

The Municipal Code
Of The
Village Of Hopkins Park
Illinois
Of 1984

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AN ORDINANCE TO BE KNOWN AS

THE MUNICIPAL CODE OF THE VILLAGE OF HOPKINS PARK, ILLINOIS, OF 1984.

BE IT ORDAINED by the President and Board of Trustees of the Village of Hopkins Park, Illinois, that:

CHAPTER 1. THE CODE

ARTICLE I. TITLE -- INTERPRETATION

Section 1: Title. This ordinance shall be known as the "Municipal Code of the Village of Hopkins Park, Illinois, of 1984." Any reference to the number of any section contained herein shall be understood to refer to the position of the same under its appropriate chapter heading, its article heading, if any, and to the penalty clause relating thereto, as well as to the section itself, when reference is made to this ordinance by title in any legal document or ordinance of the village.

Section 2: Construction of Words. Whenever any word in any section of this ordinance importing the plural number is used in describing or referring to any matters, parties or persons, any single matter, party or person shall be deemed to be included, although distributive words may not have been used. When any subject matter, party or person is referred to in this ordinance by words, importing the singular number only, or the masculine gender, several matters, parties or persons and females as well as males and bodies corporate shall be deemed to be included. The words "person, firm or corporation" shall be deemed to include any association or organization of any kind. Words in the present shall include the future. The words "this ordinance" whenever used in this code shall be held and taken to mean the entire code, including each and every section thereof. The word "village" whenever used in this ordinance shall be held and taken to mean the Village of Hopkins Park. The words "written" or "in writing" may include printing. Provided that these rules of construction shall not be applied to any section of this ordinance, which contains any express provisions excluding such construction or where the subject matter or content of such section may be repugnant thereto.

Section 3: Distinction between Wholesaler and Retailer. In all cases where the words "wholesale" or "wholesale dealer" are used in this ordinance, unless otherwise specifically defined, they shall be understood to relate to the sale of goods, merchandise, articles or things in quantity to persons who purchase for the purpose of resale, as distinguished from a retail dealer who sells in smaller quantities direct to the consumer.

Section 4: Penalties. In all cases where the same offense is made punishable or is created by different clauses or sections of this ordinance, the prosecuting officer may elect under which to proceed; but not more than one recovery shall be had against the same person for the same offense; provided that the revocation of a license or permit shall not be considered a recovery or penalty so as to bar any other penalty being enforced.

Whenever in this ordinance a minimum but not a maximum fine or penalty is imposed, the court may in its discretion fine the offender any sum exceeding the minimum fine or penalty but not exceeding two hundred dollars.

Whenever in this ordinance the doing of any act or the omission to do any act constitutes a breach of any section or provision of this ordinance, and

there shall be no fine or penalty declared for such breach, any person who shall be convicted of any such breach shall be fined not less than three dollars nor more than one hundred dollars for each offense.

Section 5: Officers and Employees. Whenever reference is made in this ordinance to a village officer or employee by title only, this shall be construed as though followed by the words "of the Village of Hopkins Park", and shall be taken to mean the officer or employee of this village having the title mentioned or performing the duties indicated.

No provision of this ordinance designating the duties of any officer or employee shall be so construed as to make such officer or employee liable for any fine or penalty provided in this ordinance for a failure to perform such duty, unless the intention of the Board of Trustees to impose such a fine or penalty on such officer or employee is specifically and clearly expressed in the section creating the duty.

Section 6: Intent. All general provisions, terms, phrases, and expressions contained in this ordinance shall be liberally construed in order that the true intent of the Board of Trustees may be fully carried out.

ARTICLE II. AMENDMENTS

Section 1: Reference to Code. Any additions or amendments to this code, when passed in such form as to indicate the intention of the Board of Trustees to make the same part of this ordinance shall be deemed to be incorporated in this ordinance so that a reference to the Municipal Code of the Village of Hopkins Park, Illinois of 1984 shall be understood to include them.

Section 2: Penalties. In case of the amendment of any section of this ordinance containing provisions for violation of which a penalty is provided in another section, the penalty so provided in such other section shall be held to relate to the section so amended or the amending section, whether re-enacted in the amendatory ordinance or not, unless such penalty is specifically repealed therein.

Section 3: Recording Amendments. It shall be the duty of the Village Clerk to keep at least one copy of the Municipal Code of Hopkins Park of 1984 which he shall mark in the following manner: Whenever an ordinance which amends or makes an addition to the code is passed and approved he shall note on the margin of the section or sections amended that such amendment has been made, with a reference to the place in the amendment book, hereinafter described, where the amendment may be found; and in the case of an addition he shall mark in the appropriate place a notation that such addition has been made, with a similar reference to the aforementioned amendment book.

The Village Clerk shall also keep a separate book containing every amendment or addition passed to this Code, with a reference on each copy of such amendment or addition as to the place in the record of ordinances where the original ordinance may be found.

The above mentioned records shall be kept in addition to the record of ordinances which the Clerk is required to keep by statute.

ARTICLE III. PRINTING.

Section 1: Authorization. This ordinance shall be printed and published in book form.

Section 2: Distribution of Copies. All of the printed copies of this Code

belonging to the village shall be deposited with the Clerk. He shall deliver one copy thereof to the President and each member of the Board of Trustees and copies to such other persons as the Board of Trustees may direct.

Section 3: Presentation of Copies. The Board of Trustees shall have the power to extend or reciprocate courtesies of other municipalities by presenting them with a copy of this Code, at the expense of the village, and they shall also have the power to present two copies of this Code to the Illinois Municipal League.

ARTICLE IV. REPEALING CLAUSE

Section 1: Repeal of General Ordinances. All general ordinances of the village passed by the Board of Trustees prior to the passage of this ordinance are hereby repealed, unless hereinafter substantially restated word for word, in which case any such ordinances are herewith codified, or except such as are referred to herein as being still in force or are by necessary implication herein reserved from repeal (subject to the saving clauses contained in the following section), from which are excluded the following ordinances which are not hereby repealed; tax levy ordinances; appropriation ordinances; zoning ordinances; An Ordinance Establishing Regulations and Recording of Sub-division Plats, An Ordinance Establishing a Local Planning Commission, An Ordinance Adopting an Official Map and Standards Governing Future Development of the Village of Hopkins Park, Illinois; ordinances relating to boundaries and annexations, franchise and other ordinances granting special rights to persons or corporations; contract ordinances and ordinances authorizing the execution of a contract or the issuance of warrants; ordinances authorizing purchases and tax levies; salary ordinances; ordinances establishing, naming or vacating streets, alleys or other public places; ordinances regulating the speed of motor vehicles, or establishing speed zones; ordinances prohibiting or regulating parking; ordinances establishing the village datum; improvement ordinances; bond ordinances; special assessment ordinances; ordinances relating to sale of special assessment liens; ordinances relating to elections; ordinances relating to the transfer or acceptance of real estate by or from the village; ordinances establishing or creating commissions; ordinance adopting Federal Social Security; and all special ordinances, and amendments thereof and thereto.

Section 2: Public Utility Ordinances. No ordinances relating to railroad crossing with streets and other public ways, or relating to the conduct, duties, services or rates of public utilities shall be repealed by virtue of the preceding section, excepting as this Code may contain provisions for such matters, in which case this ordinance shall be considered as amending such ordinance or ordinances in the respect of such provision only.

Section 3: Pending Suits. No new ordinance shall be construed or held to repeal a former ordinance, whether such former ordinance is expressly repealed or not, as to any offense committed against the former ordinance or as to any act done, any penalty, forfeiture or punishment so incurred, or any right accrued or claim arising under the former ordinance, or in any way whatever to affect any such offense or act so committed or so done, or any penalty, forfeiture or punishment so incurred or any right accrued or claims arising before the new ordinance takes effect, save only that the proceeding there-

after shall conform to the ordinance in force at the time of such proceedings as far as practicable. If any penalty, forfeiture or punishment shall be mitigated by any provision of a new ordinance, such provision may, by consent of the party affected, be applied to any judgment announced after the new ordinances take effect.

This section shall extend to all repeals, either by express words or implication, whether the repeal is in the ordinance making any new provisions upon the same subject or any other ordinance.

Nothing contained in this or the preceding section shall be construed as abating any action now pending under or by virtue of any general ordinance of the village herein repealed; or as discontinuing abating, modifying or altering any penalty accrued or to accrue, or as affecting the liability of any person, firm or corporation, or as waiving any right of the village under any section or provision of ordinances existing at the time of the passage of this ordinance.

Section 4: Severability. If any chapter, article, section, paragraph, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such invalidity shall not effect any other chapter, article, section, paragraph, sentence, clause or phrase or the application thereof which can be given effect without the invalid chapter, article, section, paragraph, sentence, clause or phrase and to this end the chapter, article, section, paragraph, sentence, clause or phrase of this ordinance are declared to be severable.

Section 5: No Revival. When any ordinance repealing a former ordinance, clause or provision, shall be itself repealed, such repeal shall not be construed to revise such former ordinance, clause or provision.

ARTICLE V. INTENT

Section 1: All general provisions, terms, phrases and expressions contained in this code shall be liberally construed in order that the true intent and meaning of the Board of Trustees may be fully carried out.

Section 2: It is the intention of the President and Board of Trustees that the code conform in all respects to the Illinois Municipal Code of 1961 of the State of Illinois, as amended. Any section of this code not so conforming shall be read and interpreted so as to conform.

ARTICLE VI. EFFECTIVE DATE

Section 1: This ordinance shall take effect and be in full force from and after its passage, approval and publication in book form as provided by statute.

CHAPTER 2. THE PRESIDENT

Section 1: Election. The President shall be elected for a four year term, and shall serve until his successor is elected and qualified as is provided by statute.

Section 2: Duties. The President shall be the chief executive officer of the village, shall preside over the meetings of the Board of Trustees, and shall perform such duties as may be required of him by statute or ordinance. He shall have supervision over all of the executive officers and employees of the village, and shall have the power and authority to inspect all books and records pertaining to village affairs and kept by any officer or employee of the village at any reasonable time. He shall have general supervision and control of the Police Department and see that all police officers are prompt and efficient in the discharge of their duties. He shall have general supervision of all other departments of the village and shall from time to time, take any such measures for the preservation of the public peace and good order and for the prompt and efficient execution of the laws of the state and the ordinances of the village, as may be deemed most expedient and best to accomplish the purpose intended.

Section 3: Appointment of Officers. The President shall appoint, by and with the advice and consent of the Board of Trustees, all officers of the village whose election or appointment is not otherwise provided for. Any vacancies occurring in an appointive office shall be filled in the same manner.

Section 4: Designation of Officers' Duties. Whenever there is a dispute as to the respective duties or powers of any appointed officer of the village this dispute shall be settled by the President, after consultation with the Village Attorney; and the President shall have the power to delegate to any appointed officer any duty which is to be performed when no specific officer has been directed to perform that duty.

✓ Section 5: President Pro-Tem. During a temporary absence or disability of the President, the Board of Trustees shall elect one of its number to act as President pro-tem, who during such absence or disability shall possess the powers of President, as is provided by statute.

✓ Section 6: Acting President. In the event of a vacancy in the office of President, the Board of Trustees may appoint one of the trustees as acting President to serve until the vacancy is filled at a regular or special election as provided by law.

✓ Section 7: Formal Occasions. The President shall act for and on behalf of the village on formal occasions and receptions, but in his absence or inability to attend any such function, the President may select any other village officer to so act in his place.

Section 8: Bond. Before entering upon the duties of his office, the President shall execute a bond in such amount and with such sureties as may be required by the Board of Trustees, conditioned upon the faithful performance of the duties of his office, provided the amount of such bond shall not be less than three thousand dollars.

Section 9: Signature Required. The signature of the President shall appear on

all licenses and permits granted by the authority of the Board of Trustees except as otherwise provided by law or this code.

Section 10: Emergency Powers. The President shall be exofficio coordinator of activities in cases of emergency resulting from any explosion, fires, flood, riot, storm or other cause requiring concerted measures for the maintenance of public peace and order, the preservation of life and property and the relief of suffering or for any of these purposes.

CHAPTER 3. THE BOARD OF TRUSTEES

ARTICLE I. GENERAL PROVISIONS

Section 1: Election - Functions. The trustees who shall be members of the Board of Trustees shall be elected and serve for a four year term. The Board of Trustees shall be the legislative division of the village government and shall perform such duties and have such powers as may be authorized by statute.

Section 2: Meetings. The time and place of the regular meetings of the Board of Trustees shall be designated by ordinance. Provided that if the regular meeting falls on a legal holiday, the meeting shall take place on the next day at the same hour. Adjourned meetings may be held at such other times as the Board of Trustees may determine.

Section 3: Special Meetings. Special meetings of the Board of Trustees may be called by the President or three trustees; provided that public pronouncement or written notice of such meeting shall be given to each member of the Board of Trustees at least twenty-four hours before the time set for the meeting. Provided, that in case all of the elected members of the Board of Trustees are present at any special meeting then the requirement of notice shall be unnecessary and shall be deemed waived.

Section 4: President to Preside. The President shall preside at all meetings of the Board of Trustees. He shall not vote on any ordinance, resolution, or motion except:

- (a) where the vote of the trustees has resulted in a tie; or
- (b) where one-half of the trustees elected have voted in favor of an ordinance, resolution, or motion even though there is no tie vote; or
- (c) where a vote greater than a majority of the corporate authorities is required to adopt an ordinance, resolution or motion.

