

ORDINANCE NO. 2018- 42

AN ORDINANCE AMENDING SECTION 14-55 OF THE CODE OF ORDINANCES, VILLAGE OF STICKNEY, ILLINOIS REGARDING FINES FOR CERTAIN OFFENSES AND VIOLATIONS OF THE CODE OF ORDINANCES OF THE VILLAGE OF STICKNEY

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 Village residents as well as ensuring the effective and efficient operation of Village business; and

WHEREAS, in connection therewith, the Corporate Authorities have determined that it is necessary to amend Section 14-55 of the Code of Ordinances of the Village of Stickney, Illinois (the "Village Code") to amend the fines imposed for certain offenses and violations of the Village Code; and

WHEREAS, the Corporate Authorities hereby find that certain Village streets are deteriorating at a more accelerated rate as a result of increased traffic of vehicles that exceed the weight limit for the street, thereby causing the Village and its residents to incur more costs for maintenance and repair of the roads as well as maintenance and repair of vehicles; and

WHEREAS, based upon the foregoing, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of the Village and its residents to amend a certain section 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 Section 14-55 of the Village Code to amend the fines imposed for certain offenses of violations of the Village Code

ARTICLE II.

**AMENDMENTS TO THE CODE OF ORDINANCES OF THE VILLAGE OF STICKNEY,
ILLINOIS**

SECTION 3.0. AMENDMENT OF CHAPTER 14, SECTION 14-55.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 14, Section 14-55, which Section shall be amended as follows:

Section 14-55. - Fees.

- (a) Whenever the weight of vehicles permitted on the street is limited by this section and signs indicating such limitations are posted, it shall be unlawful to operate a vehicle in excess of such weight on such street, except for the purpose of making delivery or picking up a load, in which case such vehicle may be driven on such street for not more than the minimum distance necessary for the purpose.
- (b) The following streets are hereby declared to be limited load streets and vehicles of the weight in excess of 10,000 pounds are hereby prohibited from using such streets except as provided in subsection (a):

Clarence Avenue.

Clinton Avenue.

East Avenue.

Elmwood Avenue.

Euclid Avenue.

40th Street.

40th Place.

41st Street.

42nd Street.

43rd Street.

44th Street.

45th Street.

Grove Avenue.

Gunderson Avenue.

Home Avenue.

Kenilworth Avenue.

Lorraine Terrace.

Maple Avenue.

Oak Park Avenue.

Ridgeland Avenue.

Scoville Avenue.

Wenonah Avenue.

Wesley Avenue.

Wisconsin Avenue.

- (c) In addition to all other remedies provided by the village code or otherwise by law, any person who violates, disobeys, omits, neglects or refuses to comply with this section by operating a vehicle with a gross weight in excess of the maximum weight limits allowed on the streets indicated in subsection (b) and signposted, shall be subject to the fine and penalties of not less than \$250.00 and not more than \$750.00 plus any other penalties as allowed by law.

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 applicable law.

PASSED this 16th day of October, 2018.

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

NAYS: None

ABSENT: Trustee Milenkovic

ABSTENTION: None

APPROVED by me this 16th day of October, 2018.

Jeff Walik, President

**ATTESTED AND FILED in my
office this 16th day of October, 2018.**

Audrey McAdams, Village Clerk