

ORDINANCE NO. 2009-28

AN ORDINANCE AMENDING CHAPTER 50, "OFFENSES AND MISCELLANEOUS PROVISIONS," ARTICLE II, SECTION 50-38(c) OF THE ORDINANCES OF THE VILLAGE OF STICKNEY.

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, A HOME RULE UNIT OF GOVERNMENT AS FOLLOWS:

WHEREAS, the Village of Stickney (the "Village") is a home rule municipality in accordance with the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village seeks to ensure the safety and welfare of the Village's residents, and enforces certain regulations in furtherance of this goal; and

WHEREAS, the President and Board of Trustees of the Village of Stickney seek to change the fines for certain behaviors that endanger the safety and welfare of the Village's residents; and

WHEREAS, this Ordinance advances the goal of maintaining the Village of Stickney as a good and safe place to live.

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

Section 1. Recitals. The facts and statements contained in the preambles to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Adoption. Chapter 50, Article II, Section 50-38(c) of the Municipal Code of the Village of Stickney shall be amended to read as follows:

(c) A police officer may, in lieu of filing a complaint or arresting a violator, issue to the violator a citation (notice to appear or "P" ticket) allowing the violator to settle and compromise the violation claim by paying to the village the amount set forth as follows, not more than ten days after the time such violation was committed:

TABLE INSET:

Two grams or less	\$ 50.00 <u>150.00</u>
More than two grams and not more than ten grams	150.00 <u>250.00</u>
More than ten grams and not more than 20 grams	300.00 <u>400.00</u>
More than 20 grams and not more than 30 grams	500.00

If the person to whom a citation was issued fails to settle within ten days, the amount of settlement prior to a court appearance shall be double the amount enumerated in this subsection

(c). If the person to whom the citation was issued fails to settle and pay such violation claim, proceedings shall be instituted in the county circuit court against the violator. If a fine is imposed by the court, such fine shall be not less than the amount set forth in this subsection (c) as the settlement amount, but not more than \$500.00.

Section 3. Home Rule. This ordinance is enacted under the Home Rule powers of the Village as set forth in the Constitution and laws of the State of Illinois.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval and publication in the manner provided by law.

Section 5. Conflicts. This Ordinance supersedes all ordinances or parts of ordinances directly conflicting with the terms and provisions contained herein, but only to the extent of such conflict.

Section 6. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance 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 holding shall not affect the validity of the remaining portions hereof.

Section 7. Certification and Publication. The Village Clerk of the Village of Stickney shall certify to the adoption of this Ordinance and cause the same to be published in pamphlet form.

PASSED AND APPROVED at a regular meeting of the President and the Board of Trustees of the Village of Stickney, Illinois, this 17th day of November, 2009.

AYES: Lazansky, Mares, Morelli, Schimel, Walik, Zeedyk

NAYS: _____

ABSENT: _____

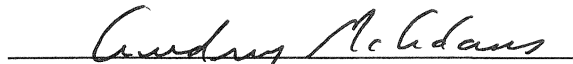
ABSTAIN: _____

APPROVED by me this 18th day of November, 2009.



Mayor Daniel A. O'Reilly of the Village
of Stickney, Cook County, Illinois

ATTESTED, Filed in my office,
and published in pamphlet form
this 18th day of November, 2009.



Audrey McAdams,
Clerk of the Village of Stickney, Cook County, Illinois