In each instance specified, the President shall vote. Nothing in this section shall deprive an acting President or President pro-tem from voting in his capacity as trustee, but he shall not be entitled to another vote in his capacity as acting President or President pro-tem.

✓ Section 5: Ordinances - Approval - Veto. All resolutions and motions (1) which create any liability against a village, or (2) which provide for the expenditure or appropriation of its money, or (3) to sell any village property, and all ordinances, passed by the Board of Trustees shall be deposited with the Village Clerk. If the President approves of them, he shall sign them. Those of which he disapproves he shall return to the Board of Trustees, with his written objections, at the next regular meeting of the Board of Trustees occurring not less than five days after their passage. The President may disapprove of any one or more sums appropriated in any ordinance, resolution, or motion making an appropriation, and if so, the remainder shall be effective. However, the President may disapprove entirely of an ordinance, resolution, or motion making an appropriation. If the President fails to return any ordinance or any specified resolution or motion with his written objections, within the designated time, it shall become effective despite the absence of his signature.

Section 6: Reconsideration - Passing over Veto. Every resolution, ordinance and motion specified in the preceding section, which is returned to the Board of Trustees by the President shall be reconsidered by the Board of Trustees.

If, after such reconsideration, two-thirds of all the trustees elected to the Board of Trustees shall agree to pass an ordinance, resolution, or motion, notwithstanding the President's refusal to approve it, then it shall be effective. The vote on the question of passage over the President's veto shall be by yeas and nays, and shall be recorded in the journal.

Section 7: Quorum. A majority of the corporate authorities, including the President, shall constitute a quorum thereof, but no ordinance or measure for the expenditure of money shall be passed except upon the favorable vote of a majority of such members as provided by statute.

Section 8: Standing Committees. The following shall be the Standing Committees of the Board of Trustees:

- Committee on Water and Sewer
- Committee on License and Building
- Committee on Streets
- Committee on Fire
- Committee on Lights and Utilities
- Committee on Finance, Audit and Insurance
- Committee on Police
- Board of Local Improvements
- Committee on Village Hall
- Committee on Planning, Development and Annexation

Section 9: Special Committees. The President shall appoint such special committees as he may deem necessary or as may be directed by the Board of Trustees.

Section 10: Membership in Committees. The President shall appoint the members of all standing and special committees, in the absence of specific direction by the Board of Trustees, and shall designate the chairman thereof.

Every committee of the Board of Trustees shall consist of three members including the chairman, unless the Board of Trustees shall by resolution provide otherwise. The President shall be an ex-officio member of each committee and shall be the chairman of the Board of Local Improvements.

Section 11: Records. The Village Clerk shall keep the minutes and records of the proceedings of the Board of Trustees.

Section 12: Disturbing Meetings. It shall be unlawful to disturb any meeting of the Board of Trustees or of any committee thereof, or to behave in a disorderly manner at such meeting. Any person violating this provision may be ejected from such meeting, and shall be fined not less than one dollar nor more than ten dollars for each offense.

ARTICLE II. RULES OF ORDER

Section 1: Order of Business. The order of business at meetings

of the Board of Trustees shall be as follows:

- Call to order
- Roll Call
- Approval of minutes of prior meetings
- Receiving and acting upon bills
- Reports of Village officers
- Reports of standing committees
- Reports of special committees
- Receiving communications, resolutions, petitions and ordinances
- New business
- Miscellaneous business
- Adjournment

Section 2: Rescinded Action. No vote or action of the Board of Trustees shall be rescinded at any special meeting unless there be present at such special meeting as many members of the Board of Trustees as were present at the meeting when such vote or action was taken, and unless each member of the Board of Trustees who voted affirmatively shall have been given at least twenty-four hours notice of such special meeting.

Section 3: Resolutions. Any resolution submitted to the Board of Trustees shall be reduced to writing before being voted upon, at the request of any two members of the Board of Trustees.

Section 4: Addressing Meetings. No person other than the President or a member of the Board of Trustees shall address that body at any regular or special meeting of the Board of Trustees except upon consent of a majority of the members of the Board of Trustees present.

Section 5: Suspension of Rules. The rules of order, other than those prescribed by statute, may be suspended at any time by a majority of the members present at any meeting.

Section 6: Robert's Rules of Order. Except when in conflict with the foregoing provisions, Robert's Rules of Order shall govern the deliberations of the Board of Trustees.

CHAPTER 4. THE VILLAGE CLERK

Section 1: Election - Term. The Village Clerk shall [✓] be elected and serve for a four year term and until his successor is elected and qualified as is provided by statute.

Section 2: Bond. Before entering upon the duties of his office, the Clerk shall execute a bond in such amount and with such sureties as is provided by statute, conditioned upon the faithful performance of his duties.

Section 3: Signatures. The Clerk shall seal and attest all contracts of the Village and all licenses, permits and such documents as shall require this formality.

Section 4: Duties. The Clerk shall keep the minutes of the Board of Trustees and preserve all ordinances enacted in an ordinance book as provided by statute.

Section 5: Records. In addition to the record of ordinances and other records which the Clerk is required by statute to keep, he shall keep a register of all licenses and permits issued; and the payments thereon; a record showing all of the officers and regular employees of the Village; and such other records as may be required by the Board of Trustees.

Section 6: Seal. The Clerk shall be the custodian of the Village seal, and shall fix its impression on documents whenever this is required.

Section 7: Documents. The Clerk shall be the custodian of all documents belonging to the Village which are not assigned to the custody of some other officer.

Section 8: Indexes. The Clerk shall keep and maintain a proper index to all documents and records kept by him, so that ready access thereto may be had.

Section 9: Duty to Publish. The Clerk shall publish all ordinances of the Village of Hopkins Park imposing any fine, penalty, imprisonment, or forfeiture, or making any appropriation, by printing said ordinance in book or pamphlet form, or by newspaper publication as provided by statute, as authorized by the Board of Trustees.

Section 10: Additional Duties. In addition to the duties herein provided, the Clerk shall perform such other duties and functions which may be required by statute or ordinance.

Section 11: Vacancies. In case the office of Village Clerk shall become vacant for any reason, the President shall appoint a successor with the advice and consent of the Board of Trustees, as is provided by statute.

CHAPTER 5. THE VILLAGE TREASURER

Section 1: Election. The Village Treasurer shall be appointed by the President with the advice and consent of the Board of Trustees, and shall serve until his successor is appointed and qualified.

Section 2: Bond. The Treasurer shall give bond in such sum as may be required by the Board of Trustees, but the bond shall not be less than the amount of the revenues and special assessments of the village estimated to be on hand at any one time for the current year, with sureties to be approved by the Board of Trustees. The bond shall be conditioned upon the faithful performance by the treasurer of his duties of office, and to indemnify the village for any loss due to any neglect of duty or wrongful act on the part of the Treasurer.

Section 3: Duties. The Treasurer shall perform such duties as may be prescribed for him by statute or ordinance. He shall receive all money paid to the village, either directly from the person paying it or from the hands of such officer as may receive it, and he shall pay out only on vouchers or orders properly signed by the Village Clerk and the President.

Section 4: Deposit of Funds. He shall deposit the village funds in such depositories as may be selected from time to time as is provided by statute, and he shall keep the village money separate and distinct from his own, and shall not intermingle his own money with it or make private or personal use of the village funds.

Section 5: Records. The Treasurer shall keep such records showing all money received by him, the source from which it was received, and the purpose for which it was paid out; and he shall keep a record which shows at all times the financial status of the village.

Section 6: Accounts. The Treasurer shall keep such books and accounts as may be required by the Board of Trustees, and shall keep them in the manner required by law.

Section 7: Reports. The Treasurer shall make monthly reports to the Board of Trustees showing the state of the finances of the Village, and the amounts received and spent during the month, which reports shall be filed. And he shall make an annual report at the close of the fiscal year with the total amount of all receipts and expenditures of the Village and his transactions during the preceding year.

Section 8: Register of Warrants. The Treasurer shall keep a register of all warrants, bonds or orders filed with him or paid by him, and all vouchers, as is required by statute.

CHAPTER 6. APPOINTED OFFICERS

ARTICLE I. ATTORNEY

Section 1: Counsel. The President, with the advice and consent of the Board of Trustees, shall retain an attorney from time to time to represent or advise the Village on legal matters; and he may likewise retain special counsel to advise or represent the Village of special matters or to assist the Village Attorney for the Village.

Section 2: Suits and Actions. The attorney shall prosecute or defend any and all suits or actions at law or equity to which the Village may be a part, or in which it may be interested, or which may be brought against or by any office of the Village on behalf of the Village or in the capacity of such person as an officer of the Village, and shall be entitled to reasonable compensation therefor, in addition to any retainer fee.

Section 3: Judgments. It shall be the duty of the attorney to see to the full enforcement of all judgments or decrees entered in favor of the Village, and of all similar interlocutory orders, and shall be entitled to reasonable compensation therefor, in addition to any retainer fee.

Section 4: Advice. The attorney shall be the legal advisor of the Village and shall render advice on all legal questions affecting it, whenever requested to do so by a village official. Upon request by the President or the Board of Trustees, he shall reduce any such opinion to writing.

Section 5: Special Assessments. It shall be the duty of the attorney to see to the completion of all special assessment proceedings and condemnation proceedings, and shall be entitled to reasonable compensation therefor, in addition to any retainer fee.

ARTICLE II. HEALTH OFFICER

Section 1: Office Created. There is hereby created the office of Health Officer, an executive office of the Village. He shall be appointed by the President, with the advice and consent of the Board of Trustees.

Section 2: Duties. He shall enforce all ordinances containing provisions for the protection of the public health; he shall make inspection of food stuffs and of the premises used for storing or selling of provisions as may be provided by ordinance; and he shall perform such other duties and functions as may be required by statute or ordinance.

The Health Officer shall enforce all the rules and orders of the Board of Health and shall attend the meetings of said Board when requested to do so by the presiding officer.

Section 3: Reports. The Health Officer shall make such reports to the Board of Trustees as may be required. He shall also make recommendations for rulings, orders or ordinances respecting the public health whenever he is requested to do so, or whenever he deems it advisable or necessary.

ARTICLE III. MAINTENANCE SUPERVISOR

Section 1: Creation of Office. There is hereby created the office of Maintenance Supervisor who shall be appointed by the President with the advice and consent of the Board of Trustees.

Section 2: Duties. The Maintenance Supervisor shall have charge of the construction, repair and maintenance of the streets and sidewalks and other public works of the Village as the Board of Trustees may direct from time to time, including but not limited to the waterworks and water distribution system.

CHAPTER 7. BOARDS AND COMMISSIONS

ARTICLE I. BOARD OF HEALTH

Section 1: Creation - Appointments. There is hereby created the Board of Health of the Village. The Board of Health shall consist of four members as follows: the President, the Village Clerk, and two additional members appointed by the President with the consent of the Board of Trustees.

Section 2: Duties. The Board of Health shall have the powers and perform the duties assigned to it by statute or ordinance. It shall be the duty of the Board of Health to enforce all ordinances of the municipality which relate to public health or relate to nuisances.

The Board of Health shall make all necessary rules and regulations for the protection of the health of the municipality and to guard against the spread of contagious diseases and to prevent by necessary rules the induction of diseases, contagious or otherwise, within the corporate limits.

Section 3: Quarantine - Vaccination. The Board of Health is hereby authorized to make such reasonable rules as may be necessary regarding quarantine and vaccination, for the prevention of the spread of contagious diseases, and to quarantine premises where such diseases occur for such time as may be necessary to protect the public health.

Section 4: Orders - Notice. Any person violating or refusing to obey any order of the Board of Health or destroying or mutilating or concealing any notice posted by or under the authority of the Board of Health shall be fined not less than one dollar nor more than fifty dollars for each offense.

ARTICLE II. CIVIL DEFENSE COMMISSION

Section 1: There is hereby created the local municipal civil defense organization to present, minimize, repair, and alleviate injury or damage resulting from disaster caused by enemy attack, sabotage, or other hostile action, or from natural disaster, in accordance with "The Illinois Civil Defense Act of 1951", as amended.

This civil defense organization shall consist of the director and additional members to be selected by the director.

Section 2: The director of the municipal civil defense organization shall be appointed by the President with the advice and consent of the Board of Trustees and shall serve until removed by the same.

The director shall have direct responsibility for the organization, administration, training, and operation of the civil defense organization, subject to the direction and control of the President, as provided by statute.

In the event of the absence, resignation, death or inability to serve of the director, the President or any person designated by him, shall be and act as director until a new appointment is made as provided in this ordinance.

Section 3: The municipal civil defense organization shall perform such civil defense functions within the municipality as shall be prescribed in and by the state civil defense plan and program prepared by the Governor, and such orders, rules and regulations as may be promulgated by the Governor, and in addition shall perform such duties outside the corporate limits as may be required pursuant to any Mutual Aid agreement with any other political subdivision, municipality, or quasimunicipality entered into as provided by the

"Illinois Civil Defense Act of 1951," as amended.

Section 4: All or any members of the municipal civil defense organization may be designated as members of a Mobile Support Team created by the state director of civil defense as provided by law.

The leader of such Mobile Support Team shall be designated by the director of the municipal civil defense organization.

Any member of a Mobile Support Team is a municipal employee or officer while serving on call to duty by the Governor, or the state director of civil defense, shall receive the compensation and have the powers, duties, rights and immunities incident to such employment or office. Any such member who is not a paid officer or employee of the municipality, while so serving, shall receive from the state reasonable compensation as provided by law.

