are using their firearms on such target ranges;
- (O) Duly authorized military or civil organizations while parading, with the special permission of the Governor;
- (P) Licensed hunters or fishermen while engaged in hunting or fishing;
- (Q) Transportation of weapons broken down in a nonfunctioning state; or
- (R) Such other exceptions as approved by the Illinois General Assembly.

SECTION THREE

UNLAWFUL FIREARM IN MOTOR VEHICLE - IMPOUNDMENT.

- (A) The owner of record of any motor vehicle used in connection with a violation of Article 24 of the Illinois Criminal Code of 1961 (720 ILCS 5/24-1 et seq.) or Section One, or that contains a firearm or ammunition for which a Firearm Owner's Identification Card is required under the Illinois Owners Identification Card Act (430 ILCS 65/0.01 et seq.) is not presented, shall be liable to the Village for an administrative penalty not to exceed FIVE HUNDRED (\$500.00) DOLLARS, plus any towing and storage fees as hereinafter provided in addition to the fine imposed under Section One. Any such vehicle shall be subject to seizure and impoundment pursuant to this Section. This subsection shall not apply: (1) if the vehicle used in the violation was stolen at that time and the theft was reported to the appropriate police authorities within 24 hours after the theft was discovered or reasonable should have been discovered; or (2) if the vehicle is operating as a common carrier and the violation occurs without the knowledge of the person in control of the vehicle.
- (B) Whenever a police officer has probable cause to believe that a vehicle is subject to seizure and impoundment pursuant to this Section, the police officer shall provide for the towing of the vehicle to a facility controlled by the Village or its agents. Before or at the time the vehicle is towed, the police officer shall notify any person identifying himself as the owner of the

vehicle or any person who is found to be in control of the vehicle at the time of the alleged violation, of the fact of the seizure and of the vehicle owner's right to request a vehicle impoundment hearing to be conducted under this Section.

- (C) Whenever the owner of record of a vehicle seized pursuant to this Section makes a request of the Police Department in person and in writing for a vehicle impoundment hearing after the seizure, a hearing officer shall conduct the vehicle impoundment hearing within 24 hours after the seizure, excluding Sundays and legal holidays. All interested persons shall be given a reasonable opportunity to be heard at the vehicle impoundment hearing. The formal rules of evidence will not apply at the hearing, and hears evidence shall be admissible. If, after the hearing, the hearing officer determines that there is probable cause to believe that the vehicle is subject to seizure and impoundment under subsection (a), the hearing officer shall order the continued impoundment of the vehicle as provided in this Section unless the owner of the vehicle posts a cash bond in the amount of FIVE HUNDRED (\$500.00) DOLLARS PLUS any applicable towing and storage fees.
- (D) Unless a hearing has been held pursuant to (c) above, within 10 days after a vehicle is seized and impounded pursuant to this Section, the Village shall notify by certified mail, return receipt requested, the owner of record of the date, time and location of a hearing that will be conducted pursuant to this Section. The hearing shall be scheduled and held, unless continued by order of the hearing officer, no later than 30 days after the vehicle was seized. The hearing shall be conducted by a hearing officer appointed by the Village Mayor. All interested persons shall be given a reasonable opportunity to be heard at the hearing. If, after the hearing, the hearing officer determines by a preponderance of evidence none of the exceptions described in clauses (1) or (2) of subsection (a) applies, the hearing officer shall enter an order finding the owner of record of the vehicle civilly liable to the Village for an administrative penalty in the amount not to exceed FIVE HUNDRED (\$500.00) DOLLARS. If the owner of record fails to appear at the hearing, the hearing officer shall enter a default order in favor of the Village requiring the payment to the Village of an administrative penalty in an amount not to exceed FIVE HUNDRED (\$500.00) DOLLARS. If the hearing officer finds that no such violation occurred, the hearing officer shall order the immediate return of the owner's vehicle or cash bond.
- (E) If an administrative penalty is imposed pursuant to this Section, such penalty shall constitute a debt due and owing to the Village. If a cash bond has been posted pursuant to this Section, the bond shall be applied to the penalty. If a vehicle has been impounded when such a penalty is imposed the Village may seek to obtain a judgment on the debt and enforce such judgment against the vehicle as provided by law. Except as provided otherwise in this Section, a vehicle shall continue to be impounded until (1) the penalty, plus any applicable towing and storage fees, is paid to the Village, in which case possession of the vehicle shall be given to the person who is legally entitled to possess the vehicle, or (2) the vehicle is sold or otherwise disposed of to satisfy a judgment or enforce a lien as provided by law.

