

ORDINANCE NO. CO-2010-07

AN ORDINANCE AMENDING SECTIONS 39.99 (PENALTIES), 70.22 (LICENSE FEES) AND 72.02 (PARKING METERS) OF THE MAYWOOD VILLAGE CODE RELATIVE TO PARKING FINES AND VEHICLE STICKER COSTS

WHEREAS, the Village of Maywood (the "Village") is a home rule municipality, having all of the powers and authority granted to such municipalities pursuant to Article VII, Section 6 of the Illinois Constitution of 1970, including the right to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Illinois Vehicle Code, including Sections 2-121 and 11-208 (625 ILCS 5/2-121, 11-208) and the Illinois Municipal Code, including Section 8-11-4 (65 ILCS 5/8-11-4), authorize municipalities to, among other things, regulate parking within the Village and to impose a license fee on the owners of vehicles registered within the Village; and

WHEREAS, pursuant to home rule authority, the Illinois Vehicle Code, and the Illinois Municipal Code, the Corporate Authorities of the Village of Maywood find that it is in the best interests of the health, welfare and safety of the residents of the Village to make certain code amendments relative to parking fines and vehicle license fees within the Village, as specified below.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD, COOK COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Each whereas paragraph set forth above is incorporated by reference into this Section 1.

SECTION 2: The Corporate Authorities hereby amend Section 39.99 of the Maywood Village Code to read in its entirety as follows:

"§ 39.99 PENALTY.

(A) The violation of any provision of this chapter for which no specific penalty is provided shall be punished as set forth in § 10.99.

(B) (1) The violation of any provision of the Village Traffic Code related to vehicular standing, parking and compliance shall be a civil offense punishable by applicable fine and penalties, and no criminal penalty or civil sanction other than that prescribed in the Traffic Code shall be imposed.

(2) Unless otherwise specified in a specific Section of this Code, the fines listed below shall be imposed for a violation of the Traffic Code related to vehicular standing, parking and compliance. For violation of any provision of any Village ordinance regulating, restricting or prohibiting the standing, parking and compliance of motor vehicles along the streets, by-ways, alleyways, regulated parking lots or such other locations as may be controlled by off-street parking agreements, located within the geographical boundaries of the Village, the fine shall be:

- (a) \$3035 for all violations of Chapter 72 where no other fine is otherwise specified;
- (b) \$425250 for all violations of § 72.33;
- (c) \$100 for all automated traffic law violations (violation of 625 ILCS 5/11-306 of the Illinois Vehicle Code or § 71.16 or 71.17 of the Village Code.

(3) Penalties for late payment in the amount equal to the fine shall be imposed for failure to pay a fine pursuant to the time for doing so as set forth in § 39.33.”

SECTION 3: The Corporate Authorities hereby amend the Annual License Fee/Applicable Late Fee table set forth at the beginning of subsection 70.22(B) (Fees) of Section 70.22 (License Fees) of the Maywood Village Code to read in its entirety as follows:

“(B) Fees.

ANNUAL LICENSE FEES

Basic Fees

All motor vehicles	<u>\$2530</u>
Recreational vehicle	<u>\$2530</u>
Motor driven tricycles, scooters, and mopeds	<u>\$2025</u>
Dealers plate	<u>\$2025</u>
School and church buses	<u>\$2025</u>
Trucks: (based on gross)	
A – 3,000 lbs or less	<u>\$2025</u>
B – 3,001 to 8,000 lbs	<u>\$2530</u>
C – 8,001 to 10,000 lbs	<u>\$3035</u>
D – 10,001 to 12,000 lbs	<u>\$3540</u>
E – 12,001 to 14,000 lbs	<u>\$4045</u>
F – 14,001 to 16,000 lbs	<u>\$4550</u>
G – 16,001 to 20,000 lbs	<u>\$5055</u>
H – 20,001 and over	<u>\$5560</u>

APPLICABLE LATE FEES

Within 30 days of final due date	Add \$15
More than 30 days past final due date	Add \$25 (\$50 maximum total fee)"

The text of the remainder of subsection 70.22(B)(1 through 4), shall remain as is.

SECTION 4: The Corporate Authorities hereby amend subsection 72.02(K) (Penalties) of Section 72.02 (Parking Meters) of the Maywood Village Code to read in its entirety as follows:

"(K) *Penalties.*

(1) Any person who violates or permits the violation of this section shall be fined \$2535 for each offense. Any such fine shall be paid to the Village Collector.

(2) Any person who violates divisions (G) or (H) of this section shall be fined \$750 for each offense."

SECTION 5: All ordinances, or parts of ordinances, in conflict with the provisions of this Ordinance, to the extent of such conflict, are repealed.

SECTION 6: Each section, paragraph, clause and provision of this Ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 7: Except as to the provisions set forth above in this Ordinance, all Chapters and Sections of the Maywood Municipal Code shall remain in full force and effect.

SECTION 8: That this Ordinance shall be in full force and effect from and after its adoption, approval, and publication in pamphlet form as provided by law.

ADOPTED this 4th day of May, 2010, pursuant to a roll call vote as follows:

AYES: Mayor Henderson Yarbrough Sr., Trustee(s) G. Guzman, A. Jaycox, M. Scaggs, M. Lightford, D. Flowers and K. Johnson.

NAYS: None

ABSENT: None

APPROVED by me this 4 day of May, 2010.


VILLAGE PRESIDENT

ATTEST:


VILLAGE CLERK

This Ordinance was published by me in pamphlet form on the 4 day of May, 2010.


VILLAGE CLERK