Section 5: The director of the civil defense organization may negotiate Mutual Aid agreements with other municipal corporations or political subdivisions of the state, but no such agreement shall be effective until it has been approved by the Board of Trustees and by the State Director of civil defense.

Section 6: If the Governor declares that a civil defense emergency exists in the event of actual enemy attack upon the United States or the occurrence within the State of Illinois of major disaster resulting from enemy sabotage or other hostile action or from natural disaster, it shall be the duty of the municipal civil defense organization to cooperate fully with the state office of civil defense and with the Governor in the exercise of emergency powers as provided by law.

Section 7: Members of the civil defense organization who are paid employees or officers of the municipality, if called for training by the state director of civil defense, shall receive for time spent in such training the same rate of pay as is attached to the position held; members who are not such municipal employees or officers shall receive for such training time such compensation as may be established by the Board of Trustees.

Section 8: The state treasurer may receive and allocate to the appropriate fund any reimbursement by the state to the municipality for expenses incident to training members of the civil defense, compensation for services and expenses of members of a Mobile Support Team while serving outside the municipality in response to a call by the Governor or state director of civil defense, as provided by law, and any other reimbursement made by the state incident to civil defense activities, as provided by law.

Section 9: The Board of Trustees may, on recommendation of the municipal director of civil defense, authorize any purchase or contracts necessary to place the municipality in a position to combat effectively any disaster resulting from the explosion of any nuclear or other bomb or missile, and to protect the public health and safety, protect property, and provide emergency assistance to victims in the case of such disaster or from natural disaster.

In the event of enemy caused or natural disaster, the municipal director of civil defense is authorized, on behalf of the municipality, to

procure such services, supplies, equipment or material as may be necessary for such purposes, in view of the exigency, without regard to the statutory procedures or formalities normally prescribed by law pertaining to municipal contracts or obligations as authorized by "The Illinois Civil Defense Act of 1951," provided that, if the Board of Trustees meets at such time, he shall act subject to the directions and restrictions imposed by that body.

Section 10: Every person appointed in any capacity in the municipal civil defense organization shall, before entering upon his duties, subscribe to the following oath, which shall be filed with the director.

"I, _____, Local Civil Defense Director of the civil defense organization of _____ do solemnly swear (or affirm) that I will support and defend and bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of Illinois, and the territory, institutions, and facilities thereof, both public and private, against all enemies, foreign and domestic; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter, and I do further swear (or affirm) that I do not advocate, nor have I been nor am I a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence; and that during such time as I am affiliated with the _____ I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence."

Section 11: The Village President is authorized to designate space in the Village Hall or elsewhere, as may be provided for by the village board for the municipal civil defense organization as its office.

Section 12: The Village Board may have an appropriation for civil defense purposes in the manner provided by law, and may levy in addition for civil defense purposes only, a tax not to exceed five cents (5¢) per hundred dollars (\$100.00) of the assessed value of all taxable property in addition to all other taxes, as provided by "The Illinois Civil Defense Act of 1951," as amended.

Section 13: That in case of natural emergency, public shelter managers duly appointed by the civil defense director, shall open public shelters, take charge of all stocks of food, water and other supplies stored in said shelter, admit the public according to the Village's shelter use plan, and take whatever control measures are necessary for the protection and safety of the occupants.

Section 14: That shelter managers are authorized to use reasonable restraint against those who refuse to cooperate with the routine of shelter living under emergency conditions. Refusal to carry out the orders of the shelter manager and his appointed staff shall be deemed a misdemeanor punishable by a fine of not more than Two hundred dollars (\$200.00).

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ARTICLE III. BOARD OF LOCAL IMPROVEMENTS

Section 1: Creation. There is hereby established a Board of Local Improvements for the Village, which shall consist of the President of the Board of Trustees and three (3) members of the Board of Trustees appointed by the President.

Section 2: Duties and Powers. The Board of Local Improvements shall have the powers and perform the duties assigned to it by the statutes of the State of Illinois or the ordinances of the Village.

CHAPTER 8. THE POLICE DEPARTMENT

ARTICLE I. GENERAL PROVISIONS

Section 1: Creation. There is hereby created a Police Department, an executive department of the Village. The Police Department shall consist of the chief of police, and such other members as may be provided for from time to time by the Board of Trustees: said Chief of Police and said other members shall be appointed by the President, with the advice and consent of the Board of Trustees.

Section 2: Duties. It shall be the duty of the members of the Police Department to see to the enforcement of all ordinances of the Village, of all statutes effective in the Village, and to preserve order and prevent infractions of the law and to arrest violators thereof. Every member of the Police Department is hereby declared to be a conservator of the peace.

Section 3: Duties of the Chief. The Chief of Police shall transport all persons arrested to the County Jail to be incarcerated therein. He shall keep such records and make such reports concerning the activities of his department as may be required by statute or ordinance. The chief shall be responsible for the performance of the Police Department of all its functions, and all persons who are members of the department shall serve subject to the orders of the Chief of Police.

Section 4: Stolen Property, Custody Of. The Chief of Police shall be custodian of all lost, abandoned or stolen property in the Village.

Section 5: Serving Processes. The Chief of Police shall be authorized to serve writs, summons and other processes, but no patrolman shall serve any such summons or process except on the order of the Chief of Police or of the President.

Section 6: Conduct of Members. It shall be the duty of every member of the Police Department to conduct himself in a proper and law abiding manner, and to avoid the use of unnecessary force.

Section 7: Witness Fees. Every member of the Police Department shall appear as a witness whenever this is necessary in a prosecution for a violation of a Village ordinance or a State or Federal law. But no such member shall receive any witness fee for such service in any action or suit to which the Village is a party; all fees due for such services, shall, if paid, be turned over to the Village Treasurer.

Section 8: Rules and Regulations. The Chief of Police may make or prescribe such rules and regulations for the guidance of the members of the department as he shall see fit; such rules, when approved by the Board of Trustees shall be binding on such members.

Section 9: Special Policemen. The President with the advice and consent of the Board of Trustees may appoint any reputable person as a special policeman to serve for such term and on such conditions as may be designated by the terms of such appointment. Special policemen shall have the powers and duties of a conservator of the peace, and shall receive no compensation from the Village, unless such compensation is ordered by the Board of Trustees. Appointments may be revoked at any time by the President, the Board of Trustees or the Chief of Police.

ARTICLE II. JUNKED CARS

Section 1: Definitions. The following definitions shall apply in the interpretation and enforcement of this Article: (1) "Person" shall mean any person, firm, partnership, association, corporation, company or organization of any kind; (2) "Vehicle" shall mean a machine propelled by power other than human power designed to travel along the ground by use of wheels, treads, runners or slides and transport persons or property or pull machinery and shall include without limitation, automobile, truck, trailer, motorcycle, tractor, buggy and wagon; (3) "Street or highway" shall mean the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel; (4) "Property" shall mean any real property within the Village which is not a street or highway.

Section 2: Abandonment of Vehicles. No person shall abandon any vehicle within the Village and no person shall leave any vehicle at any place within the Village for such time and under such circumstances as to cause such vehicle reasonably to appear to have been abandoned.

Section 3: Leaving of Wrecked, Non-operating Vehicle on Street. No person shall leave any partially dismantled, non-operating, wrecked or junked vehicle on any street or highway within the Village.

Section 4: Disposition of Wrecked or Discarded Vehicles. No person in charge or control of any property within the Village, whether as owner, tenant, occupant, lessee, or otherwise, shall allow any partially dismantled, non-operating, wrecked, junked, or discarded vehicle to remain on such property longer than ten (10) days, and no person shall leave any such vehicle on any property within the Village for longer time than ten (10) days except that this Article shall not apply with regard to a vehicle in an enclosed building, a vehicle on the premises of a business enterprise operated in a lawful place and manner, when necessary to the operation of such business enterprise; or a vehicle in an appropriate storage place or depository maintained in a lawful place or manner by the Village.

Section 5: Impounding. The Chief of Police or any member of the Police Department designated by him is hereby authorized to remove or have re-

moved any vehicle left at any place within the Village which reasonably appears to be left or abandoned in violation of this Article or lost, stolen or unclaimed. Such vehicle shall be impounded until lawfully claimed or disposed of in accordance with law.

Section 6: Penalties. Any person violating any of the provisions of this Article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding \$200.00. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

ARTICLE III. PAYMENT OF FINES

Section 1: That any person who violates any ordinance of the Village of Hopkins Park may pay the penalty provided by said ordinance by the payment to the Village Treasurer or Chief of Police of the Village of Hopkins Park, Illinois, of the amount provided by the following schedule, within 10 days therefrom but only in the event that an officer of the Village of Hopkins Park has given or delivered to said person an envelope as hereinafter specified by leaving the same with him or another member of his household or attached to said person's automobile or house.

Section 2: The amount to be paid to said Village Treasurer or Chief of Police is \$2.00 for the first violation of any said ordinance, \$5.00 for the second violation of any said ordinance, and \$10.00 for the third and subsequent violation of any said ordinance, excepting only therefrom violation of parking ordinances which are \$2.00 for each violation.

Section 3: Any officers of the Village of Hopkins Park are hereby empowered to execute and deliver or give an envelope as hereinafter specified to any person known or believed by said officer to have violated any ordinance of the Village of Hopkins Park in lieu of arresting said person therefor unless a warrant of arrest for said violation is known or believed by such officer to have been issued, if such officer has been given such envelopes by the Chief of Police of the Village of Hopkins Park.

Section 4: The envelope hereinbefore referred to shall provide on the face thereof as follows:

Village of Hopkins Park

You, _____, are hereby notified that you have violated the Ordinance of the Village of Hopkins Park pertaining to _____.

You are also notified that you may pay this violation by placing the sum of \$2.00 in this envelope if this is the first occasion that an officer of the Village of Hopkins Park has given you such an envelope, \$5.00 if the second such occasion, \$10.00 if the third or subsequent occasion, except that a violation of any parking ordinance is \$2.00 for any violation, and delivering the same to the Village Treasurer or Chief of Police. In the event you fail to do so within 10 days, the undersigned officer is obligated to cause the filing of a complaint for violation of ordinance in the Circuit Court of the 12th Judicial Circuit, Kankakee County, Illinois, which will result in a summons being served upon you, or

your arrest if you fail to obey any such summons, together with the taxing of Court Costs in addition to any fine levied in the event you are adjudged guilty of a violation of any such ordinance.

Section 5: That any such officer who delivers or gives any such envelope shall write thereon in the space provided therein the name of such person, if known to him, or the license plate or other means of identification, if not known to him, and the nature of the ordinance violated. Such officer shall also note such facts in a log book provided him by the Chief of Police together with a number given to the envelope by said Chief of Police and advise the Chief of Police of all envelopes issued. Such officer shall consult the Village Treasurer or Chief of Police after 10 days therefrom, but within one month thereafter, and in the event payment for such violation has not been made, shall request that a complaint for violation of ordinance to be filed in the Circuit Court of the 12th Judicial Circuit, Kankakee County, Illinois, by the State's Attorney of Kankakee County, or the Village Attorney of Hopkins Park, but in the event such payment has been made shall not request, nor cause the filing of any such complaint.

Section 6: The Chief of Police shall keep a record of all such envelopes issued by him, and shall sign all such envelopes so issued, and shall meet with the Village Treasurer from time to time to determine the status of such envelopes.

Section 7: The Chief of Police shall keep a record of all payments made and retain all envelopes delivered, and in turn pay over said sums to the Village Treasurer.

CHAPTER 9. THE FIRE DEPARTMENT

Section 1: Creation. There is hereby created a Fire Department, an executive department of the Village. The Fire Department shall consist of the fire chief, and such other members as may be provided for from time to time by the Board of Trustees; said Fire Chief and said other members shall be appointed by the President, with the advice and consent of the Board of Trustees.

Section 2: Duties. It shall be the duty of the members of the Fire Department to attend all fire calls and other emergency calls that is reasonably possible for them to attend and in so doing to obey the commands of the Fire Chief.

Section 3: The Fire Chief may make or prescribe such rules and regulations for the guidance of the members of the department as he shall see fit; such rules when approved by the Board of Trustees shall be binding on such members.

Section 4: Duties of the Chief. The Fire Chief shall keep such records and make such reports concerning activities of his department as may be required by statute or ordinance. The chief shall be responsible for the performance of the Fire Department of all its functions, and all persons who are members of the department shall serve subject to the orders of the Fire Chief.

CHAPTER 10. OTHER PROVISIONS RELATING TO VILLAGE GOVERNMENT

ARTICLE I. OFFICERS AND EMPLOYEES

Section 1: Effect. The provisions of this Article shall apply alike to all officers and employees of the Village, regardless of the time of the creation of the office or position or the time of the appointment of the officer or employee.

Section 2: Appointments. All officers other than elective officers shall be appointed by the President with the advice and consent of the Board of Trustees, as is provided by statute; provided that all employees shall, in the absence of any provision to the contrary, be appointed or selected by the President.

Section 3: Term of Office - Vacancies. Every appointive officer of the Village shall hold office until the first of May following his appointment, or until his successor is appointed and qualified, unless it is otherwise provided by ordinance. In case of a vacancy in any such place, it shall be filled in the same manner as which appointments or selections are made in absence of provision to the contrary.

Section 4: Monies Received. Every officer of the Village shall at least twice each month turn over all money received by him in his official capacity to the Treasurer with a statement showing the source from which the same was received.

Section 5: Oath. Every officer of the Village shall, before entering upon his duties, take the oath prescribed by statute.

