

PUBLICATION OF:

ORDINANCE NO. 15-124

**AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 1, TITLE 3, AND
TITLE 9 REGARDING PENALTIES**

ADOPTED: NOVEMBER 10, 2015

**PUBLISHED IN PAMPHLET FORM PURSUANT TO AUTHORIZATION AND
DIRECTION OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE
OF SCHAUMBURG ON NOVEMBER 11, 2015**

ORDINANCE NO. 15-124

**ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 1, TITLE 3, AND TITLE 9
REGARDING PENALTIES**

WHEREAS, the Village of Schaumburg has determined it reasonable to set up an Administrative Adjudication System to allow for hearings of certain local ordinance violations; and

WHEREAS, certain violations are deemed appropriate to be paid without a hearing if the violator wishes to do so; and

WHEREAS, the establishment of penalties for violations and a general penalty section needs to be updated; and

WHEREAS, the Village of Schaumburg, as a home rule unit of local government as provided by Article VII, Section 6 of the Illinois Constitution of 1970, has the authority to exercise any power and perform any function pertaining to its government and affairs except as limited by Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, the Planning, Building and Development Committee has received recommendations as to proposed changes to the Village's fine and penalties and concurred in those changes.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF SCHAUMBURG:

SECTION ONE: That Title 1, Chapter 10, Section 10.99, GENERAL PENALTY be amended to read as follows:

Any person, firm or corporation who violates any provision of this code for which another penalty is not specifically provided shall, upon conviction, be subject to a fine not less than one hundred dollars (\$100.00) and not exceeding fifty thousand dollars (\$50,000.00). A separate offense shall be deemed committed upon each day during which a violation occurs or continues.

SECTION TWO: That Title 3, Chapter 37, Section 37.03 Payment Amounts be amended to read as follows:

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**ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 1, TITLE 3, AND TITLE 9
REGARDING PENALTIES**

PAYMENT PERMITTED WITHOUT A HEARING

(A) Any citation of an offense may be settled, compromised, and paid within fourteen (14) days of receipt of the citation, pursuant to the below listed schedule, unless the offense is marked as a must appear and the violator is then required to appear at a hearing as defined in Chapter 43 of this Title. Any offense not listed shall be subject to the general penalty section of the Municipal Code:

REFERENCE	FINE AMOUNT \$50.00	FINE AMOUNT \$100.00	FINE AMOUNT \$200.00
Title 5	Sec. 51.003 - water conservation		
Title 7	Ch. 71 - general traffic provisions Ch. 73 - bicycles	Sec. 74.12 - non truck streets	
Title 9	Ch. 91 - pollution Ch. 92 - animals Ch. 94 - litter Ch. 97 - noises	All Chapters or Sections in Title 9 not specifically listed as another fine.	
Title 11	Ch. 118 - garage sales and other occasional sales	All Chapters or Sections in Title 11 not specifically listed as another fine.	Sec. 132.18 - retail theft Ch. 135 - drug offenses
Title 13	Sec. 132.01 - curfew Sec. 137.02 - truancy prohibited	All Chapters or Sections in Title 13 not specifically listed as another fine.	
Title 15		All Chapters or Sections in Title 15 not specifically listed as another fine.	

(B) In the event payment is not received within fourteen (14) days of receipt of the citation a hearing will be scheduled as required in Chapter 43 of this Title.

(C) In the event any violation has not been corrected, amended, or removed within twenty-four (24) hours, another violation notice may be issued for the continuing violation.

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**ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 1, TITLE 3, AND TITLE 9
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SECTION THREE: That Title 9, Chapter 95, Section 95.22 be repealed.

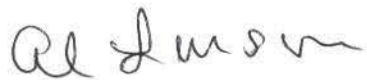
SECTION FOUR: That this Ordinance shall be in full force and effect January 1, 2016, after passage, approval and publication as required by law.

AYES: (5) Trustee: Kozak, Connelly, Sullivan, Madej, Dailly

NAYS: (0) None

ABSENT: (1) Trustee Dunham

ADOPTED this 10th day of November, 2015.



Village President

ATTEST:



Village Clerk

APPROVED:



Assistant Village Attorney