

CITY OF VILLA GROVE  
DOUGLAS COUNTY, ILLINOIS

ORDINANCE NO. 2021-MC06

**AN ORDINANCE AMENDING TITLE VII: TRAFFIC CODE OF THE VILLA GROVE, ILLINOIS  
CODE OF ORDINANCES AS IT RELATES TO PENALTIES**

PASSED BY THE CITY COUNCIL AND  
APPROVED BY THE MAYOR OF THE  
CITY OF VILLA GROVE, ILLINOIS  
THIS TWENTY SIXTH DAY OF JULY, 2021

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PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE MAYOR AND CITY COUNCIL OF THE CITY  
OF VILLA GROVE, DOUGLAS COUNTY, ILLINOIS, THIS TWENTY SIXTH DAY OF JULY, 2021

CITY OF VILLA GROVE  
DOUGLAS COUNTY, ILLINOIS

ORDINANCE NO. 2021-MC06

July 25, 2021

**AN ORDINANCE AMENDING TITLE VII: TRAFFIC CODE OF THE VILLA GROVE, ILLINOIS  
CODE OF ORDINANCES AS IT RELATES TO PENALTIES**

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**WHEREAS**, the City of Villa Grove, Douglas County, Illinois (the "City"), is a duly organized and existing City created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto with full powers to enact ordinances for the benefit of the residents of the City.

**WHEREAS**, the City previously adopted Title VII: Traffic Code of its Code of Ordinances regulating traffic violation penalties; and

**WHEREAS**, the City has determined that it is necessary and in the best interest of the City and its residents to amend Title VII: Traffic Code of its Code of Ordinances as it relates to traffic violation penalties all as provided herein.

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and the City Council of Villa Grove, Illinois as follows:

SECTION 1: Incorporation Clause. The Mayor and City Council members hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and does hereby, by reference, incorporate and make them part of this Ordinance.

SECTION 2: Purpose. This ordinance is to amend Title VII: Traffic Code of the Villa Grove, Illinois Code of Ordinances as it relates to traffic violation penalties.

SECTION 3: Title VII, Chapter 70.99: PENALTY of the Villa Grove, Illinois Code of Ordinances is hereby created to read, in entirety, as follows:

"§ 70.99 PENALTY.

(A) *Traffic violations.*

(1) *Generally.* Whoever violates any provision of this traffic code for which another penalty is not already otherwise provided by ordinance or by appropriate statutory penalty as generally set forth in ILCS Chapter 625, Act 5, §16-101 *et seq.* shall, upon conviction be subject to a fine of not more than \$750.

(2) *School Buses.* In addition to the suspensions authorized by ILCS Chapter 625, Act 5, § 11-1414, any person convicted of violating §71.045 shall be subject to a mandatory fine of \$150, or upon a second or subsequent violation \$500.

(ILCS Chapter 625, Act 5, §11-1414)

(3) *Special speed limits.* A violation of §71.002 shall be a petty offense with a minimum fine of \$150 as provided in §71.002.

(ILCS Chapter 625, Act 5, §11-605)

(B) *Parking violations.* Any person accused of a violation of any provision of this traffic code prohibiting parking a vehicle in a designated area, or restricting the length of time a vehicle may be there parked, or parking in a metered area without putting a coin in the meter to cover the required time, may settle and compromise the claim against him for the illegal parking by paying to the City \$25 for each offense if paid **within** 7 days, or \$35 if paid **after** 7 days, or \$50 if paid **after** 30 days. The payment may be made at the police station, a receipt shall be issued for all money so received, and the money shall be promptly turned over to the City Treasurer to be credited to the General Fund. The members of

the Police Department are hereby authorized to refrain from instituting a prosecution for the alleged offense involved. This section shall not apply to persons parking a vehicle so as to obstruct the entrance or exit of any place where Police or Fire Department apparatus or other emergency equipment is kept or housed, or so as to block an emergency entrance in a hospital; nor shall this section apply to any persons charged with parking a vehicle so as to entirely obstruct traffic in any street or alley, or parking in such a way as to reduce traffic on an arterial street to one-way traffic only; not to any persons who refused to move a vehicle illegally parked at the request of any member of the Police Department.

*(C) Railroad crossing violations.*

(1) *Vehicles at crossings.* A violation of any part of §71.080 shall result in a mandatory fine of \$500 or 50 hours of community service.

(ILCS Chapter 625, Act 5, § 11-1201)

(2) *Pedestrians at crossings.* A violation of any part of §74.12 shall result in a mandatory fine of \$500 or 50 hours of community service.

(ILCS Chapter 625, Act 5, § 11-1011)

(D) *Obedience to police officers.* Any person convicted of violating §70.10 is guilty of a petty offense and shall be subject to a mandatory fine of \$150.

(ILCS Chapter 625, Act 5, § 11-203)

(E) In addition to the monetary fines provided for in the foregoing divisions of this section, the violator shall also pay the costs incurred by the city as a result of such violations, including the towing costs for any vehicle or property, and the storage costs for any towed or impounded vehicle or property resulting from such violations. Such costs may be paid in any non-judicial voluntary payment or adjudication of such ordinance violations and, in the event of judicial prosecution for such violation, the court may order that such costs be paid by the violator."

SECTION 4: Headings. The headings for the articles, sections, paragraphs and sub-sections 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 provisions of this ordinance.

SECTION 5: Severability. The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section, or part 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. It is hereby declared to be the legislative intent of the City Council that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof had not been included.

SECTION 6: Superseder and Publication. All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded. A full, true and complete copy of this Ordinance shall be published in pamphlet form as provided by the Illinois Municipal Code, as amended.

SECTION 7: Effective Date. This Ordinance shall be in full force and effect upon passage and approval, as provided by the Illinois Municipal Code, as amended.

**PRESENTED, PASSED, APPROVED AND ADOPTED** BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VILLA GROVE, ILLINOIS, at its regular meeting on this twenty sixth day of July, A.D., 2021, by a roll call vote as follows:

Blaney, Thelma I. yea

Hooker, Anthony L. yea

Cheely, Kerry S. yea

Johnson, Derek S. yea

Eversole-Gunter, Cassandra A. X

Pangburn, Matthew M. yea

Garrett, Ryan P. yea

APPROVED:



CASSANDRA A. EVERSOLE-GUNTER  
Mayor

ATTEST:



MICHELLE L. OSBORNE  
City Clerk

SEAL