Section 6: Salaries. All officers and employees of the Village shall receive such salary as may be from time to time provided by written resolution.

Section 7: Records. All records kept by any officer of the Village shall be open to inspection by the President, or any member of the Board of Trustees at all reasonable times, whether or not such records are required to be kept by statute or ordinance.

Section 8: Bond. Every officer and employee shall, if required by the Board of Trustees, upon entering upon the duties of his office, give a bond in such amount and with such sureties as may be determined by said Board of Trustees, conditioned upon the faithful performance of the duties of his office or position.

Section 9: Arrests. The President, Clerk and Trustees, as well as every member of the Police Department, are hereby declared to be conservators of the peace with such powers to make arrests as are given to conservators of the peace by statute.

Section 10: Termination of Office. Every officer and employee of the Village, upon the expiration of his term for any cause whatsoever, shall deliver to his successor all equipment, books and records which may be the property of the Village, and if no successor has been appointed within one week after the termination of office such property shall be delivered either to the Clerk or Treasurer.

ARTICLE II. HOUSE NUMBERING

Section 1: House Numbering Required. All lots, buildings and structures in the Village shall be numbered by the Building Inspector.

Section 2: Chart. The Building Inspector shall keep a chart showing the proper street number of every lot in the Village which shall be open to the public for inspection by anyone interested.

ARTICLE III. SEAL: FISCAL YEAR: DAYLIGHT SAVING TIME AND OTHER PROVISIONS.

Section 1: Corporate Seal. The corporate seal of the Village of Hopkins Park shall consist of the following words: "Village of Hopkins Park, Kankakee County, Illinois."

Section 2: Fiscal Year. The fiscal year of the Village shall begin on the first day of May of each year.

Section 3: Injury to Public Property. It shall be unlawful to injure, deface or interfere with any property belonging to the Village without proper authority from the Board of Trustees. Any person violating any provision of this section shall be fined not less than two dollars nor more than two hundred dollars for each offense.

Section 4: Elections. Election for Village officers shall be held as is provided by statute, and at the time prescribed by statute.

Section 5: Surety Bonds. Whenever a surety bond to indemnify the Village is required as a prerequisite to exercising the duties of any office or position or for the issuance of a license or permit or for the exercise of any special privilege, the surety on such bond shall be a corporation licensed and authorized to do business in this state as a surety company, in the absence of specific provision to the contrary by ordinance. Whenever in its opinion additional sureties or an additional surety may be needed on any bond to indemnify the Village against any loss or liability because of the insolvency of the existing surety or sureties or for any other reason, the Board of Trustees may order a new surety or sureties to be secured on such bond. If such new surety or sureties are not procured within ten days from the time such order is transmitted to the principal on the bond or his assignee, the Board of Trustees shall declare the bond to be void, and thereupon such principal or assignee shall be deemed to have surrendered the privilege or position as condition of which the bond was required.

Section 6: Daylight Saving Time. Central standard time shall be the official time within the Village for the transaction of all Village business; except that at two o'clock A.M. on the last Sunday in April of each year official time for the Village shall be advanced one hour, and at two o'clock A.M. on the last Sunday of October of the year such official time shall, be retarding of the same one hour, be returned to central standard time; and all legal or official business of the Village shall be regulated thereby.

All clocks or other time pieces in or upon public buildings or other premises maintained at the expense of the Village shall be set and run according to the official time provided in this section, and it is hereby

made the duty of the officer or other person having control and charge of such buildings or premises to see that the said clocks or other time pieces are set and run in accordance with the official time as provided by this section.

All persons residing within the Village are hereby requested to set and run any and all clocks or other time pieces under their control within the Village in accordance with the official time as provided in this section.

CHAPTER 11. STREETS AND SIDEWALKS, TREES AND SHRUBS AND DRIVEWAYS

ARTICLE I. GENERAL PROVISIONS

Section 1: Supervision. All public streets, alleys, sidewalks and other public ways shall be under the supervision of the Maintenance Supervisor. He shall have supervision over all work thereon, and the cleaning thereof, and shall be charged with the enforcement of all ordinance provisions relating to such public places (except traffic ordinances) and is hereby authorized to enforce such ordinances.

Section 2: Construction. It shall be unlawful to construct or lay any pavement on any public street, sidewalk, alley or public way, or to replace the same without having first secured a permit therefor. No permit shall be issued for the installation, construction or replacement of any sidewalk, if the construction, installation or replacement of such sidewalk shall reduce the width of any improved street from the face of the curb on one side to the face of the curb on the other side the greater of either 33 feet or the width of the right of way of said street. No such permit shall be issued to construct a sidewalk less than three feet in width. Applications for such permit shall be made to the Building Inspector, who shall in turn bring them to the attention of the Board of Trustees, and the application shall state the location of the intended pavement or repair, the extent thereof, and the person or firm who is to do the actual construction work. No permit shall be issued except on order or resolution of the Board of Trustees.

Section 3: Bond. Each applicant shall file a bond in the amount of five thousand dollars with sureties to be approved by the Board of Trustees, conditioned to indemnify the Village for any loss or damage resulting from the work undertaken or the manner of doing the same, or for failure to complete the same.

Section 4: Driveways. No person, firm or corporation shall enlarge or widen any existing driveway abutting and adjacent to a sidewalk unless permission to do so has been secured from the Building Inspector and the Board of Trustees in writing.

Section 5: Damage to Pavements. It shall be unlawful to walk upon or drive any vehicle or animal upon, or damage any newly laid street or alley pavement while the same is guarded by a warning sign or barricade; or to knowingly damage any street, sidewalk or alley pavement.

Section 6: Repairs. All public streets, alley and sidewalk pavement

shall be in good repair. Such repair work, whether done by the Village or the abutting owner, shall be under the supervision of the Maintenance Supervisor who shall be notified prior to the commencement of any repairs.

Section 7: Defects. It shall be the duty of every village officer or employee becoming cognizant of any defect in any street, alley or sidewalk, or any obstruction thereof, to report the same to the Maintenance Supervisor as soon as possible.

Section 8: Obstructions. It shall be unlawful for any person, firm or corporation to cause, create or maintain any obstruction of any street, alley, sidewalk or other public way, except as may be specifically authorized by ordinance or resolution.

Section 9: Barricades. Any person, firm or corporation laying or repairing any pavement on a street, sidewalk or other public place or making an excavation in the same shall maintain suitable barricades to prevent injury of any person or vehicle by reason of the work; such barricades shall be protected by suitable lights at night time. Any defect in any such pavement shall be barricaded to prevent injury; and any person, firm or corporation properly maintaining any opening or excavation in any such place shall guard such opening or excavation while the same remains open by proper barricades and lights.

Section 10: Disturbing Barricades. It shall be unlawful to disturb or interfere with any barricade or lights lawfully placed to protect or mark any new pavement or excavation or opening in any public street, alley or sidewalk.

Section 11: Private Use. It shall be unlawful for any person, firm or corporation to use any street, alley, sidewalk or other public place as space for the display of goods or merchandise for sale; or to write or mark any signs or advertisements on any such pavement.

Section 12: Encroachments. It shall be unlawful to erect or maintain any building or structure which encroaches upon any public street or property.

Section 13: Poles and Wires. It shall be unlawful to erect any poles or wires or maintain any poles or wires over any public place, street, alley or other public way without first having secured permission from the Board of Trustees.

Section 14: Excavations. It shall be unlawful to make any excavation in or tunnel under any public street, alley, sidewalk or other public place in the village, without having first secured a permit therefor. Applications for such permits shall be made to the Building Inspector and shall specify the intended location and the purpose of the excavation.

No person shall make any such excavation or tunnel without first having secured and furnished the village with a copy of or certificate of, a bond or policy conditioned to indemnify and hold the village harmless from any loss, damage or liability resulting from the work done or any acts or omissions in connection therewith.

Any such person making any such excavation shall refill the same properly and shall restore the surface to its condition before the excavation was made, as soon as possible.

All such excavations, refills and resurfacing shall be made subject to the supervision and under the direction of the Maintenance Supervisor.

Section 15: Openings. It shall be unlawful to construct or maintain any opening or stairway in any public street or alley or sidewalk or other public place without a permit from the Board of Trustees.

All such lawfully maintained openings shall be guarded by a suitable strong cover or railing built to the approval of the Maintenance Supervisor.

Section 16: Deposits on Streets. It shall be unlawful to deposit on any street any material which may be harmful to the pavement thereof, or any waste material, leaves, grass or rubbish, or any glass, or articles which may cause injury to any person, animal or property.

Coal or other materials may be deposited on streets preparatory to delivery for use, provided, that such deposit does not reduce the usable width of the street or roadway at that point to less than eighteen feet, and provided that such material or coal other than material used in actual building construction, shall not be permitted to remain in such street for more than three hours. Any such material or coal shall be guarded by lights if the same remains upon any street after night time.

Section 17: Deposits on Sidewalks. It shall be unlawful to deposit on any public sidewalk any material which may be harmful to the pavement thereof, or any waste material, or any glass or other articles which might cause injury to persons, animals or property. Merchandise or other articles may be deposited on sidewalks preparatory to delivery, provided that the usable width of the sidewalk is not thereby reduced to less than four feet; and provided that no such article shall remain on such walk for more than one-half hour.

Section 18: Burning Leaves and Rubbish. It shall be unlawful for any person, firm or corporation to burn any leaves, paper, rubbish or other substances upon any of the public streets, sidewalks or alleys of the village.

Section 19: Penalty. Any person, firm or corporation violating any provision of this Article shall be fined not less than one dollar nor more than two hundred dollars for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

ARTICLE II. TREES AND SHRUBS

Section 1: Planting. It shall be unlawful to plant any tree or shrub in any public street or parkway or other public place without having first secured a permit therefor. Applications for such permits shall be made to the Clerk, and shall be referred by him to the Board of Trustees.

Section 2: Removals. It shall be unlawful to remove or cut down any tree or shrub in any street, parkway or other public place without having

first secured a permit therefor. Applications for such permits shall be made to the Clerk, and shall be referred by him to the Board of Trustees for approval before permission shall be granted.

Section 3: Injury. It shall be unlawful to injure any tree or shrub planted in any such public place.

Section 4: Advertisements or Notices. It shall be unlawful to attach any sign, advertisement or notice to any tree or shrub in any street, parkway or other public place.

Section 5: Dangerous Trees. Any tree or shrub which overhangs any sidewalk, street or public place in the village in such a way as to impede or interfere with traffic or travel on such public place shall be trimmed by the owner of the abutting premises on which such tree or shrub grows so that the obstruction shall cease. Any limb of a tree which has become likely to fall on or across any public way or place shall be removed by the owner of the premises on which such tree grows or stands.

Section 6: Wires. Any person or company given the right to maintain poles and wires in the streets, alleys or other public places in the village shall, in the absence of provision in the franchise concerning the subject, keep such wires and poles free from and away from any trees or shrubs in such places so far as may be possible and shall keep all such trees and shrubs properly trimmed, so that no injury shall be done to the poles or wires or shrubs and trees by contact.

Section 7: Gas Pipes. Any person, firm or corporation maintaining any gas pipes in the village shall, in the absence of provision in the franchise concerning the subject, keep such pipes free from leaks so that no injury shall be done to any tree or shrub.

Section 8: Excavations. In making excavations in streets or other public places proper care shall be taken to avoid injury to the roots of any tree or shrub, wherever possible.

Section 9: Penalty. Any person, firm or corporation violating any provision of this Article shall be fined not less than one dollar nor more than one hundred dollars for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

ARTICLE III. DRIVEWAYS

Section 1: Permit Required. No person, firm or corporation shall construct a driveway for vehicles or animals across any sidewalk in the village without first having obtained a permit therefor. Applications for such permits shall be made to the Building Inspector and shall be accompanied by the fee required. No permit for construction of a driveway for commercial use, or for the habitual use of other than the owner or occupant of the premises served, shall be issued except upon the order of the Board of Trustees.

Section 2: Fee. The fee for all such construction permits shall be set

by written resolution.

Section 3: Grade Surfaces. No driveway shall be so constructed or graded as to leave a step, sharp depression or other obstruction in the sidewalk. The grade shall be as nearly as possible the same as that of the adjoining sidewalk. It shall be unlawful to have the surface finish of any driveway where the same crosses the sidewalk constructed of such materials as to render it slippery and hazardous to pedestrians, or to have the grade of such portion vary from the grade of the sidewalk, or be other than level.

Section 4: Specifications. Driveways across sidewalks shall be constructed in compliance with specifications adopted by the Board of Trustees.

Section 5: Repair. It shall be the duty of the person maintaining the driveway to keep the same in good repair where it crosses the sidewalk, and free from obstruction and openings.

Section 6: Penalty. Any person, firm or corporation violating any provision of this Article shall be fined not less than five dollars nor more than fifty dollars for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

ARTICLE IV. ADDRESSES

Section 1: Names. The names of all streets shall be placed on street corners. No person shall damage or obstruct any such sign.

Section 2: Number Assignment. The Building Inspector shall assign or cause to be assigned to each lot, part of a lot, residence, apartment or place of business a legal number in accordance with such system as shall be set forth by the President and Board of Trustees.

Section 3: Numbering Required. It is hereby made the duty of the owner, agent or person in possession of any building in the village to number in the prescribed manner.