If the administrative penalty and applicable fees are not paid within 30 days after an administrative penalty is imposed under subsection (d) against an owner of record who defaults by failing to appear at the hearing, the vehicle shall be deemed unclaimed and shall be disposed of in the manner provided by law for the disposition of unclaimed vehicles. In all other cases, if the administrative penalty and applicable fees are not paid within 30 days after the expiration of time at which administrative review of the hearing officer's determination may be sought, or within 30 days after an action seeking administrative review has been resolved in favor of the Village, whichever is applicable, the vehicle shall be deemed unclaimed and shall be disposed of in the manner provided by law for the disposition of unclaimed vehicles under Section 4-208 of the Illinois Motor Vehicle Code (625 ILCS 5/4-208).

Except as otherwise specifically provided by law, no owner, lienholder or other person shall be legally entitled to take possession of a vehicle impounded under this Section until the civil penalty and fees applicable under this Section have been paid. However, whenever a person with a lien of record against an impounded vehicle has commenced foreclosure proceedings, possession of the vehicle shall be given to that person if he or she agrees in writing to refund to the Village the amount of the net proceeds of any foreclosure sale, less any amounts required to pay all lienholders of record, up to FIVE HUNDRED (\$500.00) DOLLARS, plus applicable fees.

- (F) For purposes of this Section, the "owner of record" of a vehicle is the record title holder.

SECTION FOUR

SOLICITING OF DRUGS

- (A) ATTEMPT TO SOLICIT DRUGS: It is unlawful for any person to solicit or to attempt to obtain cannabis as defined in the Illinois Cannabis Control Act (720 ILCS 550/1 et seq.), or a controlled substance as defined by the Illinois Controlled Substance Act (720 ILCS 570/1 et seq.), with an intent to possess by request, contract, agreement, command or understanding.
- (B) ATTEMPT TO SOLICIT FROM VEHICLE--IMPOUNDMENT: The owner of record of any motor vehicle which is used in connection with a violation of Section Four (A), or that contains cannabis as defined by the Illinois Cannabis Act, or a controlled substance as defined by the Illinois Controlled Substance Act, shall be subject to seizure and impoundment and liable to the Village for an administrative penalty not to exceed FIVE HUNDRED (\$500.00) DOLLARS, plus any towing and storage fees as hereinafter provided.

- (1) This subsection shall not apply: (a) if the vehicle used in the violation was stolen at that time and the theft was reported to the appropriate police authorities within 24 hours after the theft was discovered or reasonably should have been discovered; or (b) if the vehicle is operating as a common carrier and the violation occurs without the knowledge of the person in control of the vehicle.
- (2) Whenever a police officer has probable cause to believe that a vehicle is subject to seizure and impoundment pursuant to this Section, the police officer shall provide for the towing of the vehicle to a facility controlled by the Village or its agents. Before or at the time the vehicle is towed, the police officer shall notify any person identifying himself as the owner of the vehicle or any person who is found to be in control of the vehicle at the time of the alleged violation, of the fact of the seizure and of the vehicle owner's right to request a vehicle impoundment hearing to be conducted under this Section.
- (3) Whenever the owner of record of a vehicle seized pursuant to this Section makes a request of the police department in person and in writing for a vehicle impoundment hearing after the seizure, a hearing officer shall conduct the vehicle impoundment hearing within 24 hours after the seizure, excluding Sundays and legal holidays. All interested persons shall be given a reasonable opportunity to be heard at the vehicle impoundment hearing. The formal rules of evidence will not apply at the hearing, and hearsay evidence shall be admissible. If, after the hearing, the hearing officer determines that there is probable cause to believe that the vehicle is subject to seizure and impoundment under Section 4, (B), the hearing officer shall order the continued impoundment of the vehicle as provided in this Section unless the owner of the vehicle posts with the department of revenue a cash bond in the amount not to exceed FIVE HUNDRED (\$500.00) DOLLARS, plus any applicable towing and storage fees.
- (4) Unless a hearing is held pursuant to (3) above, within 10 days after a vehicle is seized and impounded pursuant to this Section, the Village shall notify by certified mail, return receipt requested, the owner of record of the date, time and location of a hearing that will be conducted pursuant to this section. The hearing shall be scheduled and held, unless continued by order of the hearing officer, no later than 30 days after the vehicle was seized. The hearing shall be conducted by a hearing officer appointed by the Village Mayor. All interested persons shall be given a reasonable opportunity to be heard at the hearing. If, after the hearing, the hearing officer determines by a preponderance of evidence that the vehicle was used in connection with a violation of SECTION FOUR (A), and that none of the exceptions described in SECTION FOUR (B) clauses (a) or (b) of subsection (1) applies, the hearing officer shall enter an order finding the owner of record of the vehicle civilly liable to the Village for an administrative penalty in the amount not to exceed FIVE HUNDRED (\$500.00) DOLLARS. If the owner of record fails to appear at the hearing, the hearing officer shall enter a default order in favor of the Village requiring the payment to the Village of an administrative penalty in an amount not to exceed FIVE HUNDRED (\$500.00) DOLLARS. If the hearing officer finds that no such violation

occurred, the hearing officer shall order the immediate return of the owner's vehicle or cash bond.