CHAPTER 12. BUSINESSES

ARTICLE I. LICENSES AND PERMITS

Section 1: Applications. Applications for all licenses and permits required by ordinance shall be made in writing to the Clerk in the absence of provision to the contrary. Each application shall state the name of the applicant, the permit or license desired, the location to be used, if any, the time covered and the fee to be paid; and each application shall contain such additional information as may be required by ordinance or as may be needed for the proper guidance of village officials in the issuing of the permit or license applied for.

Section 2: Person Subject to License. Whenever in this code a license is required for the maintenance, operation or conduct of any business

or establishment, or for doing business or engaging in any activity or occupation, any person, firm or corporation shall be subject to the requirement if by himself or through an agent, employee or partner, he holds himself forth as being engaged in the business or occupation; or solicits patronage therefor, actively or passively; or performs or attempts to perform any part of such business or occupation in the village.

Section 3: Forms. Forms for all licenses and permits, and applications therefor, shall be prepared and kept on file by the Clerk.

Section 4: Signatures. Each license or permit issued shall bear the signature of the President and Clerk in the absence of any provision to the contrary.

Section 5: Investigations. Upon the receipt of an application for a license or permit where the ordinance of the village necessitates an inspection or investigation before the issuance of such permit or license, the Clerk shall refer such application to the proper officer for making such investigation within forty-eight hours of the time of such receipt. The officer charged with the duty of making an investigation or inspection shall make a report thereon, favorable or otherwise, within ten days after receiving the application or a copy thereof. The health officer shall make or cause to be made an investigation in regard to such licenses in connection with the care and handling of food and the prevention of nuisances and the spread of disease, for the protection of health. All other investigations except where otherwise provided shall be made by the chief of police or some other officer designated by the President.

Section 6: Fees. In the absence of provision to the contrary, all fees and charges for licenses or permits shall be paid in advance at the time application therefor is made to the Clerk. When an applicant has not engaged in the business until after the expiration of part of the current license year, the license fee shall be pro-rated by quarters and the fee paid for each quarter or fraction thereof during which the business has been or will be pursued. Except as otherwise provided, all license fees shall become a part of the corporate fund.

Section 7: Termination of Licenses. All annual licenses shall terminate on the last day of April of each year, where no provision to the contrary is made.

Section 8: Building and Premises. No license shall be issued for the conduct of any business and no permit shall be issued for any thing or act, if the premises and building to be used for the purpose do not fully comply with the requirements of the ordinances of the village. No such license or permit shall be issued for the conduct of any business or performance of any act which would involve a violation of the zoning ordinances of the village.

Section 9: Change of Location. The location of any licensed business or occupation, or of any permitted act, may be changed, provided ten days

notice thereof is given to the Clerk, in the absence of any provision to the contrary, provided that the building, zoning and frontage consent requirements of the ordinances are complied with.

Section 10: Nuisances. No business, licensed or not, shall be so conducted or operated as to amount to a nuisance in fact.

Section 11: Inspection. Whenever inspections of the premises used for or in connection with the operation of a licensed business or occupation are provided for or required by ordinance, or are reasonably necessary thereto to secure compliance with any ordinance provision or to detect violations thereof, it shall be the duty of the licensee, or the person in charge of the premises to be inspected, to admit thereto for the purpose of making the inspection any officer or employee of the village who is authorized or directed to make such inspection at any reasonable time that admission is requested.

Whenever an analysis of any commodity or material is reasonably necessary to secure conformance with any ordinance provision or to detect violation thereof, it shall be the duty of the licensee of the village whose business is governed by the provision to give any authorized officer or employee of the village requesting the same sufficient samples of such material or commodity for such analysis upon request.

In addition to any other penalty which may be provided, the President and the Board of Trustees may revoke the license of any licensed proprietor of any licensed business in the Village who refuses to permit any such officer or employee who is authorized to make such inspection or take such sample to make the inspection, or to take an adequate sample of the said commodity, or who interfered with such officer or employee while in the performance of his duty in making such inspection, provided that no license shall be revoked for such cause unless written demand is made upon the licensee or person in charge of the premises, in the name of the Village, stating that such inspection or sample is desired at the time it is sought to make the inspection or to obtain the sample.

Section 12: Revocation. Any license or permit for a limited time may be revoked by the President and Board of Trustees during the life of such license or permit for the violation by the licensee or permittee of any ordinance provision relating to the license or permit, the subject of the license or permit, or to the premises occupied; such revocation may be in addition to any fine imposed.

Section 13: Posting License. It shall be the duty of any person conducting a licensed business in the Village to keep his license posted in a prominent place on the premises used for such business at all times.

Section 14: Vehicle Tag. Whenever the number of vehicles used is a basis of a license fee, the Clerk shall furnish each licensee with a tag or sticker for each vehicle covered by the license, and such tag or sticker shall be posted in a conspicuous place on each such vehicle while it is in use.

Section 15: Penalty. Any person, firm or corporation violating any pro-

visions of this Article shall be fined not less than one dollar nor more than one hundred dollars for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

ARTICLE II. AMUSEMENT DEVICES

Section 1: License Required. No person, firm or corporation shall engage in the business of an operator of a pinball machine as herein-after defined without first having obtained a license therefor.

Section 2: Terms Defined. The following terms as used in this Article are hereby defined as follows:

(a) Pinball Machines. The term pinball machines (hereafter also referred to as machine), is hereby defined to be any pinball or pin table machine, or marble machine, or any other similar type of game or machine or table in which any ball, sphere, missile, arm, crane, appliance, rod or plunger is struck, released, impelled, controlled or manipulated directly or indirectly for the purpose of amusement or skill and in which a test of skill is involved, and for the playing of which a fee is charged.

(b) Operator. The term operator is hereby defined to be any person, firm, corporation, partnership or association who sets up for operation by another, or leases or distributes for the purpose of operation by another, any pinball machine as herein defined, whether such setting up for operation, leasing or distributing be for a fixed charge or rental, or on the basis of a division of the income derived from such pinball machine, or otherwise.

(c) Proprietor. A proprietor is hereby defined to be any person, firm, corporation, partnership, association or club who is the owner, lessee or proprietor of any establishment in or at which such pinball machine is placed for use or play, or on exhibition for the purpose of use or play.

Section 3: Operator's License Fee. The license fee for each operator shall be fifty dollars per year, payable annually, in advance. No license shall be issued for less than one year. In no case shall any portion of said license fee be repaid to the licensee.

Section 4: Proprietor's License Fee. The license fee for each proprietor, as herein defined, shall be ten dollars per year for each machine used or played, or exhibited for use or play, payable annually, in advance. No license shall be issued for less than one year. In no case shall any portion of said license fee be repaid to the licensee.

Section 5: Application for License - License Non-Transferable. Application for license hereunder shall be filed in writing with the Village Clerk and shall specify: (1) The name and address of the applicant and, if a firm, corporation, partnership or association, the principal officers thereof and their addresses; (2) whether the applicant is a citizen of the United States; (3) the place where the business of the applicant is to be carried on; (4) the name of the manufacturer of the machine and the type of machine, and, if the applicant is a proprietor,

the number of machines to be used.

Said application shall then be referred to the License Committee of the Board of Trustees for investigation of the character of the applicant, the premises in which it is proposed to carry on the business of the applicant, and the type of machine to be used, said License Committee to report to the President of the Board of Trustees of said Village, by whom the license shall be issued. All license fees shall be paid over by the Village Clerk to the Village Treasurer. The license shall be posted in a conspicuous place in the establishment of the licensee. Such license shall be non-assignable and non-transferable, and in the case of a proprietor shall apply only to the premises for which such license is issued. No license shall be issued to a person who is not a citizen of the United States, nor to a person who has not been a legal resident of the Village of Hopkins Park for at least three years.

Section 6: Number Tags for each Machine to be Issued and Kept Affixed to Machine - Evidence of Ownership to be Filed with Clerk. The Village Clerk shall issue to each proprietor licensed hereunder number tags for each machine, the same to be firmly affixed to such machine in a conspicuous place, and such tags shall not be transferred to any other machine. Any proprietor who owns a machine at the time this Article becomes effective shall file with the Village Clerk evidence of such ownership prior to the issuance of a license; and any proprietor purchasing a machine or machines after the effective date of this Article shall file with the Village Clerk evidence of ownership thereof within forty-eight hours after such purchase.

Section 7: Persons under Eighteen Years of Age Not Permitted to Play. No proprietor shall permit any person under the age of eighteen years to operate, use or play any such machine.

Section 8: Machines to be Kept in Plain View - Gambling Devices Prohibited. All such machines shall at all times be kept and placed in plain view of all persons who may be in or frequent any place of business or other place where such machines are kept or used.

Nothing in this Article shall be construed to authorize, permit or license any slot machine or any gambling device of any kind or nature whatsoever which is prohibited by the Ordinances of the Village of Hopkins Park, Illinois, or by the laws of the State of Illinois.

Section 9: Revocation of License. The President of the Board of Trustees shall have the right to revoke any license issued hereunder for the violation of any of the provisions of this Article.

Section 10: Penalty. Any person, firm or corporation violating this Article, or any of the provisions hereof, shall be fined in a sum not less than ten dollars nor more than two hundred dollars for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

✓ ARTICLE III. DEALERS IN INTOXICATING LIQUORS

Section 1: License Required. It shall be unlawful to sell or offer for sale at retail in the village any alcoholic liquor without having a license permitting the sale or offering for sale issued by the authority of the Village of Hopkins Park.

Section 2: Definitions. Unless the context otherwise requires, the following terms as used in this Article shall be construed according to the definitions given as follows:

Alcoholic liquor - any spirits, wine, beer, ale or other liquid containing more than one-half of one percent of alcohol by volume, which is fit for beverage purposes.

Retail sale - the sale for use or consumption, and not for resale.

✓ Section 3: Applications. Applications for a license to sell or offer for sale at retail in the village shall be accompanied by a copy of the lease covering the term of the license and shall be made to the President of the Board of Trustees in writing at least thirty days prior to the issuance of the license, signed by the applicant, if an individual, or by a duly authorized agent thereof, if a club or corporation, verified by oath or affidavit, and containing the following information and statements:

(a) The name, age and address of the applicant in the case of an individual; in the case of a co-partnership, the persons entitled to share in the profits thereof, and in the case of a corporation, for profit, or a club, the date of incorporation, the objects for which it was organized, the names and addresses of the officers and directors, and if a majority in interest of the stock of such corporation is owned by one person or his nominees, the name and address of such person;

(b) The citizenship of the applicant, his place of birth and if a naturalized citizen, the time and place of his naturalization;

(c) The character of business of the applicant, and in case of a corporation, the objects for which it was formed;

(d) The length of time that said applicant has been in business of that character, or in the case of a corporation, the date on which its charter was issued;

(e) The location and description of the premises or place of business which is to be operated under such license.

(f) A statement whether applicant has made similar application for a similar other license on premises other than described in the application, and the disposition of such application;

(g) A statement that applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this Article, laws of this State, or the Ordinances of the Village of Hopkins Park;

(h) Whether a previous license by any state or subdivision thereof, or by the federal government has been revoked, and the reasons therefor.

(i) A statement that the applicant will not violate any of the laws of the State of Illinois or of the United States, or any ordinance of the Village of Hopkins Park in the conduct of his place of business.

Section 4: Restriction on Licenses. No such license shall be issued to:

- (a) A person who is not a resident of the Village of Hopkins Park;
- (b) A person who is not of good character and reputation in the community in which he resides;
- (c) A person who is not a citizen of the United States;
- (d) A person who has been convicted of a felony under the laws of the State of Illinois;
- (e) A person who has been convicted of being the keeper or is keeping a house of ill fame;
- (f) A person who has been convicted of pandering or other crime or misdemeanor opposed to decency and morality;
- (g) A person whose license issued under this article has been revoked for cause;
- (h) A person who at the time of application for renewal of any license issued hereunder would not be eligible for such license upon a first application;
- (i) A co-partnership, unless all of the members of such co-partnership shall be qualified to obtain a license;
- (j) A corporation, if any officer, manager or director thereof, or any stockholder or stockholders owning in the aggregate more than 5% of the stock of such corporation, would not be eligible to receive a license hereunder for any reason other than citizenship and residence within the political subdivision;
- (k) A person whose place of business is conducted by a manager or agent unless said manager or agent possesses the same qualifications required of the licensee;
- (l) A person who has been convicted of a violation of any Federal or State law concerning the manufacture, possession or sale of alcoholic liquor, subsequent to the passage of this article, or shall have forfeited his bond to appear in Court to answer charges for any such violation;
- (m) A person who does not own the premises for which a license is sought, or does not have a lease thereon for the full period for which the license is to be issued;
- (n) Any law enforcing public official, any President of the Village of Hopkins Park Board of Trustees, any member of a Village of Hopkins Park Board of Trustees, or any president or member of a county board; and no such official shall be interested in any way, either directly or indirectly, in the manufacture, sale or distribution of alcoholic liquor;
- (o) Any person, association or corporation not eligible for a State Retail Liquor Dealer's License.

Section 5: Termination. Any license granted hereunder shall be terminated at such time as the resident's requirements of this article are no longer met. The termination of such license shall be made by the President, by informing said licensee that said license has been terminated by sending a registered letter or posting a notice on the front door of the store or building wherein such license permitted the sale or offering for sale of alcoholic beverages at retail.

Section 6: Term - Pro-Rating Fee. Each such license shall terminate on the 30th day of April next following its issuance. The fee to be paid shall be reduced in proportion to the full calendar months which have expired in the year prior to the issuance of the license.