- (5) If an administrative penalty is imposed pursuant to this Section, such penalty shall constitute a debt due and owing to the Village. If a cash bond has been posted pursuant to this Section, the bond shall be applied to the penalty. If a vehicle has been impounded when such a penalty is imposed, the Village may seek to obtain a judgment on the debt and enforce such judgment against the vehicle as provided by law. Except as provided otherwise in this Section, a vehicle shall continue to be impounded until (a) the penalty, plus any applicable towing and storage fees, is paid to the Village, in which case possession of the vehicle shall be given to the person who is legally entitled to possess the vehicle, or (b) the vehicle is sold or otherwise disposed of to satisfy a judgment or enforce a lien as provided by law. If the administrative penalty and applicable fees are not paid within 30 days after an administrative penalty is imposed under subsection (4) against an owner of record who defaults by failing to appear at the hearing, the vehicle shall be deemed unclaimed and shall be disposed of in the manner provided by law for the disposition of unclaimed vehicles. In all other cases, if the administrative penalty and applicable fees are not paid within 30 days after the expiration of time at which administrative review of the hearing officer's determination may be sought, or within 30 days after an action seeking administrative review has been resolved in favor of the Village, whichever is applicable, the vehicle shall be deemed unclaimed and shall be disposed of in the manner provided by law for the disposition of unclaimed vehicles under Section 4-208 of the Illinois Vehicle Code (625 ILCS 5/4-208).

Except as otherwise specifically provided by law, no owner, lienholder or other person shall be legally entitled to take possession of a vehicle impounded under this Section until the civil penalty and fees applicable under this Section have been paid. However, whenever a person with a lien of record against an impounded vehicle has commenced foreclosure proceedings, possession of the vehicle shall be given to that person if he or she agrees in writing to refund to the Village the amount of the net proceeds of any foreclosure sale, less any amounts required to pay all lienholders of record, not to exceed FIVE HUNDRED (\$500.00) DOLLARS, plus the applicable fees.

- (6) For purposes of this Section, the "owner of record" of a vehicle is the record title holder.

SECTION FIVE

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION SIX

This Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

PASSED this 21st day of November, 1995.

Geraldine R. Galvin
VILLAGE CLERK

APPROVED this 21st day of November, 1995.

Burt B. Poch
MAYOR

Trustees Vote:

Trustee Felix A. Laskey	<u>Yes</u>	Trustee Constance Smith	<u>Absent</u>
Trustee Frank D. Snow	<u>Yes</u>	Trustee James W. Allen	<u>Yes</u>
Trustee Robert E. Gregg	<u>Yes</u>	Trustee Clarence U. Richard	<u>Yes</u>

PUBLISHED this _____ day of _____, 1995.

Geraldine R. Galvin
VILLAGE CLERK

ORDINANCE

NO. 82-382

AN ORDINANCE REQUIRING THE REGISTRATION
OF FIREARMS WITHIN THE VILLAGE OF CALUMET
PARK, COUNTY OF COOK AND STATE OF ILLINOIS
AND PROVIDING PENALTIES FOR THE VIOLATION
THEREOF

WHEREAS, firearms as hereinafter defined are not ordinary essential commodities but are unordinary, non-essential and inherently dangerous articles which are becoming increasingly more noxious to the peace and safety of our community and society in general; and

WHEREAS, firearms are frequently used by individuals to violate the law and intentionally and accidentally cause killing and maiming of others; and

WHEREAS, the unlawful and injurious employment of firearms is not confined solely to immature persons, incompetent persons or individuals of previously demonstrated bad moral character and repute but often are unlawfully and injuriously employed by mature persons who are competent and of previously good moral character and repute; and

WHEREAS, the Village of Calumet Park is a Home Rule Unit by virtue of the provisions of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village of Calumet Park as a Home Rule Unit may exercise any power and perform any function for the protection of the public health, safety, morals and welfare of the Community; and

WHEREAS, the Village of Calumet Park has been delegated the police power to regulate things which are noxious and hurtful to the health, peace and safety of the Village.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Calumet Park, County of Cook and State of Illinois, in the exercise of its Home Rule powers, that:

SECTION ONE

For the purpose of this ordinance the term "firearm" means any weapon, by whatever name known, which is designed to expel a projectile or projectiles by the action of an explosive, and a firearm muffler or a firearm silencer, or any part or parts of such weapon.

SECTION TWO

Every person residing within the Village of Calumet Park or who is employed by the Village of Calumet Park who, upon the passage of this ordinance, owns or possesses a firearm shall register such firearm within ten (10) days of the effective date of this ordinance. Every person residing within the Village of Calumet Park or who is employed by the Village of Calumet Park who, after the effective date of this ordinance, purchases or otherwise acquires a firearm shall register such firearm within ten (10) days after such purchase or acquisition.