Section 7: Fees. Such licenses shall be, and are hereby divided into two classes, to wit:

(1) Class A licenses, which shall authorize the retail sale on the premises specified of alcoholic liquor for consumption on the premises as well as other retail sales of such liquor. The annual fee for such license shall be \$500.00 payable as hereafter provided.

(2) Class B licenses, which shall authorize the retail sale on the premises specified of alcoholic liquor for consumption off the premises, only if said sales be in conjunction with the retail business of a grocery store or supermarket dealing in the main food stuffs. The annual fee for such license shall be \$500.00, and said full amount of \$500.00 shall be submitted with the application.

Licenses issued under the terms of this article shall authorize the retail sale on the premises specified of alcoholic liquor for consumption on the premises as well as other retail sales of such liquor. The annual fee for such license shall be \$500.00, one-half of which amount, or the sum of \$250.00 shall be payable on the 30th day of April each year when the licenses are issued, and one-half of said amount, or the sum of \$250.00 shall be payable on the 30th day of October each year. If an application for such license shall be made between the 30th day of April and the 30th day of October of any year, then such application shall be accompanied by \$250.00 for such six month period, or any part thereof. If an application for such license shall be made between the 1st day of November and the 30th day of April of any year, then such application shall be accompanied by \$250.00 for such six month period, or any part thereof.

✓ Section 8: Disposition of Fees. All such fees shall be paid to the President at the time application is made, and shall be forthwith turned over to the Treasurer. In the event the license applied for is denied, the fee shall be returned to the applicant; if the license is granted, then the fee shall be deposited in the general corporate fund or in such other fund as shall have been designated by the Board of Trustees, by proper action.

Section 9: Consumption on Premises. It shall be unlawful for anyone not having a Class A license to sell or offer for sale any alcoholic liquor for consumption on the premises where sold, or to permit the same to be consumed on the premises where sold.

Section 10: Number of Licenses. There shall be issued in the Village of Hopkins Park no more than two (2) Class A licenses and one (1) Class B license to be in effect at any time.

✓ Section 11: List. The President shall keep or cause to be kept a complete record of all such licenses issued by him.

Section 12: Transfer of License. A license shall be purely a personal privilege, good for not to exceed one year after issuance unless sooner revoked as in this article provided, and shall not constitute property, nor shall it be subject to attachment, garnishment or execution, nor shall it be alienable or transferable, voluntarily or involuntarily, or subject to being encumbered or hypothecated. Such license shall not descend by the laws of testate or intestate devolution, but it shall cease upon the death of the licensee, provided that executors or administrators of the estate of any deceased licensee, and the trustee of any insolvent or bankrupt licensee, when such estate consists in part of alcoholic liquor, may continue the business of the sale of alcoholic liquor under order of the appropriate court, and may exercise the privileges of the deceased or insolvent or bankrupt licensee after the death of such decedent, or such insolvency or bankruptcy until the expiration of such license but not longer than six months after the death, bankruptcy or insolvency of such licensee, or to the end of the licensed year whichever is the shorter.

Section 13: Renewal of License. Any licensee may renew his license at the expiration thereof, provided he is then qualified to receive a license and the premises for which such renewal license is sought are suitable for such purpose; and provided further, that the renewal privilege herein provided for shall not be construed as a vested right which shall in any case prevent the Board of Trustees and President from decreasing the number of licenses to be issued within his or their jurisdiction.

Section 14: No Refund on Transfer. If any person, firm, partnership or corporation holding a license under this article sells, transfers, assigns or discontinues his business during the licensed year then he shall not receive any refund from the Village for any unused portion of such license and the new owner or transferee shall make application as provided for herein and shall submit with said application the sum necessary for a license as provided for herein to the end of the licensed year.

Section 15: Change of Location. A retail liquor dealer's license shall permit the sale of alcoholic liquor only in the premises described in the application and license. Such location may be changed only upon the written permit to make such change issued by the President. No change of location shall be permitted unless the proposed new location is a proper one for the retail sale of alcoholic liquor under the law of this State and the ordinances of the Village.

Section 16: Sale Hours. Retail sales of alcoholic liquor as provided for herein shall be made only during the following hours: Sunday Twelve (12) midnight to Two (2) A.M.; Eleven (11) A.M. to Twelve (12) midnight; Weekdays 7:00 A.M. to One (1) A.M.

Section 17: Revocation - Suspension. The President may suspend or revoke any license to sell alcoholic beverages at retail for any violation of any provision of this article or for the violation of any State law pertaining to the sale of alcoholic liquor, as provided by law.

Section 18: Penalty. A violation of any of the provisions of this article shall be punishable by a fine of not less than \$25.00 nor more than \$200.00 in the case of a first offense, and by a fine of not less than \$50.00 nor more than \$200.00 for each and every subsequent offense.

ARTICLE IV. PEDDLERS

Section 1: License Required. It shall be unlawful for any person, firm or corporation to engage in the business of hock or peddler of any merchandise, article or things without first securing a license therefor, provided that no license shall be issued, and it shall be unlawful to peddle any candy, ice cream, confection or any food or beverage for human consumption, from any motor vehicle or any vehicle or cart of any kind, on a public street or sidewalk in the village.

Section 2: Definition. Peddle shall mean the selling, bartering or exchanging or the offering for sale, barter or exchange of any tangible personal property upon or along the streets, highways or public places of the Village or from house to house, whether at one place thereon or from place to place, from any wagon, truck, pushcart or other vehicle or from movable receptacles of any kind, but shall not include, the delivery of any item previously ordered or the sale of items along delivery routes where the purchaser has previously requested the seller to stop and exhibit his items. Nor shall peddle be taken to include the solicitation of orders by sample where the goods are not delivered at the time the order is taken.

Section 3: Penalties. Any person, firm or corporation who is adjudged guilty of violating the provisions of this article shall be fined not less than \$10.00 nor more than \$200.00 for each offense and each day that this offense continues shall constitute a separate offense hereunder.

ARTICLE V. FOREIGN FIRE INSURANCE COMPANIES

Section 1: License Required. It shall be unlawful for any corporation or association not incorporated under the laws of the State of Illinois to engage in effecting fire insurance in the Village or to transact any business of fire insurance in the Village without fully complying with the provisions of this article.

Section 2: Fees. Any such corporation or association shall pay to the Treasurer of the Village for the maintenance, use and benefit of the Fire Department, a sum of money equal to two per cent of the gross receipts each year received from premiums by any and all agents of any such corporation or association or received as premiums in any way for fire insurance policies on any property in the Village. Such payments shall be made for the year ending the first of July of each year.

Section 3: Reports. Every person acting as representative for or on behalf of any such company or association shall, on or before the fifteenth day of July of each year, render to the Village Treasurer a full, true and just account, verified by oath, of all premiums which have been

received by him on behalf of the company or association during the year ending the preceding July first on such fire insurance policies.

Section 4: Time of Payment. All payments under the provisions of this article shall be made on or before the fifteenth day of July following the termination of the year for which such payments are made.

ARTICLE VI. TAXICABS

Section 1: License Required. No person, firm or corporation shall carry any other person in a vehicle known as a taxicab within the village limits on a trip beginning within the village limits unless a license authorizing the operation of a vehicle known as a taxicab has been first obtained.

Section 2: Application - Fee. Applications for taxicab licenses as required by Section 1 shall be made in writing to the Clerk. The fee for each license shall be \$25.00 for the first taxicab covered by such license and \$1.00 for each additional taxicab covered thereby. The period covered by the license shall commence on May 1 of each year and terminate on April 30 of the next succeeding year. No license shall be transferred or transferable.

Section 3: Charges. No person, firm or corporation shall charge or require payment by a passenger prior to the time the passenger first enters the taxicab or subsequent to the time such passenger leaves the taxicab at the end of the trip.

Section 4: Penalty. Any person, firm or corporation violating any provision of this article shall be fined not less than \$1.00 nor more than \$200.00 for each offense.

ARTICLE VII. BUSES

Section 1: License Required. No person, firm or corporation shall operate, maintain or conduct the business of operating a bus for the carrying of passengers for fare over and upon the streets of the village without having first obtained a license therefor.

Section 2: Application - Fee. Applications for a license to carry passengers for fare by bus in the village shall be made in writing to the Clerk, and the fee therefor shall be as follows:

(a) The sum of \$150.00 per annum, or fraction thereof, commencing the first day of May of each year and ending on the 30th day of April in the next succeeding year.

(b) The sum of \$10.00 per year, or fraction thereof, commencing on the first day of May of each year and terminating on the 30th day of April of the next succeeding year where the licensee makes regular stops in the village for the purpose of picking up and letting off passengers from the bus.

Section 3: Penalty. Any person, firm or corporation violating any provision of this article shall be fined not less than \$1.00 nor more than \$200.00 for each offense, and each day shall constitute and be a separate

offense for every day on which a violation shall continue.

ARTICLE VIII. SCAVENGERS

Section 1: License Required. No person, firm or coporation shall engage in the business of scavenger, or the collection or disposal of refuse or garbage, including animal, human or vegetable refuse, or offal, other than collecting such from commercial establishments only, without first having secured a license therefor.

Section 2: Application. Application for such license shall be made to the Clerk, and shall be referred by him to the Board of Trustees; no such license shall be issued except on order of the Board of Trustees. No more than one such license shall be in force at any time in the village.

Section 3: Vehicles. Any vehicle used by such scavenger in his business shall be water tight, and equipped with covers for such portions as are used for the transportation of refuse. It shall be unlawful for any such vehicle to be driven on or through any street in the village during a Sunday.

Section 4: Disposal. It shall be unlawful for any scavenger to dispose of or store any refuse in any place within the village limits, or within two miles thereof, excepting with the permission of the Board of Trustees.

Section 5: Bond. No scavenger license shall be issued unless the applicant therefor shall first file a performance bond with sureties to be approved by the Board of Trustees in the sum of \$1,000.00 with the village as beneficiary, conditioned upon the licensee continuing to properly operate the business of scavenger for the period covered by the license on the following terms:

(a) The licensee will have at least one vehicle in operation in collecting garbage.

(b) That licensee will collect garbage or refuse from each and every resident of the village requesting such service, provided that such resident or residents pay the established fee within thirty (30) days from date of billing for service rendered, except that licensee shall not be required to collect garbage recently burned if such burning be indicated by live embers, coals, or smoke, or similar indications or evidence.

(c) That collection will be made of all garbage and refuse properly placed in suitable containers of thirty (30) gallon or less capacity, which container or containers must be placed by such resident in the alley, but if there is no alley abutting the property of such resident, then at the curb or curb line of such property, provided that such resident shall not be delinquent in payment as hereinbefore provided.

(d) That collection of such garbage or refuse shall be made between the hours of 7:00 A.M. and 6:00 P.M. of the day or days of the week selected by said licensee, provided that one such day or days of the week is or are selected, said licensee shall regularly make his collection on such day or days, and in the event such days selected fall on a legal holiday, then such collection shall be made on the day following said holiday.

(e) That the term garbage or refuse does not include such materials as concrete, trees, brush, bricks, sand, dirt, building materials, lumber

CHAPTER 13. TRAFFIC AND PARKING

ARTICLE I. SCHOOL CROSSINGS

Section 1: Definition. A school crossing signal is a permanently mounted electrically operated signal device equipped with two-way, two-color (red and yellow) signal heads, together with a diamond shaped signal faced sign reading "School Crossing", by which at predetermined times and when actuated by push button, traffic is directed to stop so as to permit school children to cross the street or highway safely.

Section 2: Duty of Motorist. Whenever the red lense of a school crossing signal is illuminated by rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection or at a limit line when marked or, if none, then before entering the intersection, and pedestrians within or entering the crosswalk at either edge of the roadway shall have the right-of-way over vehicles so stopped. Drivers of vehicles having so yielded the right-of-way to pedestrians entering or within the nearest crosswalk at an intersection may proceed, but shall also yield the right-of-way to pedestrians within any other crosswalk at the intersection. If in the event a school crossing signal is erected and maintained at a place other than an intersection, the provisions of this section shall also be applicable.

Section 3: Penalty. Any person who violates Section 2 of this Article shall be fined not less than \$1.00 nor more than \$200.00 for each offense.

ARTICLE II. REGULATIONS

✓ Section 1: No Transport. That no person shall transport, carry, possess, or have any alcoholic liquor in, or upon, or about any motor vehicle except in the original package and with the seal unbroken.

Section 2: Penalty. Any person, firm or corporation who violates this Article shall be fined not less than \$5.00 and not more than \$500.00 for each and every offense.

ARTICLE III. PARKING

Section 1: Authorization. That when the corporate authorities of the Village of Hopkins Park find that the width of a street, under normal traffic conditions or other physical conditions connected with or effecting any street are such as to require it for public safety purposes or to avoid impeding the free flow of traffic, that may be resolved, or other action duly entered upon in the minutes of their proceedings, designating either side, or both sides, or any part of any public street, if an area or areas where the parking of vehicles shall be prohibited, or restricted, either at all times, on certain days or between certain hours of certain days, or of every day, as they may stipulate to be erected and maintained giving notice thereof.