SECTION THREE

Every person who is required to register a firearm under the provisions of this ordinance shall obtain an application for registration of such firearm from the Calumet Park Police Department. The application for registration shall be in such form as is designated by the Chief of Police of the Calumet Park Police Department. A registration fee of \$15.00 shall accompany each request for registration, except that police officers of the Village of Calumet Park shall not be required to pay any registration fee.

SECTION FOUR

The Calumet Park Police Chief shall investigate and verify all statements in the registration form and shall reserve the right to refuse registration of the firearm if the registrant is in violation of any provision of this ordinance. Any applicant who believes that his application is wrongfully refused may appeal to the Mayor the propriety of said refusal. Upon the filing of such appeal, the Mayor

shall cause a hearing to be held, and based upon the evidence contained in the record of such hearing either affirm or reverse the decision of the Police Chief. The action of the Mayor shall be subject to Judicial Review in accordance with the provisions of the Administrative Review Act.

SECTION FIVE

The Calumet Park Chief of Police shall forward to every registrant a registration certificate within 30 days of registration. The certificate shall contain such information as determined necessary by the Chief of Police of the Calumet Park Police Department. The certificate of registration shall not be transferrable and shall be carried simultaneously with the firearm and shall be exhibited to any police officer upon his demand for inspection. Registration shall not make lawful the carrying or possessing of a firearm if prohibited by any other law. The certificate of registration shall be effective for a period of five years.

SECTION SIX

Any change in any of the information required to be reported on the application for registration shall be immediately reported to the Calumet Park Police Department.

SECTION SEVEN

Any person who has registered or attempted to register a firearm pursuant to the provisions of this ordinance and who is in receipt of a notice that the Chief of Police has refused to register, or has revoked registration, because of the disqualification of the application or the applicant himself, shall deliver to the Chief of Police every firearm owned or possessed by him within ten (10) days after such receipt of notice.

SECTION EIGHT

The Calumet Park Police Chief shall cause to be maintained an index of every application and registration which shall include the name and residence of every applicant, the descriptive data of every firearm, the dates of application and issuance, and the purpose for each registration.

SECTION NINE

Within ten (10) days after sale or discovery of theft or other disappearance of the registered firearm, the applicant shall report the fact of such sale, theft or disappearance to the Chief of Police of the Village of Calumet Park on forms provided for such purpose.

SECTION TEN

The following persons shall be ineligible to register firearms pursuant to the provisions of this ordinance:

- (a) Any person under 18 years of age;
- (b) Any person under 21 years of age who has been convicted of a misdemeanor other than a traffic offense or adjudged delinquent;
- (c) Any narcotic addict;
- (d) Any person who has been convicted of a felony under the laws of the State of Illinois, or any other jurisdiction, within 5 years from the date such person is released from a correctional institution, or within 5 years of conviction if sentence has not been imposed;
- (e) Any person who has been a patient in a mental hospital within the last 5 years;
- (f) Any person who is mentally retarded;
- (g) Any person who has been released from the custody of the Illinois Youth Commission within 5 years from such release; and
- (h) Any person who possesses any firearm, the possession of which is prohibited by any State or Federal law relating to weapons or firearms.

Any purported registration by any of the above-described persons shall be null and void.

SECTION ELEVEN

It shall be unlawful for any person to possess or harbor any firearm, whether concealed or not concealed, if such person is ineligible or has failed to register such firearm with the Chief of Police of Calumet Park pursuant to the provisions of this ordinance.

SECTION TWELVE

Any person who violates any of the Sections of this Ordinance shall, upon conviction thereof, be punished by a fine of not less than \$100.00 nor more than \$500.00 for the first offense, and not less than \$300.00 nor more than \$500.00 for the second offense, and shall be punished as a misdemeanor for each subsequent offense by incarceration in the County Jail for a term not to exceed six months under procedures established in the Illinois Municipal Code, as amended, or by both fine and imprisonment.

SECTION THIRTEEN

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

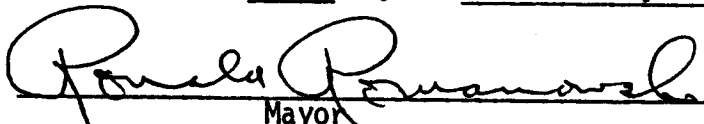
SECTION FOURTEEN

This ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

PASSED this 25th day of February, 1982.


Village Clerk *97*

APPROVED this 25th day of February, 1982.


Mayor

Trustee Vote:

AYES 6

NAYS 0

ABSENT 0

PUBLISHED this _____ day of _____, 1982.

Village Clerk