Section 2: Violation. That no person shall park a vehicle in violation of any such prohibition or restriction when public notice thereof shall be duly indicated by official sign or signs executed in the aforesaid. Provided that nothing herein shall be construed in prohibiting a vehicle from

standing in an area prohibited or restricted pursuant to the provision of Section 1 of this Article for such period of time as is necessary for the reason of expeditious loading or unloading passengers providing such loading or unloading shall not consume more than three (3) minutes, nor to prohibit or restrict any commercial vehicle from standing in any such area for such period of time as is necessary for reasonable expeditious loading, unloading and delivery, or pickup of goods, merchandise, articles of materials, provided such loading, unloading and delivery or pickup shall not consume more than 30 minutes. Neither shall any such prohibition or restriction be construed to apply to any ambulance, police, utility or emergency vehicle while the operator thereof is engaged in the necessary performance of emergency or police duties, nor shall it be construed to prohibit any vehicle from being brought to a stop to avoid collision or standing in compliance with the order of any public officer or the direction of any traffic control signal.

Section 3: Parking Prohibited after Snowfall. After a snow storm it shall be unlawful for any person to park a motor vehicle on any public street, or to permit a motor vehicle which has been parked to remain on any public street in the village at any time within twelve (12) hours after a snowfall of three (3) or more inches has occurred, or where snow drifts in excess of six (6) inches in depth have accumulated, unless the snow has been plowed off or otherwise removed from the street.

Section 4: Penalty. Any person, firm or corporation violating any provision of this Article shall be fined not less than \$1.00 nor more than \$50.00 for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

CHAPTER 14. HEALTH

ARTICLE I. CONTAGIOUS DISEASES

Section 1: Report Required. Every physician called in to care for or treat a person afflicted with a contagious disease or any epidemic disease shall make a report of the same within twenty-four hours of such call to the Board of Health. In case no physician is in attendance, it shall be the duty of the person in charge or having the care of such person to make a report within twenty-four hours from the time the disease is recognized.

Section 2: Quarantine. The Board of Health shall have charge of the enforcement of all the quarantine rules. They shall have the power and the authority to place or have placed any premises within which a contagious or epidemic disease occurs under quarantine, and they shall determine the time when the quarantine ends.

Section 3: Fumigation. Premises which have been quarantined in accordance with the terms of the preceding section shall be thoroughly fumigated or otherwise freed from all risk of contagious disease under the direction

of the Board of Health before the quarantine shall end.

Section 4: Spreading Contagion. It shall be unlawful for any person to spread, wilfully or carelessly, any contagious disease or to so cause the spread of the same.

Section 5: Deliveries to Quarantined Premises. No person engaged in the delivery of food or drink intended for human consumption shall enter any premises which are quarantined because of the existence of a contagious or epidemic disease. No containers or bottles shall be removed from any such premises until the termination of the quarantine, and no such container which has been left at such premises during the quarantine shall be placed in use for carrying food or drink until it has been thoroughly sterilized.

Section 6: Penalty. Any person, firm or corporation violating any provision of this article or violating any of the reasonable rules of the Board of Health with regard to quarantined premises, or disturbing or disregarding any notice of quarantine placed by or under the direction of the Board of Health shall be fined not less than \$1.00 nor more than \$100.00 for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

ARTICLE II. GARBAGE AND REFUSE

Section 1: Receptacle Required. It shall be the duty of every owner or his agent or occupant of any house, building, flat or apartment, or tenement in the village where people reside, board or lodge, or where animal or vegetable matter is prepared or served, and at all times to maintain in good order, and repair a covered receptacle adequate to make the contents inaccessible to dogs and other animals and to prevent the breeding of flies.

Section 2: Deposit in Streets. No garbage or any refuse of any kind shall be deposited in any street, alley or public way, except for purposes of removal by a disposal company or scavenger.

Section 3: Penalty. Any person, firm or corporation violating any of the provisions of this article shall be fined not less than \$2.00 nor more than \$25.00 for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

ARTICLE III. FOOD DEALERS

Section 1: Definitions. The term "food dealer" as used in this article shall be construed to mean and include every person, firm or corporation engaged in conducting or operating any business for the storage, handling, preparation or sale of food or drink intended for human consumption.

Section 2: License Required. It shall be unlawful for any food dealer to engage in or do business in the village without having first secured a license therefor. Applications for such licenses shall be made in compliance with the general provisions of this code relating thereto and shall state the kind of food intended to be sold or handled. The annual fee for such license shall be \$1.00.

Section 3: Revocation of License. Any food dealer's license may be revoked by the President for repeated violation of the provisions of this article, or for any violation of any other ordinance provision relating to the conduct of the business, the condition of the premises, the article sold, or to the license required.

Section 4: Unwholesome Food. No persons, firm or corporation shall offer for sale or keep for the purpose of selling or offering for sale, any food of any kind intended for human consumption which is spoiled or tainted or is unwholesome and unfit for human consumption for any reason.

All tainted or unwholesome food intended for human consumption may be condemned by the Board of Health, and shall thereupon be seized and destroyed by the health inspector or any policeman.

Section 5: Adulterations. It shall be unlawful to sell, offer for sale, or keep for such purpose, any food or drink intended for human consumption which has been adulterated by any material harmful in any way, or which does not comply with the statutes governing the same.

Section 6: Sanitary Regulations. Premises used for the sale or storage of food intended for human consumption must be kept in a clean and sanitary condition. It shall be unlawful to permit any accumulation of refuse or waste of any kind to remain thereon for more than twenty-four hours, and it shall be unlawful to permit any decaying animal or plant material to remain on such premises.

Section 7: Application for License. All applications for a license to conduct a business connected with the storage, handling, sale or preparation of food or drink intended for human consumption shall be referred to the health officer, who shall make or cause to be made an investigation of the premises to be used, and report his finding thereon, recommending or advising against the issuance of the license.

Section 8: Flies and Vermin. Premises used for the storage, preparation or sale of food intended for human consumption shall be kept free from flies and vermin and rodents.

Section 9: Employees. All persons engaged in handling or coming in contact with food intended for sale for human consumption shall keep themselves clean, both as to person and clothing.

It shall be unlawful for any person who is afflicted with, or a carrier of, any infection or contagious disease to handle or be engaged in the care or preparation of any such food; and it shall be unlawful to permit any such person to be employed in or about any premises where food is stored, prepared or sold, or to deliver any such food.

Section 10: Beverages - as Food. The term "food" as used in this article shall be construed to include beverages.

Section 11: Penalty. Any person, firm or corporation violating any provision of this article shall be fined not less than \$5.00 nor more than \$200.00 for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

ARTICLE IV. OTHER HEALTH REQUIREMENTS

Section 1: Unwholesome Food. It shall be unlawful to sell or offer for sale any unwholesome or polluted food or drink of any kind in the village.

Section 2: Sanitary Regulations. All premises used in the sale of food or drink intended for human consumption shall be kept in a clean and sanitary condition. It shall be unlawful to permit any person who is afflicted with a contagious disease to handle any food or drink intended for human consumption.

Section 3: Water Sources. It shall be unlawful and a nuisance for any person, firm or corporation to obstruct or pollute any water course or source of water supply in the village.

Section 4: Pools. Any stagnant pool of water in the village is hereby declared to be a nuisance. It shall be unlawful for any person, firm or corporation to permit any such nuisance to remain or exist on any property under his or its control.

Section 5: Refuse. It shall be unlawful for any person, firm or corporation to deposit anywhere in the village any uncovered piles of refuse, garbage, offal or carcasses of dead animals. Such refuse must be buried at least two feet below the surface of the ground or burned in properly constructed incinerators or other properly disposed of elsewhere. Any uncovered pile of refuse is hereby declared to be a nuisance.

Section 6: Cemeteries. It shall be unlawful for any person, firm or corporation to establish a cemetery or to bury any person within the village limits, or within three-quarters of a mile thereof except in an established cemetery.

Section 7: Premises. It shall be unlawful to permit any building, structure or place, to remain in such a condition as to be dangerous to the public health in any way. Any such structure, building or premise is hereby declared to be a nuisance.

Section 8: Acts. It shall be unlawful to commit or do any act which endangers the public health or results in annoyance or discomfort to the public.

Section 9: Drinking Cups. It shall be unlawful to maintain any common drinking cup or cups, dipper or other similar utensil, for the use of more than one person in any public hall, theater, store or other place frequented by the public.

Section 10: Serving Food. Utensils for personal use in all places serving food or drink to the public shall be thoroughly cleaned and sterilized after each such usage.

Section 11: Nuisance - Abatement. It shall be unlawful for any person, firm or corporation to permit or maintain the existence of any nuisance on any property under his, her or its control. The Chief of Police, Health Officer and the Board of Health are each hereby authorized to abate any such nuisance existing in the village, whether such nuisance is speci-

fically recognized by ordinance or not.

Section 12: Penalty. Any person, firm or corporation violating any of the provisions of this article shall be fined not less than \$1.00 nor more than \$100.00 for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or is permitted to continue.

CHAPTER 15. STRUCTURES

ARTICLE I. BUILDINGS

Section 1: General Prohibition. It is unlawful to erect or construct any building or a structure whatsoever to add to, enlarge, improve, alter, convert, extend or demolish any building or structure or cause the same to be done without first obtaining a building permit therefore from the building inspector of the Village of Hopkins Park, and to erect or construct any building or structure whatsoever, to add to, enlarge, improve, alter, convert or extend any building or structure or cause the same to be done except in accordance with the rules and regulations provided in Section 201 through 208, including each and every subsection and paragraph thereof, inclusive; Section 301 through Section 315, including each and every subsection and paragraph thereof, inclusive; Section 317 and each and every subsection and paragraph thereof; Section 319 and each and every subsection and paragraph thereof; Section 320 and each and every subsection and paragraph thereof, together with Appendix A of the Kankakee County, Illinois, Building Ordinances as amended, published by the authority of the Board of Supervisors of Kankakee County on June 1, 1959, revised December 1, 1960, except that wherever the words building officer are used therein, it shall mean building inspector herein. The Village Clerk shall excise or cross out all parts of said Kankakee County Building Ordinance except those sections referred to hereinbefore on three or more copies of said Kankakee County Building Ordinance filed in the Office of the Village Clerk.

Section 2: Building Inspector - Office Created. There is hereby created the office of building inspector, the duties of said office to be performed by him. He shall be the inspector of buildings. It shall be the duty of said building inspector to enforce all ordinances relating to the erection, construction, alteration, repair, removal of the safety of buildings, and inspect all sewer and/or water connections. The fees and/or salary of the building inspector shall be in such amount and/or in such manner as shall be set by the President and Board of Trustees.

Section 3: New and Altered Buildings. No person, firm or corporation shall in the Village of Hopkins Park, Illinois, erect any new building to be used for occupancy as a dwelling, either for himself or for others or shall convert or alter any building to be used for occupancy as a dwelling either for himself or for others unless the cost of said building so being built or so being converted or altered is at least the amount of \$9,000.00.

Section 4: Plumbing. All plumbing shall be considered an alteration as provided in this article, and shall be subject to any and all rules and regulations set forth by the buiding inspector.

Section 5: Precautions in Behalf of Public Safety. It shall be the duty of the building inspector, when any citizen represents that ashes or combustible materials are kept in any place in the village in an unsafe manner, or that doors, stairway, corridors, exits or fire escapes in any factory, workshop or other public places are insufficient for the escape of employees or persons in case of fire, panic or accident, or do not comply with the provisions of law, or that any part of any building in the village is in an unsafe or dangerous condition, to make or cause to be made an examination of such places or buildings and shall have access for such purposes and if such representations are found to be true, said inspector shall give notice in writing to the owner, occupant or persons in possession of such building to make such changes, alterations or repairs as public safety or the ordinances of the village may require. The President and Board of Trustees of the Village of Hopkins Park shall have full power to pass upon any question arising under the provisions of this article.

Section 6: Dangerous Buildings. Any building, wall or structure which is unsafe or dangerous to occupants or passersby, or to adjoining buildings, or which is unsafe or dangerous for the purpose for which it is used; or is in danger of being set on fire from any defect in its construction; or is especially dangerous in case of fire by reason of bad condition of walls or lack of sufficient stairways and means of egress in case of fire; or from over loaded floors, defective construction or other cause, is hereby declared a nuisance. Whenever it shall come to the knowledge of the Building Inspector, or complaint shall be made to him by two citizens that any buildings, walls or structure in said village is in condition described in this section, said official shall forthwith notify in writing the owner, agent or person in possession of such building or structure to put in effect such precautionary measures as may be necessary or advisable in order to place such building or structure or part thereof in a safe condition; or to tear down and remove the building or part thereof if conditions are such as not to warrant the expenditure thereon of a sufficient amount of money to place the building in a good and safe condition. Such notice shall state briefly the nature of the work required to be done and said Inspector shall specify in such notice a time in which the work required to be done shall be completed by the person notified, such time to be fixed by said Inspector upon taking into consideration the condition of the building or structure or part thereof and the danger to life or property which may result from its unsafe condition. If the owner, agent or person in possession of such building or structure, or part thereof when so notified shall fail, neglect or refuse to place such building or structure in a safe condition; and to adopt such precautionary measures as have been specified by the said Inspector within the time of such notice; or to remove the building if so directed; in such case at the expiration of such time,

it shall be the duty of said Inspector to proceed forthwith to remove such building or to proceed against the owner or agent as provided in Section 2 of this article. If the Inspector shall be unable to find the owner of such building or any agent or person in control thereof, upon whom notice may be served, he shall cause to be placed the notice herein provided for upon such building at or near its principal entrance and if, at the expiration of the time specified for the completion of the work to be done if the terms of such notice shall not have been complied with, it shall be the duty of the Inspector to proceed against the owner or agent as provided herein.

Section 7: May Stop Construction and Wrecking of Buildings. Said Inspector shall have power to stop the construction of any building or the making of any alterations or repairs of any buildings within said village when the same is being done in a reckless or careless manner or in violation of this article. The Inspector shall have power to stop the wrecking or tearing down of any building or structure within said village when same is being done in a manner to endanger life or property and to order any and all persons engaged in said work to stop and desist therefrom. When such work has been stopped by the order of said Inspector, it shall not be resumed until said Inspector shall be satisfied that adequate precautions have been taken for the protection of life and property and that the work will be done in conformity with the Ordinances of the Village.

Section 8: Arbitration. In case where discretionary power to estimate damage to buildings is given the Building Inspector as also in questions relating to the security or insecurity of any building or parts thereof and in all cases where discretionary powers are by Ordinance, given to the Building Inspector, an appeal to arbitration shall be allowed to persons believing themselves injured or wronged by the decisions of the Building Inspector. Any person wishing to make such appeal shall do so within five days after written notice of the decision or order of the Building Inspector has been given him. An appeal made later shall not entitle the appellant to an arbitration. The request for arbitration shall be in writing and shall state the object of the proposed arbitration and the name of the person who is to represent the persons as arbitrator.

Section 9: Appeal. The Building Inspector shall immediately notify the President and Board of Trustees of said village, upon receiving notice of appeal for arbitration; and the said President and Board of Trustees of said village shall appoint an arbitrator to represent the village; and the two arbitrators shall appoint a third; and the decision of any two of the three shall be final and binding upon the appellant as well as upon the village. The arbitrators shall be placed under oath and shall have the power to call witnesses and place them under oath, and their decisions or awards shall be rendered in writing both to the President and Board of Trustees of said village and to the appellant.

Section 10: In Urgent Cases - Inspector's Power Final. Whenever the decision of the Building Inspector upon the safety of any building is made in

a case so urgent that failure to carry out his orders to demolish or strengthen such building or part thereof may endanger life and limb, the decision and order of the Building Inspector shall be absolute and final. Whenever any owner, agent or occupant shall neglect or refuse to comply with any order made under the provisions of the preceding sections, within the time specified in such order, he shall be subject to a fine of not less than \$10.00 or more than \$200.00 for each and every day such violation of any such order shall continue after the expiration of the time specified in such order.

Section 11: Certificates - Notices. Before proceeding with the erection, enlargement, alteration or repair of any building within the corporate limits of the Village of Hopkins Park, an application shall be first obtained from the Building Inspector on a blank form to be furnished for that purpose. Every such application for a permit shall describe the land upon which the proposed building or work is to be done by some description that will readily identify and definitely locate the proposed building or work; shall show the proposed use or occupancy of all parts of the building and such other information as the Building Inspector may require.

Section 12: Accounts or Fees Paid. All fees shall be paid to the Building Inspector upon the issuance of the necessary permits as herein provided. The Building Inspector shall keep in proper books for that purpose, an accurate account of fees paid over to him giving the name of the person paying the same, and the amount of each fee. The Building Inspector shall prepare and present to the President and Board of Trustees of said village a report each month showing the amount and type of work inspected.

Section 13: Building Inspector. Said Building Inspector shall be appointed by the President of the Board of Trustees of said Village of Hopkins Park by and with the consent of the Board of Trustees of said village. The Building Inspector shall inspect and examine all plans for buildings and repairs, and shall inspect all sewer and/or water connections.

Section 14: Duties. The duties of the Building Inspector shall consist of issuing permits, collecting fees, making all inspections for buildings, altering, repairing, sewer and/or water connections, making open wall inspection for wiring, plumbing, etc., making final inspection including clean up, road repair, etc.

Section 15: Permits - When Required. Before proceeding with the erection, enlargement, alteration or repair of any building, making of sewer and/or water connections within the corporate limits of the Village of Hopkins Park, a permit shall first be obtained by the owner or his agent from the building inspector, and it shall be unlawful to proceed with the erection, enlargement, alteration, repair or removal of any building or any structural part thereof, or the making of sewer and/or water connections within the village unless such a permit shall have been obtained from said Building Inspector.

When such application for permit made by the owner or his agent has been

made with the Building Inspector, then such Building Inspector shall issue a permit after the payment of fees and shall place such application on file; provided that no permit shall be issued to any person, firm or corporation, to erect, construct, add to, enlarge, improve, alter, convert or extend any building or structure where the proposed use thereof is inconsistent with, contrary to, or violative of any ordinance of the Village of Hopkins Park or laws of the State of Illinois.

Section 16: Plans - Essentials of. No permits shall be granted or plans approved unless plans presented by an architect shall be signed and sealed by a licensed architect, as provided in "An Act to provide for the licensing of architects and regulating the practice of architecture as a profession in the State of Illinois," provided that nothing contained in this article shall be construed to prevent any person, mechanic or builder from making plans and specifications for, or supervising the erection, enlargement or alteration of any building that is to be constructed by or for himself. All such plans and drawings shall be drawn to a scale of not less than one-fourth of an inch to the foot on paper or cloth, in ink, or by some process that will not fade or obliterate, and shall be made explicit and complete, showing the lot lines and the entire sewerage and drain pipes and the location of all plumbing fixtures within the building.

Section 17: Plans - Alterations Upon Stamped Plans. It shall be unlawful to erase, alter or modify any lines, figures or coloring contained upon such drawings or specifications so certified by the building and grounds committee, unless supplemented plans are filed with them for reference.

Section 18: Fees - Amount of - When Payable. The Building Inspector shall collect the following fees before any building permit is granted. For each permit for the erection, construction, alteration or repairs for any building or structure, or for the sewer and/or water connections, the fees shall be as follows:

- (a) All repairs on buildings not exceeding \$100.00, a fee of \$1.00 shall be charged, but a building permit shall nevertheless be required.
- (b) All buildings exceeding \$100.00 and up to \$500.00, a fee of \$10.00 shall be charged. For each additional \$100.00 or fraction thereof, an additional fee of \$1.00 for each such \$100.00 or fraction thereof shall be added to the original fee.
- (c) All garages, one or two car type, to be used as storage for automobiles, a fee of \$5.00 shall be charged.
- (d) All utility buildings, such as tool sheds, storage sheds, and the like, a fee of \$5.00 shall be charged.
- (e) For single dwelling a fee of \$50.00 for the first \$9,000.00 cost shall be charged, and an additional \$5.00 shall be charged for each \$1,000.00 or fraction thereof over and above \$9,000.00.
For multiple dwelling a fee of \$50.00 plus \$10.00 for each additional unit for the first \$9,000.00 cost shall be charged, and an additional \$5.00 shall be charged for each \$1,000.00 or fraction thereof over and above \$9,000.00.
- (f) For all buildings to be used as commercial units including schools,

churches and the like, the following fees shall be charged:

\$100.00 for the first \$20,000.00

\$ 25.00 for the next \$50,000.00

\$15.00 for the next \$75,000.00

\$ 5.00 for each additional \$5,000.00 or fraction thereof

- (g) When any building is to be removed from one location to another, it shall be necessary to obtain a building permit and comply with the house-moving Ordinance now in effect.
- (h) No water or sewer permit shall be issued to any person, partnership, firm, association or corporation before the building for which a building permit is issued is approved, in accordance with the Ordinances of the Village of Hopkins Park, Illinois.
- (i) All charges for tap-in fees of sewer and/or water connections shall be made as set by the Ordinances of the Village of Hopkins Park, Illinois.
- (j) For all extra inspections necessitated by violation of any Ordinance of the Village of Hopkins Park, Illinois, a fee of \$5.00 shall be charged for each such extra inspection.

Section 19: Notice to Inspect: It shall be the duty of the owner or agent when building is in course of construction to notify the Building Inspector when building is or will be ready for lathing and the Inspector shall within three days of the time specified cause an inspection to be made, and if the construction is found to be in accordance with the requirement of this article, he shall issue a certificate to that effect.

Section 20: Sanitary Requirements. All water and sewer connections and all plumbing fixtures installed in buildings shall be constructed according to the Illinois State Plumbing Code.

Section 21: Sidewalks. The use of any part of the sidewalk for steps or for open areas is prohibited.

Section 22: Chimneys - Interior Framing Around. No joists or girders shall rest or be supported on walls of any chimney or flue, and the framing around same of all kinds shall so be constructed that in no case will any joists or timbers, etc., be placed nearer than one inch from the outside face of walls of flues.

Section 23: Flues. Whenever smoke flues six inches or less in diameter pass through a wood or a plastered stud partition they shall be surrounded by a ventilated thimble of metal or incombustible material. Where a smoke flue of greater diameter than six inches passes through a wood or plastered partition, it shall be surrounded by a body of brick, tile, porous terra cotta or other incombustible materials.

Section 24: Permit to be Invalid. No permit shall be valid unless work is commenced within six months from the date of its issue.

Section 25: Compliance with Sanitary Regulations. Any building being built, converted or altered as herein provided shall comply with all sanitary regu-

lations set forth by the Health Officer of the Village of Hopkins Park, Illinois.

Section 26: Suspension or Revocation of Permit. Any permit issued hereunder may be suspended or revoked by the President of the Village of Hopkins Park, Illinois, upon the recommendation of the Building Inspector or Health Officer for violation of any of the provisions of this article.

ARTICLE II. BUILDING OPERATIONS

Section 1: Use of Streets. The use of streets for the storage of materials in the process of construction or alteration of a building or structure may be granted where the same will not unduly interfere with traffic and will not reduce the usable width of the roadway to less than eighteen feet. No portion of the street other than that directly abutting on the premises on which work is being done shall be used excepting with the consent of the owner or occupant of the premises abutting on such portion. Any person seeking to make such use of the street shall file an application for a permit therefor with the Building Inspector, together with a bond with sureties to be approved by the Village Board to indemnify the Village for any loss or damage which may be incurred by such occupation.

Section 2: Night Operations. No construction or altering operations shall be carried on in the night time if the same are accompanied by loud noises.

Section 3: Sidewalks. No sidewalk shall be obstructed in the course of building construction or alteration without a special permit from the Building Inspector; and whenever removal of a sidewalk is required, in such work a special permit from the Building Inspector shall be obtained.

Section 4: Safeguards. It shall be the duty of the person, firm, partnership, association or corporation doing any construction, altering or wrecking work in this village to do the same with proper care for the safety of persons and property. Warnings, barricades and lights shall be maintained whenever necessary for the protection of pedestrians or traffic; and temporary roofs over sidewalks shall be constructed whenever there is danger, from falling articles or materials, to pedestrians.

ARTICLE III. PLUMBING

Section 1: New Plumbing - Exposure for Inspection. In all buildings hereafter erected, both public and private and in all buildings already built or erected wherein any plumbing is installed or wherein any sewer-connected pipe shall be repaired or changed, except for minor repairs, on the sewer side of the trap, the drain, the soil, rainwater and other pipe or pipes connected directly or indirectly to any drain, soil or waste pipe, and all traps shall be exposed to view for inspection and test by the Building Inspector, and shall not be covered until such test is made.

Section 2: Metal Connections - Tile Sewers. All soil or waste pipes shall be connected to the tile sewer, if a tile sewer is laid within the building, and if the connection is made above the ground or floor, by a suitable metal connection, which shall make an air tight and water tight joint, without the

use of cement, mortar, putty or other material, and which can and shall be in view at the time of the final inspection.

The entire fitting or piece which is used to connect the iron soil or waste pipe to the tile sewer shall be regarded as the metal connection. Metal connections which can be removed from the sewer and soil or waste pipes, after being in place, without removing a portion of the iron soil or waste pipes are prohibited. No tile sewer shall be used above the ground or basement floor where a cement joint is exposed to the air.

Section 3: Connections Outside Building and Underground. Outside the building and underground the connection between the soil or waste pipe and the vitrified tile sewer shall be thoroughly made with slip type joints with minimum 4 inch tile for single dwellings, and 6 inch tile for multiple type dwellings. A clean out trap shall be installed in sewer at head of line on the outside of the building.

Section 4: Rain Spouts. No person, firm, partnership, association or corporation shall allow drain or storm water to flow into any sanitary sewer.

ARTICLE IV. ELECTRICAL SYSTEMS

Section 1: Electrical Equipment Defined. The term electrical equipment as used herein includes, but is not limited to, the wiring involved in the transmission of electrical current, but expressly excludes electrical appliances and lighting switches.

Section 2: General Standards and Specifications. All installations or alterations of electrical equipment in any building or buildings and/or any area adjacent thereto and adjoining thereupon shall be made and done in accordance with the procedures, specifications, standards and materials defined and established by the 1959 Edition of the National Electric Code - Standard of the National Board of Fire Underwriters for Electrical Wiring and Apparatus as Recommended by the National Fire Protection Association - American Standard, Approved August 5, 1959, by American Standards Association which is incorporated herein and by reference hereto made a part hereof, except where otherwise provided hereinafter.

Section 3: Specific Standards and Specifications. All wires and apparatus installed, altered or used in buildings or parts of buildings used as a hotel, motel, lodging house, rooming house, club house, asylum, home for the aged, home for children, jail, police station, hospital, department store, office building, school, apartment house with three or more apartments, auditorium, church, commercial building, factory, residential basement, and trailers shall be wired in standard conduit or metal raceway wiring.

Section 4: Further Specific Standards and Specifications.

- (a) All residential homes shall be wired in conduit, BX, Armored Cable, or Romex with bonding wire.
- (b) All kitchens therein shall be wired with not less than #12 wire.
- (c) All basements therein shall be wired in conduit wire.
- (d) No service switches, cutouts or meters shall be installed therein